



OFFICIAL PROCEEDINGS

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Courthouse, Milwaukee, Wisconsin

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- 23rd **KATHLEEN A. ARCISZEWSKI**, 5618 Beaver Ct., Greendale 53129421-7742
- 24th **LINDA RYAN**, 823 Menomonee Ave., South Milwaukee 53172762-9185
- 25th **THOMAS A. BAILEY**, 5250 N. Diversey Blvd., Whitefish Bay 53217906-0804

MARK RYAN, County Clerk

Annual Meeting (Continued)
January 18, 2001

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**Milwaukee, Wisconsin, Thursday, January 18, 2001,
9:36 a.m.**

Supervisor Ordinans in the Chair.

PRESENT: Aldrich, Arciszewski, Borkowski, Coggs-Jones, Davis, De Bruin, Jasenski, Johnson, Launstein, Lutzka, Mayo, McGuigan, Nyklewicz, Quindel, Ryan, Schmitt, Weishan, White, Zielinski and the Chairman—20. **ABSENT:** Diliberti, Holloway, Krug and Podell—4. **EXCUSED:** Bailey—1.

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

Supervisors Diliberti, Holloway, Krug and Podell are hereinafter noted present.

APPROVAL OF JOURNAL OF PROCEEDINGS

Supervisors Diliberti, Holloway and Krug present.

On a motion by Supervisor White, the **Journal of Proceedings of April 24, 2000 WAS APPROVED** by a voice vote.

UNFINISHED BUSINESS

Supervisor Podell present.

File No. 00-709
(Journal, December 21, 2000)

(Item 1) Report from the Committee on Parks, Energy and Environment, recommending adoption of a resolution approving conceptual plans for the Thank You Ben Memorial at Veterans Park and gratefully accepting donation of the sculpture, as submitted by the Milwaukee North Shore Sunrise Rotary Club, and authorizing the Rotary Club to proceed with fund raising and development of plans with the requirement that all construction drawings and specifications be reviewed by the Parks Design and Review Advisory Board, the Department of Parks, Recreation and Culture and the Department of Public Works; further, authorizing the Director of Parks to enter into a Land Use Agreement and Escrow Agreement

with the Milwaukee Sunrise Rotary Club prior to the start of construction. (Vote 7-0)

LAID OVER 12/21/00.

On a motion by Supervisor Aldrich, **Item 1-Unfinished Business WAS REFERRED BACK TO THE COMMITTEE ON PARKS, ENERGY AND ENVIRONMENT.**

REPORTS OF COUNTY OFFICERS

Confirmation of Reappointments:

File No. 01-44

From the County Executive, reappointing Seaver P. Bigler to serve on the Milwaukee County Ethics Board for a term expiring February 28, 2007.

File No. 01-83

From the County Executive, reappointing Messrs. Thomas H. Wynn, Sr. and Victor Vela to serve on the Milwaukee County Veterans Commission for a term expiring December 31, 2003.

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

AYES—Aldrich, Arciszewski, Borkowski, Coggs-Jones, Davis, De Bruin, 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.

PRESENTATION OF COMMUNICATIONS

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

File No. 90-381(a)(a)

From Foundation in Support of Local Democracy, notifying

Milwaukee County that their organization has been honored by the Prime Minister of the Republic of Poland.

Placed on file.

File No. 01-3

From Milwaukee County Clerk, submitting a listing of Summons & Complaints, Discrimination Complaints, et. al., served on Milwaukee County.

Placed on file.

File No. 01-6

From Vickco C. Battle, submitting a Notice for damages allegedly sustained when his property was not returned after being incarcerated in the Milwaukee County Jail.

Placed on file.

File No. 01-6

From Eugene Bartel, submitting a Notice for damages allegedly sustained to his property by a Milwaukee County snowplow driver.

Placed on file.

File No. 01-6

From Daniel P. Kondos, S.C., Law Offices, submitting a Notice of Injury in behalf of Robert Bence for injuries and damages allegedly sustained in a fall on the Canadian Pacific Railroad Bridge.

Placed on file.

File No. 01-6

From Steven C. Billiat, submitting a Notice for injuries and damages allegedly sustained in a fall while incarcerated at the Milwaukee County Jail.

Placed on file.

File No. 01-6

From Karp Law Offices, S.C., submitting a Notice in behalf of Alberta Davis for injuries and damages allegedly sustained while a passenger on a Milwaukee Transport Services, Inc. bus.

Placed on file.

File No. 01-6

From Samster & Konkel, S.C., submitting a Notice of Injury in behalf of Patrick Davis for injuries and damages allegedly sustained while a passenger on a Milwaukee Transport Services, Inc. bus.

Placed on file.

File No. 01-6

From Law Offices of Thomas M. Jacobson, S.C., submitting a Notice of Injury in behalf of Xeres Heard for injuries and damages allegedly sustained while a passenger on a Milwaukee Transport Services, Inc. bus.

Placed on file.

File No. 01-6

From Phillips, Donohue & Cymerman, S.C., submitting a Notice of Injury in behalf of Anquinette Henley-Simms for injuries and damages allegedly sustained when her vehicle was struck by a Milwaukee Transport Services, Inc. bus.

Placed on file.

File No. 01-6

From Janice M. Jobst, submitting a Notice for injuries and damages allegedly sustained in a fall on the sidewalk outside the Milwaukee County Courthouse.

Placed on file.

File No. 01-6

From Charles Osowski, submitting a Notice for damages

- allegedly sustained when a Milwaukee County snowplow knocked down his mailbox.

Placed on file.

File No. 01-9

From Winnebago County Clerk, submitting an adopted resolution requesting the governor to recognize the State's financial obligation to adequately fund State programs administered by counties in the 2001-2003 biennial budget.

Placed on file.

File No. 01-9

From Jackson County Clerk, submitting an adopted resolution supporting the efforts and proposals for the Kettl Commission regarding state-local partnership for the 21st century.

Placed on file.

File No. 01-9

- From St. Croix County Clerk, submitting an adopted resolution requesting the governor and the Wisconsin Legislature to provide sufficient funding to support the implementation of State statutes which result in additional cost to county taxpayers by housing inmates for additional time in county jails.

Placed on file.

File No. 01-9

From Winnebago County Clerk, submitting an adopted resolution supporting the recommendations of the Governor's Blue Ribbon Commission on State/Local Partnerships for the 21st Century.

Placed on file.

File No. 01-38

- From the Chief Judge, requesting the creation of one Research Assistant position to provide appropriate collection and documentation of statistics on domestic violence.

- **Referred to the Committee on Finance & Audit, Committee on Personnel, Dept. of Administration and Dept. of Human Resources.**

File No. 01-39

From the Zoo Director, requesting authorization to execute a professional services contract with the Eurolink Company for operation of high-profile penny presses at the Milwaukee County Zoo, for which Milwaukee County will receive 50 percent of gross collected revenue, after state sales tax.

Referred to the Committee on Parks, Energy & Environment.

File No. 01-40

From the Zoo Director, requesting authorization to execute a professional services contract with Oceans of Fun, Inc., in the amount of \$131,000 for presentation of the Zoo's Marine Mammal show and in the amount of \$25,000 for animal training and consultation.

Referred to the Committee on Parks, Energy & Environment.

File No. 01-41

From Vice President, Welman Architects, Inc., relative to requesting authorization for the Parks Department to negotiate an agreement with the developers of the proposed Lafayette Place residential development adjacent to the Oak Leaf Trail on the east side of the City of Milwaukee for land exchange and construction of an access ramp to the Oak Leaf Trail.

Referred to the Committee on Parks, Energy & Environment.

File No. 01-42

From the Parks Marketing Director, requesting authorization to enter into a three-year agreement with Harborside Marine to operate and maintain the Riverfront boat launch located at Bruce Street and Kinnickinnic River.

Referred to the Committee on Parks, Energy & Environment.

File No. 01-45

From Director, Department of Parks, Recreation and Culture,

requesting authorization to apply for and accept a 2001 Wisconsin Coastal Management Grant application for Bay View Park staircase replacement.

Referred to the Committee on Parks, Energy & Environment.

File No. 01-46

From the Superintendent, House of Correction, requesting authorization to execute professional service contracts with service providers regarding the Day Reporting Center for the period February 1, 2001 through January 31, 2002, contingent upon continued funding.

Referred to the Committee on Judiciary, Safety & General Services.

File No. 01-48

From Mark Worzalla, submitting a claim for injuries and damages allegedly sustained when he was struck in the leg by a stick that flew from the lawn mower being operated by a Milwaukee County employee at Dineen Park.

Referred to the Committee on Judiciary, Safety & General Services.

File No. 01-49

From Thaddeaus Mitchell, 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 & General Services.

File No. 01-50

From Attorneys Hertel & Gibbs, S.C., submitting a claim in behalf of Debra Gakewski, 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.

Referred to the Committee on Judiciary, Safety & General Services.

File No. 01-51

From Merna Mellum, submitting a claim for damages allegedly sustained to her automobile when damaged at the exit from the parking garage at General Mitchell International Airport on October 23, 2000.

Referred to the Committee on Judiciary, Safety & General Services.

File No. 01-52

From William Joyner, submitting a claim for damages allegedly sustained to his automobile when it collided with a Milwaukee County bus sign on Interstate Highway I-43.

Referred to the Committee on Judiciary, Safety & General Services.

File No. 01-53

From Koch & McCann, S.C., submitting a claim in behalf of Starlita McFarland, for injuries and damages allegedly sustained when she was assaulted and battered in an elevator in the Milwaukee County Jail by a Deputy Sheriff.

Referred to the Committee on Judiciary, Safety & General Services.

File No. 01-54

From Keith Blockton, 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 & General Services.

File No. 01-55

From Mark Deniswicz, submitting a claim for damages allegedly

sustained to his automobile while parked at the General Mitchell International Airport.

Referred to the Committee on Judiciary, Safety & General Services.

File No. 01-56

From Robert F. DeBona, submitting a claim for damages allegedly sustained to his automobile when he hit a pothole on the ramp of Interstate Highway I-43 & I-94.

Referred to the Committee on Judiciary, Safety & General Services.

File No. 01-57

From Director, Department of Administration, requesting authorization to execute a one-year lease with CPS/Allright Parking for the operation of the East-West Freeway (I-794) parking lot between east of North Van Buren and south of East Clybourn Streets, Milwaukee, Wisconsin.

Referred to the Committee on Transportation, Public Works & Transit.

File No. 01-58

From Director of Public Works, recommending amendments to Chapter 67 related to issuance of permits for temporary occupancy of public way, public way special events and encroachments beyond public way.

Referred to the Committee on Transportation, Public Works & Transit.

File No. 01-59

From Director of Public Works, requesting authorization to support the McKinley Build alternate extending demolition limits for STH 145 (Park East Freeway) west to North Sixth Street, should the McKinley Alternate become the favored outcome of the public hearing process.

Referred to the Committee on Transportation, Public Works & Transit.

File No. 01-60

From Director of Public Works, submitting a policy-defining criteria for local cost sharing and participation on County Trunk Highway improvement projects.

Referred to the Committee on Transportation, Public Works & Transit.

File No. 01-61

From Director of Public Works, requesting authorization to execute and file grant applications for State and Federal funding to support the 2001/2002 Job Access Program.

Referred to the Committee on Transportation, Public Works & Transit.

File No. 01-62

From Director of Public Works, requesting authorization to enter into a commercial operating permit with Werth Flying Services, Inc., for the provision of aircraft maintenance services at General Mitchell International Airport.

Referred to the Committee on Transportation, Public Works & Transit.

File No. 01-63

From the Managing Director, Milwaukee County Transit System, requesting authorization to modify the operation of Transit System downtown trolley routes - Route 73 (Lake Route) and Route 74 (River Route) and the possible operation of an additional trolley route.

Referred to the Committee on Transportation, Public Works & Transit.

File No. 01-64

From Midtown Neighborhood Association, requesting a Brownfield grant of \$30,000 for the remediation and redevelopment of a site at 26th and Lisbon.

Referred to the Committee on Economic & Community Development.

File No. 01-65

From the District Court Administrator, requesting authorization to enter into Memorandum of Understanding with various agencies to assist Milwaukee County in creating a coordinated community response to domestic violence.

Referred to the Committee on Judiciary, Safety & General Services.

File No. 01-66

From the District Court Administrator, requesting on behalf of the Judicial Oversight Initiative (Domestic Violence Grant) retroactive authorization to apply for and receive a grant in the amount of \$18,184 from the Wisconsin Department of Justice - Office of Crime Victim Services.

Referred to the Committee on Judiciary, Safety & General Services.

File No. 01-67

From Director of Human Resources, requesting authorization to enter into a contract with FlexBen Corporation as administrator of an expanded Section 125 Plan, in accordance with IRS regulations.

Referred to the Committee on Personnel.

File No. 01-69

From Director, Department of Administration, recommending housing program changes to address recent federal rules concerning lead based paint.

Referred to the Committee on Economic & Community Development.

File No. 01-70

From Director, Department of Administration, requesting authorization to subordinate the County's Home Repair liens on the property at 10844 S. 10th Avenue, Oak Creek.

Referred to the Committee on Economic & Community Development.

File No. 01-71

From Director, Department of Administration, requesting authorization to enter into a contract, in the amount of \$25,000, with the Metropolitan Milwaukee Fair Housing Council as part of the 2001 Milwaukee County Community Development Block Grant (CDBG).

Referred to the Committee on Economic & Community Development.

File No. 01-72

From Director of Audits, requesting authorization to enter into a professional services agreement with Millennium Partners for computer consulting services for the Department's audit of the Information Management Services Division.

Referred to the Committee on Finance & Audit.

File No. 01-73

From the Controller, requesting approval of a 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 & Audit.

File No. 01-74

From Joseph D. Ticcioni, submitting a claim for damages allegedly sustained to his automobile when involved in an accident with a Milwaukee County snow plow while traveling westbound on I-94 between the County Line and Moorland Road.

Referred to the Committee on Judiciary, Safety & General Services.

File No. 01-75

From Ryan E. Hurse, submitting a claim for damages allegedly sustained to his automobile while parked on Milwaukee County Grounds parking lot.

Referred to the Committee on Judiciary, Safety & General Services.

File No. 01-76

From Jodi Hetzer, submitting a claim for damages allegedly sustained to her automobile as a result of a Milwaukee County snow-plow throwing snow on her windshield.

Referred to the Committee on Judiciary, Safety & General Services.

File No. 01-79

From Jason D. Jones, submitting a claim for the alleged loss of personal property while incarcerated at the Milwaukee County Criminal Justice Facility.

Referred to the Committee on Judiciary, Safety & General Services.

File No. 01-80

From American Family Insurance Group, submitting a claim under their subrogation rights of their insured, Carrie A. Bilski, for reimbursement of payment made for alleged damages sustained to her automobile in an accident occurring on December 1, 2000 involving a Milwaukee County-owned vehicle.

Referred to the Committee on Judiciary, Safety & General Services.

File No. 01-81

From Darryl D. Hampton, submitting a claim for injuries and damages allegedly sustained due to the treatment and lack of treatment received while incarcerated at the Milwaukee County Criminal Justice Facility.

Referred to the Committee on Judiciary, Safety & General Services.

File No. 01-82

From American Family Insurance Group, submitting a claim under their subrogation rights of their insured, John B. Urban, for reimbursement of payment made for alleged damages sustained to his automobile in an accident occurring on December 19, 2000 involving a Milwaukee County-owned vehicle.

Referred to the Committee on Judiciary, Safety & General Services.

File No. 01-84

From Director of Parks, Recreation and Culture, requesting the creation of one position of Safety, Security and Training Manager and the abolishment of one position of Training Assistant - Parks, both effective March 1, 2001.

Referred to the Committee on Finance & Audit, Committee on Personnel, Dept. of Administration and Dept. of Human Resources.

File No. 01-85

From Director of Veterans Service Office, requesting authorization to apply to the State of Wisconsin for the County Veterans Service Officer Grant in the amount of \$13,000 and to accept said grant, if awarded, for 2001.

Referred to the Committee on Health & Human Needs.

RESOLUTIONS/ORDINANCES **REFERRED TO STANDING COMMITTEES**

File No. 01-43

By Supervisor Ziellinski:

WHEREAS, the County Board of Supervisors is required by State law to redistrict Milwaukee County, based on current population data contained in the 2000 Census, with this data being provided to Milwaukee County prior to April 1, 2001, as required by Federal law; and

WHEREAS, Federal and State law require that the new districts be drawn and based not only on equal population, neighborhood boundaries, compactness, and contiguity, but also must be in compliance with the protections for racial and language minorities, as required by the Voting Rights Act of 1965, as amended; and

WHEREAS, population estimates for the area comprising the 12th Supervisory District indicate, with minor modifications and application of traditional redistricting criteria such as neighborhood boundaries, equal population, compactness, and contiguity, that this district would have a majority Hispanic population; now, therefore,

BE IT RESOLVED, that the Milwaukee County Board of Supervisors hereby establishes, as Milwaukee County policy, that all redistricting plans for 2001-2010, to be considered by the County Board of Supervisors, shall be drawn to comply with 1) Federal equal population mandates; 2) established Federal and State redistricting criteria; and 3) maintenance of the voting rights of Hispanic and African American citizens, as guaranteed by the Voting Rights Act of 1965, as amended.

Fiscal Note:

Approval of this resolution will not require an appropriation of funds; however, an expenditure of staff time will be required.

**REFERRED TO THE COMMITTEE ON JUDICIARY,
SAFETY AND GENERAL SERVICES.**

File No. 01-47

By Supervisors Ziellinski and Jasenski:

WHEREAS, Section 303.17 of the Wisconsin State Statutes provides that "the county board of supervisors shall control the management of a house of correction...pursuant to such regulations and under the direct supervision and control of such officers as the county board of supervisors prescribes..."; and

WHEREAS, the Milwaukee County House of Correction (HOC) houses approximately 1000 persons who have been sentenced by the Courts with community access privileges; and

WHEREAS, the County Board, in the 2001 Adopted Budget, has approved a tiered policy authorizing the Superintendent of the HOC and the Sheriff to implement various procedures reducing the HOC and Jail populations when prescribed population levels are reached; and

WHEREAS, the Superintendent of the House of Correction generally has the administrative authority to modify the sentence of a community access prisoner to electronic surveillance; and

WHEREAS, in a November 27, 2000 memo to the Chairman of the Judiciary, Safety and General Services Committee, the Superintendent indicated that it is his policy to "specifically" preclude from consideration for modification to electronic surveillance "anyone with an offense falling into the category of sensitive crimes

(sexual assaults, domestic violence, physical abuse of children, child neglect), possession of a controlled substance with intent to deliver, or any charge which has resulted in a no-contact order"; and

WHEREAS, the Superintendent of the HOC also indicated that modification to electronic surveillance is "accomplished through a case-by-case review which considers a variety of factors, including criminal history and institutional behavior"; and

WHEREAS, in addition to the above listed offenses which automatically exclude a community access prisoner from consideration for administrative modification to electronic surveillance, other HOC community access prisoners who have been convicted for committing other equally dangerous crimes are not automatically excluded from consideration for electronic surveillance; and

WHEREAS, these additional offenses include battery, delivery of a controlled substance, felon in possession of a firearm, carrying a concealed weapon, fleeing from an officer, second degree reckless endangerment of safety, armed robbery - party to a crime; possession of a controlled substance, causing great bodily harm by use of a vehicle, and burglary while armed; and

WHEREAS, these individuals should not have the luxury of being able to serve their sentences under electronic surveillance, while Milwaukee County citizens live in fear for their safety and security; and

WHEREAS, the County Board desires to exercise its statutorily-granted authority over the regulations under which the House of Correction operates and, in so doing, wishes to institute guidelines limiting the use of electronic surveillance for prisoners who have been sentenced to the House of Correction with community access privileges; now, therefore,

BE IT RESOLVED, that the Milwaukee County Board of Supervisors hereby authorizes and directs the Superintendent of the House of Correction to exclude from eligibility and consideration for administrative modification to the electronic surveillance program the following prisoners who have been sentenced to the House of Correction with community access privileges for having committed the following offenses:

1. Sexual assault;
2. Domestic violence;
3. Physical abuse of children;
4. Child neglect;

5. Possession of a controlled substance with intent to deliver;
6. Any charge resulting in a no-contact order;
7. Battery;
8. Delivery of a controlled substance;
9. Felon in possession of a firearm;
10. Carrying a concealed weapon;
11. Second degree reckless endangerment of safety;
12. Armed robbery;
13. Robbery - party to a crime;
14. Causing great bodily harm by use of a vehicle; and
15. Burglary while armed.

Fiscal Note:

Adoption of this resolution could have a fiscal effect on the budget of the House of Correction but the cost of further limiting the number of prisoners who would be eligible for the electronic surveillance program is unknown at this time.

**REFERRED TO THE COMMITTEE ON JUDICIARY,
SAFETY AND GENERAL SERVICES.**

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

By the Committee on Personnel - 4 Items

File No. 01-77(a)

(Item 1) WHEREAS, the negotiations staff of the Personnel Committee of the Milwaukee County Board of Supervisors and the Milwaukee County Fire Fighters' Association have concluded negotiations and reached agreement on all issues relating to wages, hours and conditions of employment for employes in the bargaining unit represented by the Milwaukee County Fire Fighters' Association, modifying the previous agreement in the following respects:

- 1) Providing for termination of the Agreement on December 31, 2001.
- 2) Providing effective pay period thirteen (13) of year 2001 (June 24, 2001) the wages of the bargaining unit employes shall be increased by two percent (2%).

- 3) Providing for each eligible employe enrolled in the County Health Plan or HMO approved by the County shall pay \$80 per month single and \$100 per month family coverage plans.
 - A) Providing for the following change in in-patient and out-patient treatment of mental and nervous disorders and other drug abuse (AODA) of the Plan Document for Milwaukee County Health Plan.
 - 1) Providing for 80% of the contracted rate rather than 100% for an employe and the dependent use of an in-patient PPO facility and thirty (30) days rather than seventy (70) days hospitalization, as long as it is approved by the PPO.
 - 2) Providing for fifty percent (50%) payment rather than eighty percent (80%) of the contracted rate for a non-PPO.
 - 3) Providing for up to twenty-five (25) visits for out-patient treatment when authorized by the PPO and providing ninety-five percent (95%) reimbursement rather than one hundred percent (100%).
 - 4) Providing for an increase from fifteen (15) to thirty (30) days per calendar year in day treatment or partial hospitalization and shall be paid at ninety-five (95%) of the contracted rate rather than one hundred percent (100%) at an authorized PPO facility.
 - 5) Providing for the first fifteen (15) visits of out-patient treatment authorized by the PPO, but not provided by a PPO, provider shall be paid at fifty percent (50%) of the contracted rate for all medically-necessary and appropriate treatment as determined by the PPO. When authorized by the PPO, up to thirty (30) days per calendar year, per insured, of day treatment or partial hospitalization shall be paid at fifty percent (50%) of the contract rate for all authorized stays at a non-PPO facility.
 - B) Providing the insured uses a PPO physician, the Major Medical annual deductible will be reduced from \$250 to \$150 per insured, and from \$750 to \$450 per family, per year.
 - C) Providing prescription drug coverage which shall be carved out of the Milwaukee County Health Plan. Such coverage shall be provided through a pharmacy benefit management

program approved by the County. The employe shall pay ten percent (10%) of the cost for a generic drug, or twenty percent (20%) of the cost for a brand name drug (\$3.00 minimum) at point of purchase.

D) Providing for a disease management program.

E) Providing medical providers of excellence.

- 4) Providing for a "Back Drop" pension benefit.
- 5) Providing for named employes shall have all past and future pension service credited at two percent (2%) and upon retirement, shall be eligible for a "Bonus" of seven and one-half percent (7.5%) added to final average salary for each year of service (or portion thereof) after January 1, 2001, up to a maximum bonus of twenty-five percent (25%).
- 6) Providing employes hired on or after January 1, 1999 shall have all service earned after January 1, 2001 credited at two percent (2%) and for each year of service after January 1, 2001 shall have eight (8) years of service earned prior to January 1, 2001 credited at two percent (2%).
- 7) Providing for five-year vesting.
- 8) Providing for employes hired prior to 1994 eliminating retirement leave pay-out of a portion of accrued sick allowance at the time of retirement and providing the funds will be placed in a "drop account" within the pension fund and then the employe may request an immediate cash pay-out or roll the funds over to an IRA.
- 9) Providing for an employe hired on or after January 1, 1994, eliminating the retirement pay-out of a portion of accrued sick allowance at the time of retirement and providing to continue health insurance coverage after retirement until the cash value of accrued sick allowance is exhausted.
- 10) Providing the County shall pay the full monthly premium per \$1,000.00 of coverage for eligible employes' basic life insurance based on the authorized annual salary up to and including the first \$25,000.00 thereof.
- 11) Providing for new language and procedure related to injury or illness in the line of duty.

12) Providing for a reclassification/reallocation study committee.

; and

WHEREAS, such agreement was ratified by the membership of Milwaukee County Fire Fighters' Association on December 21, 2000; now, therefore

BE IT RESOLVED, that such agreement, which is incorporated herein by reference in File No. 01-77(a), is hereby ratified by the Milwaukee County Board of Supervisors and the County Executive and County Clerk are hereby authorized and requested to execute same; and

BE IT FURTHER RESOLVED, that the Director of the Department of Administration is hereby authorized and directed to determine the appropriate source of funds in the 2001 Adopted Budget to implement the terms of this resolution; and

BE IT FURTHER RESOLVED, that the Director of the Department of Administration is hereby authorized and directed to prepare an appropriation transfer request at a later date, if necessary.

Fiscal Note:

It is anticipated that this resolution shall have the following increased expenditure:

Fire Fighters Approximate Additional Projected Costs

	<u>2001</u>
Wages (including FICA)	\$7,887.00
Health Premiums	(9,240.00)
Health Management Programs	(1,091.00)
Retirement Improvements	17,436.00
Life Insurance	389.00
Uniform Allowance	<u>5,400.00</u>
TOTAL	\$20,781.00

File No. 01-77(b)

(Item 2) WHEREAS, the negotiations staff of the Personnel Committee of the Milwaukee County Board of Supervisors and the Milwaukee County Fire Fighters' Association have concluded negotiations and reached agreement on all issues relating to wages, hours and conditions of employment for employees in the bargaining unit represented by the Milwaukee County Fire Fighters'

Association, modifying the previous agreement in the following respects:

- 1) Providing for termination of the Agreement on December 31, 2004.
- 2) Providing:
 - A) Effective the first pay period in 2002 (December 23, 2001) annual wages of bargaining unit employes shall be increased by three percent (3%).
 - B) Effective the first pay period in 2003 (December 22, 2002) annual wages of the bargaining unit employes shall be increased by three percent (3%).
 - C) Effective the first pay period in 2004 (December 21, 2003) annual wages of bargaining unit employes shall be increased by two percent (2%).
 - D) Effective pay period thirteen (13) in 2004 (June 20, 2004) annual wages of bargaining unit employes shall be increased by two percent (2%).
- 3) Providing for twelve (12) days of vacation after fifteen (15) years and providing for fifteen (15) days of vacation after twenty (20) years, effective January 1, 2002.
- 4) Providing effective January 1, 2002, one additional off day.
- 5) Providing in pay period one (1) of 2003 the final average salary shall be calculated on the three highest consecutive years of salary.
- 6) Providing effective pay period one (1) in 2002, an additional \$100.00 for uniform allowance.

; and

WHEREAS, such agreement was ratified by the membership of Milwaukee County Fire Fighters' Association on December 21, 2000; now, therefore

BE IT RESOLVED, that such agreement, which is incorporated herein by reference in File No. 01-77(b), is hereby ratified by the Milwaukee County Board of Supervisors and the County Executive and County Clerk are hereby authorized and requested to execute same; and

BE IT FURTHER RESOLVED, that the Director of the Department of Administration is hereby authorized and directed to determine the appropriate source of funds in the 2002, 2003 and 2004 Adopted Budgets to implement the terms of this resolution; and

BE IT FURTHER RESOLVED, that the Director of the Department of Administration is hereby authorized and directed to prepare an appropriation transfer request at a later date, if necessary.

Fiscal Note:

It is anticipated that this resolution shall have the following increased expenditure:

Fire Fighters Approximate Additional Projected Costs

	<u>2002</u>	<u>2003</u>	<u>2004</u>
Wages (including FICA)	\$23,898	\$24,615	\$25,522
Health Premiums	(9,240)	(9,240)	(9,240)
Health Management Programs	(1,091)	(1,091)	(1,091)
Retirement Improvements	--	1,992	1,992
Life Insurance	389	389	389
Uniform Allowance	<u>5,400</u>	<u>5,400</u>	<u>5,400</u>
TOTAL	\$19,356	\$22,066	\$22,972

File No. 01-78(a)

(Item 3) WHEREAS, the negotiations staff of the Personnel Committee of the Milwaukee County Board of Supervisors and the Milwaukee Building and Construction Trades Council, AFL-CIO, have concluded negotiations and have reached agreement on all issues relating to wages, hours and conditions of employment for employes in the bargaining unit represented by the Milwaukee Building and Construction Trades Council, AFL-CIO, modifying the previous agreement in the following respects:

- 1) Providing for termination of the Agreement on December 31, 2001.
- 2) Providing the payment of ninety-five percent (95%) of the outside rate implemented in the private sector by the Allied Building and Construction Trades Council, effective January 1, 2001 and continuing until December 31, 2001.
- 3) Providing for each eligible employe enrolled in the County Health Plan or HMO approved by the County shall pay eighty

dollars (\$80) per month single and one hundred dollars (\$100) per month family coverage plans effective January 1, 2001.

A) Providing for the following change in in-patient and out-patient treatment of mental and nervous disorders and other drug abuse (AODA) of the Plan Document for Milwaukee County Health Plan.

1) Providing for eighty percent (80%) of the contracted rate rather than one hundred percent (100%) for an employe and the dependent use of an in-patient PPO facility and thirty (30) days rather than seventy (70) days hospitalization, as long as it is approved by the PPO.

2) Providing for fifty percent (50%) payment rather than eighty percent (80%) of the contracted rate for a non-PPO.

3) Providing for up to twenty-five (25) visits for out-patient treatment when authorized by the PPO and providing for ninety-five percent (95%) reimbursement rather than one hundred percent (100%).

4) Providing for an increase from fifteen (15) to thirty (30) days per calendar year in day treatment or partial hospitalization and shall be paid at ninety-five percent (95%) of the contracted rate rather than one hundred percent (100%) at an authorized PPO facility.

5) Providing for the first fifteen (15) visits of out-patient treatment authorized by the PPO, but not provided by a PPO provider, shall be paid at fifty percent (50%) of the contracted rate for all medically-necessary and appropriate treatment as determined by the PPO. When authorized by the PPO, up to thirty (30) days per calendar year, per insured, of day treatment or partial hospitalization shall be paid at fifty percent (50%) of the contract rate for all authorized stays at a non-PPO facility.

B) Providing the insured uses a PPO physician, the Major Medical annual deductible will be reduced from \$250 to \$150 per insured, and from \$750 to \$450 per family, per year.

C) Providing prescription drug coverage which shall be carved out of the Milwaukee County Health Plan. Such coverage

shall be provided through a pharmacy benefit management program approved by the County. The employe shall pay ten percent (10%) of the cost for a generic drug, or twenty percent (20%) of the cost for a brand name drug (\$3.00 minimum) at point of purchase.

- D) Providing for a disease management program.
- E) Providing medical providers of excellence.
- 4) Providing for a "Back Drop" pension benefit.
- 5) Providing the final average salary of employes who become members of the Employee Retirement System prior to January 1, 1982, shall be recalculated to include a "Bonus" of seven and one-half percent (7.5%) for each year of service (or portion thereof) after January 1, 2001, up to a maximum of twenty-five percent (25%).
- 6) Providing for five (5) year vesting.
- 7) Providing multiplier increase of one half of one percent (0.5%) for all service on and after January 1, 2000 (one and one half percent (1.5%) to two percent (2%) for employes hired after January 1, 1982).
- 8) Providing for each year of service after January 1, 2001, eight (8) years of pension service credit earned before 2001 will be credited at the rate of the higher multiplier as stated above for employes hired after January 1, 1982.
- 9) Providing for the Rule of 75.
- 10) Providing for employes the elimination retirement leave pay-out of a portion of accrued sick allowance at the time of retirement and providing the funds will be placed in a "drop account" within the pension fund and then the employe may request an immediate cash pay-out or roll the funds over to an IRA.
- 11) Providing for the deletion of a one-time special tool allowance of \$100.00.
- 12) Providing for new language and procedure related to injury or illness in the line of duty.

; and

WHEREAS, such agreement was ratified by the membership of the Milwaukee Building and Construction Trades Council, AFL-CIO, on January 3, 2001; now, therefore

BE IT RESOLVED, that such agreement, which is incorporated herein by reference in File No. 01-78(a) is hereby ratified by the Milwaukee County Board of Supervisors and the County Executive and County Clerk are hereby authorized and requested to execute same; and

BE IT FURTHER RESOLVED, that the Director of the Department of Administration is hereby authorized and directed to determine the appropriate source of funds in the 2001 Adopted Budget to implement the terms of this resolution; and

BE IT FURTHER RESOLVED, that the Director of the Department of Administration is hereby authorized and directed to prepare an appropriation transfer request at a later date, if necessary.

Fiscal Note:

It is anticipated that this resolution shall have the following increased expenditure:

Skilled Trades Approximate Additional Projected Costs

	2001
Wages	\$208,276*
Health Premiums	(64,344)
Health Management Programs	(11,999)
Retirement Improvements	<u>148,759</u>
TOTAL	\$280,692

*Wage percentage of the prevailing outside rate has not increased for the life of this Agreement. The actual wage increases are unknown, but this estimate reflects the maximum potential wage increase.

File No. 01-78(b)

(Item 4) WHEREAS, the negotiations staff of the Personnel Committee of the Milwaukee County Board of Supervisors and the Milwaukee Building and Construction Trades Council, AFL-CIO, have concluded negotiations and have reached agreement on all issues relating to wages, hours and conditions of employment for employes in the bargaining unit represented by the Milwaukee Building and Construction Trades Council, AFL-CIO, modifying the previous agreement in the following respects:

- 1) Providing for termination of the Agreement on December 31, 2004.
- 2) Providing the payment of ninety-five percent (95%) of the outside rate implemented in the private sector by the Allied Building and Construction Trades Council, effective January 1, 2002 and continuing until December 31, 2004.
- 3) Providing for two hundred (200) hours of vacation after fifteen (15) years and providing for two hundred-forty (240) hours of vacation after twenty (20) years, effective January 1, 2002.
- 4) Providing effective January 1, 2002, the fourth Friday in November, which shall be considered a minor holiday.
- 5) Providing in pay period one (1) of 2003, the final average salary shall be calculated on the three (3) highest consecutive years of service.

; and

WHEREAS, such agreement was ratified by the membership of the Milwaukee Building and Construction Trades Council, AFL-CIO, on January 3, 2001; now, therefore

BE IT RESOLVED, that such agreement, which is incorporated herein by reference in File No. 01-78(b) is hereby ratified by the Milwaukee County Board of Supervisors and the County Executive and County Clerk are hereby authorized and requested to execute same; and

BE IT FURTHER RESOLVED, that the Director of the Department of Administration is hereby authorized and directed to determine the appropriate source of funds in the 2002, 2003 and 2004 Adopted Budgets to implement the terms of this resolution; and

BE IT FURTHER RESOLVED, that the Director of the Department of Administration is hereby authorized and directed to prepare an appropriation transfer request at a later date, if necessary.

Fiscal Note:

It is anticipated that this resolution shall have the following increased expenditure:

Skilled Trades Approximate Additional Projected Costs

	<u>2002</u>	<u>2003</u>	<u>2004</u>
Wages	\$214,525*	\$220,961*	\$227,589*

Health Premiums	(64,344)	(64,344)	(64,344)
Health Management Programs	(11,999)	(11,999)	(11,999)
Retirement Improvements	--	15,861	5,861
TOTAL	\$138,182	\$160,479	\$ 167,107

*Wage percentage of the prevailing outside rate has not increased for the life of this Agreement. The actual wage increases are unknown, but this estimate reflects the maximum potential wage increase.

The foregoing resolutions correctly state the action taken by the said committee at a meeting held January 12, 2001.

KATHLEEN A. ARCISZEWSKI
Chairman

Supervisor Arciszewski **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 on adoption.

Thereupon, **the foregoing resolutions WERE ADOPTED** by the following vote:

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

By Supervisor Arciszewski, Chairman:

From the Committee on Personnel, reporting on 5 Items.

File No. 01-67
(Journal, January 18, 2001)

(Item 1) From the Director of Human Resources (DHR), requesting approval to enter into a contract with FlexBen Corporation as administrator of an expanded Section 125 Plan, in

accordance with IRS regulations, by recommending adoption of the following:

A RESOLUTION

WHEREAS, the non-represented wage and benefit package, as well as all labor agreements settled for 2001, provide for expansion of the Section 125 Plan to include a flexible spending account, and other benefits, effective no later than July 2, 2001; and

WHEREAS, a flexible spending account plan (often referred to as a "Section 125 Plan" after its IRS Code Section) allows an employee to pay for approved out-of-pocket medical and dependent care expenses not covered by insurance by using pretax dollars via payroll deductions; and

WHEREAS, currently, the County's Section 125 Plan is a "premium only plan" for medical expenses which means that the employee's health and dental insurance premium payments are the only allowable expenses; and

WHEREAS, IRS regulations allow inclusion of many other employee expenses, such as health and dental insurance deductibles, co-payments, vision/eye care, hearing aids and employee parking; and

WHEREAS, effective July 1, 2001, the County has committed to the expansion of its plan to include these other qualified expenses, provided through a health-care reimbursement account which would permit an employee to estimate annual anticipated expenses and sign up for payroll deductions; and

WHEREAS, a reimbursement account offers considerable advantages to employer and employees because dollars used by employees are no longer considered wages and are not subject to FICA or FUTA taxes, resulting in less tax paid by the County; and

WHEREAS, the employees benefit because the voluntary participation is not subject to federal or state tax, generally saving 25% to 40% on those dollars, depending on the employee's tax bracket; and

WHEREAS, to ensure compliance with recently-adopted wage and benefit resolution for non-represented employees and the various labor agreements, in April, 2000, DHR conducted a request for proposals to evaluate third-party administrators for the expansion of the Section 125 Plan; and

WHEREAS, on January 12, 2001, the Director, DHR, recommended approval of a two and one-half year contract with FlexBen Corporation to provide Section 125 medical care reimbursement administration commencing July 1, 2001 through December 31, 2003; and authority to initiate a Section 132 plan which will permit employees to pay parking charges and Commuter Value Bus Pass charges through payroll deductions on a pre-tax basis and roll-over dependent care reimbursement account administration from the current vendor to FlexBen for coverage effective January 1, 2002; and

WHEREAS, on January 12, 2001, the Committee on Personnel approved the Director of DHR's request (Vote 6-0); now, therefore

BE IT RESOLVED, that the Director, Department of Human Resources is hereby authorized and directed to enter into a two and one-half (2.5) year contract with FlexBen Corporation to provide Section 125 medical care reimbursement administration commencing July 1, 2001 through December 31, 2003; and

BE IT FURTHER RESOLVED, that the Director, Department of Human Resources, is hereby authorized and directed to initiate a Section 132 plan which will permit employees to pay parking charges and Commuter Value Bus Pass charges through payroll deductions on a pre-tax basis; and

BE IT FURTHER RESOLVED, that the Director, Department of Human Resources, is hereby authorized and directed to rollover dependent care reimbursement account administration from the current vendor to FlexBen for coverage effective January 1, 2002.

Fiscal Note:

Implementation cost for the expanded Section 125 Plan with FlexBen Corporation as the third-party administrator is estimated at \$42,333 in 2001, including a \$3.25 per member per month charge (1,000 enrollees assumed) and first-year charges of a \$1,500.00 implementation fee and \$7,500.00 for Interactive Voice Response Enrollment which are one-time costs not repeated in subsequent years. These costs are largely offset by Social Security Tax savings on amounts elected by plan participants estimated at \$30,090.00 for six months in 2001 for a net cost of \$11,943.00. Sufficient funds are included in the Adopted Budget in 1950 account 6143 to cover these costs.

In 2002, the costs are estimated at \$33,333.00 with FICA savings of \$60,180.00 for the full twelve month period.

File No. 00-507(a)
(Journal, September 28, 2000)

(Item 2) From District No. 10, International Association of Machinists and Aerospace Workers, notifying of their intent to negotiate and modify the existing labor agreement with Milwaukee County which expires December 31, 2000, by recommending adoption of the following:

A RESOLUTION

WHEREAS, the negotiations staff of the Personnel Committee of the Milwaukee County Board of Supervisors and the International Association of Machinists & Aerospace Workers #10, have concluded negotiations and reached agreement on all issues relating to wages, hours and conditions of employment for employees in the bargaining unit represented by the International Association of Machinists & Aerospace Workers #10, modifying the previous agreement in the following respects:

- 1) Providing for termination of the Agreement on December 31, 2001.
 - 2) Providing effective pay period thirteen (13) of year 2001 (June 24, 2001) the wages of the bargaining unit employees shall be increased by two percent (2%).
 - 3) Providing for fifty (50) hours rather than seventy (70) hours of compensatory time to be carried over into the succeeding year.
 - 4) Providing for each eligible employee enrolled in the County Health Plan or HMO approved by the County shall pay \$80 per month single and \$100 per month family coverage plans, effective January 1, 2001.
 - A) Providing for the following change in in-patient and out-patient treatment of mental and nervous disorders and other drug abuse (AODA) of the Plan Document for Milwaukee County Health Plan.
 - 1) Providing for 80% of the contracted rate rather than 100% for an employee and the dependent use of an in-patient PPO facility and thirty (30) days rather than seventy (70) days hospitalization, as long as it is approved by the PPO.
 - 2) Providing for fifty percent (50%) payment rather than eighty percent (80%) of the contracted rate for a non-PPO.
-

- 3) Providing for up to twenty-five (25) visits for out-patient treatment when authorized by the PPO and providing ninety-five percent (95%) reimbursement rather than one hundred percent (100%).
 - 4) Providing for an increase from fifteen (15) to thirty (30) days per calendar year in day treatment or partial hospitalization and shall be paid at ninety-five (95%) of the contracted rate rather than one hundred percent (100%) at an authorized PPO facility.
 - 5) Providing for the first fifteen (15) visits of out-patient treatment authorized by the PPO, but not provided by a PPO, provider shall be paid at fifty percent (50%) of the contracted rate for all medically-necessary and appropriate treatment as determined by the PPO. When authorized by the PPO, up to thirty (30) days per calendar year, per insured, of day treatment or partial hospitalization shall be paid at fifty percent (50%) of the contract rate for all authorized stays at a non-PPO facility.
- B) Providing the insured uses a PPO physician, the Major Medical annual deductible will be reduced from \$250 to \$150 per insured, and from \$750 to \$450 per family, per year.
 - C) Providing prescription drug coverage which shall be carved out of the Milwaukee County Health Plan. Such coverage shall be provided through a pharmacy benefit management program approved by the County. The employe shall pay ten percent (10%) of the cost for a generic drug, or twenty percent (20%) of the cost for a brand name drug (\$3.00 minimum) at point of purchase.
 - D) Providing for a disease management program.
 - E) Providing medical providers of excellence.
- 5) Providing for a "Back Drop" pension benefit.
 - 6) Providing the final average salary of employes who become members of the Employe Retirement System prior to January 1, 1982, shall be recalculated to include a "Bonus" of seven and one half percent (7.5%) for each year of service (or portion thereof) after January 1, 2001, up to a maximum of twenty five percent (25%).
 - 7) Providing for five-year vesting.

- 8) Providing multiplier increase of one half of one percent (0.5%) for all service on and after January 1, 2001 (1.5% to 2% for employes hired after January 1, 1982).
- 9) Providing for each year of service after January 1, 2001, eight (8) years of pension service credit earned before 2001 will be credited at the rate of the higher multiplier as stated above for employes hired after January 1, 1982.
- 10) Providing for the Rule of 75.
- 11) Providing for employes who become members of the Employees' Retirement System prior to January 1, 1994 the elimination of retirement leave pay-out of a portion of accrued sick allowance at the time of retirement and providing the funds will be placed in a "drop account" within the pension fund and then the employe may request an immediate cash pay-out or roll the funds over to an IRA.
- 12) Providing for employes who become members of the Employees' Retirement System on or after January 1, 1994 shall have the full value of their accrued sick allowance at the time of retirement credited toward the cost of health insurance after retirement. When the amount credited is exhausted, the employe 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 Section 2.06(15).
- 13) Providing for new language and procedure related to injury or illness in the line of duty.

; and

WHEREAS, such agreement was ratified by the membership of International Association of Machinists & Aerospace Workers #10 on January 9, 2001; now, therefore

BE IT RESOLVED, that such agreement, which is incorporated herein by reference in File No. 00-507(a), is hereby ratified by the Milwaukee County Board of Supervisors and the County Executive and County Clerk are hereby authorized and requested to execute same; and

BE IT FURTHER RESOLVED, that the Director of the Department of Administration is hereby authorized and directed to determine the appropriate source of funds in the 2001 Adopted Budget to implement the terms of this resolution; and

BE IT FURTHER RESOLVED, that the Director of the Department of Administration is hereby authorized and directed to prepare an appropriation transfer request at a later date, if necessary.

Fiscal Note:

It is anticipated that this resolution shall have the following increased expenditure:

Machinists & Aerospace Workers Approximate Additional Projected Costs

	<u>2001</u>
Wages	\$4,070
Health Premiums	(1,764)
Health Management Programs	(1,091)
Retirement Improvements	<u>8,787</u>
TOTAL	\$10,001

File No. 00-507(b)
(Journal, September 28, 2000)

(Item 3) From District No. 10, International Association of Machinists and Aerospace Workers, notifying of their intent to negotiate and modify the existing labor agreement with Milwaukee County which expires December 31, 2000, by recommending adoption of the following:

A RESOLUTION

WHEREAS, the negotiations staff of the Personnel Committee of the Milwaukee County Board of Supervisors and the International Association of Machinists & Aerospace Workers #10, have concluded negotiations and reached agreement on all issues relating to wages, hours and conditions of employment for employes in the bargaining unit represented by the International Association of Machinists & Aerospace Workers #10, modifying the previous agreement in the following respects:

- 1) Providing for termination of the Agreement on December 31, 2004.
- 2) Providing effective pay period one (1) of year 2002 (December 23, 2001) the wages of bargaining unit shall be increased by three percent (3%) plus five cents (\$.05) per hour.

Effective pay period one (1) of year 2003 (December 22, 2002)

the wages of the bargaining unit shall be increased by three percent (3%) plus ten cents (\$.10) per hour.

Effective pay period one (1) of year 2004 (December 21, 2003) the wages of the bargaining unit shall be increased by two percent (2%) plus ten cents (\$.10) per hour.

Effective pay period thirteen (13) of year 2004 (June 20, 2004) the wages of the bargaining unit shall be increased by two percent (2%).

- 3) Providing for two hundred (200) hours of vacation after fifteen (15) years and providing for two hundred-forty (240) hours of vacation after twenty (20) years, effective January 1, 2002.
- 4) Providing effective January 1, 2002, the fourth Friday in November which shall be considered a minor holiday.
- 5) Providing in pay period one (1) of 2003 the final average salary shall be calculated on the three highest consecutive years of salary.

; and

WHEREAS, such agreement was ratified by the membership of the International Association of Machinists & Aerospace Workers #10 on January 9, 2001; now, therefore

BE IT RESOLVED, that such agreement, which is incorporated herein by reference in File No. 00-507(b), is hereby ratified by the Milwaukee County Board of Supervisors and the County Executive and County Clerk are hereby authorized and requested to execute same; and

BE IT FURTHER RESOLVED, that the Director of the Department of Administration is hereby authorized and directed to determine the appropriate source of funds in the 2002, 2003 and 2004 Adopted Budgets to implement the terms of this resolution; and

BE IT FURTHER RESOLVED, that the Director of the Department of Administration is hereby authorized and directed to prepare an appropriation transfer request at a later date, if necessary.

Fiscal Note:

It is anticipated that this resolution shall have the following increased expenditure:

**Machinists & Aerospace Workers #10 Approximate
Additional Projected Costs**

	<u>2002</u>	<u>2003</u>	<u>2004</u>
Wages	\$11,013	\$13,045	\$17,518
Health Premiums	(1,764)	(1,764)	(1,764)
Health Management Programs	(1,091)	(1,091)	(1,091)
Retirement Improvements	----	<u>941</u>	<u>941</u>
TOTAL	\$8,158	\$11,131	\$15,604

File No. 00-473(a)

(Journal, September 28, 2000)

(Item 4) From President, Federation of Nurses and Health Professionals Local 5001, notifying of its intention to negotiate a new agreement with Milwaukee County, by recommending adoption of the following:

A RESOLUTION

WHEREAS, the negotiations staff of the Personnel Committee of the Milwaukee County Board of Supervisors and Federation of Nurses & Health Professionals, Local 5001, have concluded negotiations and have reached agreement on all issues relating to wages, hours and conditions of employment for employes in the bargaining unit represented by the Federation of Nurses & Health Professionals, Local 5001, modifying the previous agreement in the following respects:

- 1) Providing for termination of the Agreement on December 31, 2001.
- 2) Providing for the addition of classification of Registered Nurse II Utilization Review and Registered Nurse II Staff Development to be added to section defining the bargaining unit; and providing for the deletion of Registered Nurse Emergency Medical Services.
- 3) Providing:
 - A) Modification of the pay ranges, effective April 1, 2001.
 - B) Effective September 30, 2001 wages of the bargaining unit members shall be increased by two percent (2%).
 - C) Employes shall advance from one step in the range to the next higher step based upon meritorious performance at each

step of at least 2,080 hours of straight time hours worked and upon completion of a performance appraisal by the appointing authority or designee.

D) Providing a Retention Bonus:

- 1) Employees on a regularly-assigned work week as of January 1, 2001 shall be paid a retention bonus of \$150. These monies shall not be considered pensionable earnings. Payment shall be processed the first pay period following ratification.
- 2) Employees on a regularly-assigned work week as of December 31, 2001 who were also employees on a regularly-assigned work week as of January 1, 2001 shall be paid a retention bonus of \$150. These monies shall not be considered pensionable earnings.
- 3) This provision shall expire December 31, 2001.
- 4) Providing Advanced Practice Nurses who have been credentialed as Advanced Practice Nurse Prescriber and who are performing this function shall receive a fifty cent (\$.50) increase to two dollars and fifty cents (\$2.50) per hour for all hours worked effective pay period thirteen (13) in 2001.
- 5) Providing for modification in the overtime language as follows:
 - A) Add in sub 2: Compensatory time shall be limited in accordance with the Fair Labor Standards Act.
 - B) Mandatory overtime shall be compensated at twice the base rate of pay instead of time and one-half.
 - C) Employees shall not be called from home for mandatory overtime.
- 6) Providing effective upon ratification a fifty cent (\$.50) increase in shift differential language modifications.
- 7) Providing for the establishment of a Weekend Program.
- 8) Providing for a "Back Drop" pension benefit.
- 9) Providing the final average salary of employees who become members of the Employee Retirement System prior to January 1,

- 1982, shall be recalculated to include a "Bonus" of seven and one half percent (7.5%) for each year of service (or portion thereof) after January 1, 2002, up to a maximum of twenty-five percent (25%).
- 10) Providing for five-year vesting.
 - 11) Providing multiplier increase of one-half of one percent (0.5%) for all service on and after January 1, 2000 (1.5 % to 2% for employes hired after January 1, 1982).
 - 12) Providing for each year of service after January 1, 2001, eight (8) years of pension service credit earned before 2001 will be credited at the rate of the higher multiplier as stated above for employes hired after January 1, 1982.
 - 13) Providing for employes the elimination retirement leave pay-out of a portion of accrued sick allowance at the time of retirement and providing the funds will be placed in a "drop account" within the pension fund and then the employe may request an immediate cash pay-out or roll the funds over to an IRA. Members of the Employes' Retirement System whose membership began on or after September 27, 1995 shall have the full value of their accrued sick allowance at the time of retirement credited toward the cost of health insurance after retirement.
 - 14) Provided modification in the Sick Leave language related to medical appointments. The employe has to provide twenty-four (24) hour notice to supervision of the date and time of the appointment. Upon returning to County employment, a former employe shall have their sick leave balance credited with all accrued sick allowance hours that remained at the time the employe left County service. This impacts all new hires and all current members of the bargaining unit.
 - 15) Provided that the County shall pay the full premium for employes' life insurance coverage based upon earnings to include the first \$25,000 instead of \$20,000.
 - 16) Provided continuation of the Certification Payment Program.
 - 17) Providing for each eligible employe enrolled in the County Health Plan or HMO approved by the County shall pay \$80 per month single and \$100 per month family coverage plans retroactive to January 1, 2001.
 - A) Providing for the following change in in-patient and out-patient treatment of mental and nervous disorders and other

drug abuse (AODA) of the Plan Document for Milwaukee County Health Plan.

- 1) Providing for 80% of the contracted rate rather than 100% for an employee and the dependent use of an in-patient PPO facility and thirty (30) days rather than seventy (70) days hospitalization, as long as it is approved by the PPO.
 - 2) Providing for fifty percent (50%) payment rather than eighty percent (80%) of the contracted rate for a non-PPO.
 - 3) Providing for up to twenty-five (25) visits for out-patient treatment when authorized by the PPO and providing ninety-five percent (95%) reimbursement rather than one hundred percent (100%).
 - 4) Providing for an increase from fifteen (15) to thirty (30) days per calendar year in day treatment or partial hospitalization and shall be paid at ninety-five (95%) of the contracted rate rather than one hundred percent (100%) at an authorized PPO facility.
 - 5) Providing for the first fifteen (15) visits of out-patient treatment authorized by the PPO, but not provided by a PPO provider, shall be paid at fifty percent (50%) of the contracted rate for all medically-necessary and appropriate treatment as determined by the PPO. When authorized by the PPO, up to thirty (30) days per calendar year, per insured, of day treatment or partial hospitalization shall be paid at fifty percent (50%) of the contract rate for all authorized stays at a non-PPO facility.
- B) Providing the insured uses a PPO physician, the Major Medical annual deductible will be reduced from \$250 to \$150 per insured, and from \$750 to \$450 per family, per year.
- C) Providing prescription drug coverage which shall be carved out of the Milwaukee County Health Plan. Such coverage shall be provided through a pharmacy benefit management program approved by the County. The employee shall pay ten percent (10%) of the cost for a generic drug, or twenty percent (20%) of the cost for a brand name drug (\$3.00 minimum) at point of purchase. A maximum supply of any

given prescription shall be thirty (30) days at a pharmacy and ninety (90) days via mail order with a maximum cost to the employe of \$75. This coverage shall be provided through a pharmacy benefit management program approved by the County.

- D) Providing for a disease management program.
- E) Providing medical providers of excellence.
- 18) Providing for vacation after six (6) months of returning from layoff equal to the amount accrued during such period. Providing for vacation entitlement based on an employe's total creditable pension service with Milwaukee County, the State of Wisconsin and any other municipality within the State of Wisconsin and language modification related to weekend before and after vacation.
- 19) Provided instead of July 4th, Thanksgiving would be paid at twice their base rate for all hours worked.
- 20) Provided increase in annual seminar/certification fee reimbursement funds from \$40,000 to \$70,000 and increased maximum from \$300 to \$450 per year per employe and decreased annual tuition from \$70,000 to \$30,000.
- 21) Providing for new language and procedure related to injury or illness in the line of duty.
- 22) Providing for new language and procedure for transfer and promotion.
- 23) Provided for deletion of the section related to Nurse Practice Committee and the House of Correction.
- 24) Provided that the Federation will have one representative on the County Safety Committee.
- 25) Provided the County will either provide the employe with a cellular phone or reimburse the employe for employment related cellular expense.
- 26) Provided for the deletion of the voluntary resignation benefit.
- 27) Provided for the deletion of language related to eligibility lists.
- 28) Provided language to provide written copies of proposed work rule changes to the Federation.

- 29) Provided an increase for Regular Pool Nurse from \$21.96 per hour to \$25.00 per hour. Thereafter this rate will be adjusted by the general wage increase. Also provides a bonus for Regular Pool Nurses as follows: 201 to 400 hours \$250; 401 to 800 hours \$600; 801 or more hours \$1,000. Also provides new procedure for scheduling pool nurses. Provides for any pool nurse who works a major holiday to be compensated at time and one half.
- 30) Provides for the deletion of the staffing committee
- 31) Provides for changes in the grievance procedure.
- 32) Provides for the Federation receiving written notice of a disciplinary hearing forty-eight (48) hours prior to such meeting.

; and

WHEREAS, such agreement was ratified by the membership of Federation of Nurses & Health Professionals, Local 5001, on January 9, 2001; now, therefore

BE IT RESOLVED, that such agreement, which is incorporated herein by reference in File No. 00-473(a), is hereby ratified by the Milwaukee County Board of Supervisors and the County Executive and County Clerk are hereby authorized and requested to execute same; and

BE IT FURTHER RESOLVED, that the Director of the Department of Administration is hereby authorized and directed to determine the appropriate source of funds in the 2001 Adopted Budget to implement the terms of this resolution; and

BE IT FURTHER RESOLVED, that the Director of the Department of Administration is hereby authorized and directed to prepare an appropriation transfer request at a later date, if necessary.

Fiscal Note:

It is anticipated that this resolution shall have the following increased expenditure:

FNHP Approximate Additional Projected Costs

	<u>2001</u>
Wages	\$637,258
Health Premiums	(139,608)
Health Management Programs	(164,352)

Retirement Improvements	310,248
Advanced Practice Nurses	2,610
Shift Differentials	94,011
Weekend Program	69,888
Life Insurance	6,437
Cellular Phone Expense	4,200
Charge Differentials	0
Certification Pay	0
TOTAL	\$820,692

File No. 00-473(b)
(Journal, September 28, 2000)

(Item 5) From President, Federation of Nurses and Health Professionals Local 5001, notifying of its intention to negotiate a new agreement with Milwaukee County, by recommending adoption of the following:

A RESOLUTION

WHEREAS, the negotiations staff of the Personnel Committee of the Milwaukee County Board of Supervisors and Federation of Nurses and Health Professionals Local 5001, have concluded negotiations and reached agreement on all issues relating to wages, hours and conditions of employment for employes in the bargaining unit represented by the Federation of Nurses and Health Professionals Local 5001, modifying the previous agreement in the following respects:

- 1) Providing for termination of the Agreement on December 31, 2004.
- 2) Providing:
 - A) Effective the first pay period in 2002 (December 23, 2001) the annual wages of bargaining unit members shall be increased by two percent (2%).
 - B) Effective May 26, 2002, a new maximum step will be created in pay ranges 16N, 17NZ, 18N, 21N, 27N, and 32NZ which will be fifty cents (\$.50) per hour higher than the top step of the respective pay range and any employe who has performed meritoriously at the top step of the respective pay range for 2,080 hours shall advance to the new maximum step.
 - C) Effective June 23, 2002, wages of the bargaining unit members shall be increased by two percent (2%).

- D) Effective the first pay period in 2003 (December 22, 2002) wages of the bargaining unit members shall be increased by three percent (3%).
 - E) Effective the first pay period in 2004 (December 21, 2003) wages of the bargaining unit members shall be increased by two percent (2%).
 - F) Effective June 20, 2004, wages of the bargaining unit members shall be increased by two percent (2%).
- 3) Providing for an increase in charge differential of twenty-five cents (\$.25) to fifty cents (\$.50) per hour in 2002; an increase of twenty-five cents (\$.25) to seventy-five cents (\$.75) per hour in 2003; an increase of twenty-five cents (\$.25) to one dollar (\$1.00) per hour in 2004.
 - 4) Providing in pay period one of 2003 the final average salary shall be calculated on the three (3) highest consecutive years of service.
 - 5) Providing eligible nurses must be active as of January 1 of each year to receive certification pay which was reduced from \$600 to \$300.
 - 6) Providing for two hundred (200) hours of vacation after fifteen (15) years and providing for two hundred forty (240) hours of vacation after twenty (20) years, effective January 1, 2002.
 - 7) Providing effective January 1, 2002, the fourth Friday in November which shall be considered a minor holiday.

; and

WHEREAS, such agreement was ratified by the membership of Federation of Nurses & Health Professionals, Local 5001, on January 9, 2001; now, therefore

BE IT RESOLVED, that such agreement, which is incorporated herein by reference in File No. 00-473(b), is hereby ratified by the Milwaukee County Board of Supervisors and the County Executive and County Clerk are hereby authorized and requested to execute same; and

BE IT FURTHER RESOLVED, that the Director of the Department of Administration is hereby authorized and directed to determine the appropriate source of funds in the 2002, 2003 and 2004 Adopted Budgets to implement the terms of this resolution; and

BE IT FURTHER RESOLVED, that the Director of the Department of Administration is hereby authorized and directed to prepare an appropriation transfer request at a later date, if necessary.

Fiscal Note:

It is anticipated that this resolution shall have the following increased expenditure:

FNHP Approximate Additional Projected Costs

	<u>2002</u>	<u>2003</u>	<u>2004</u>
Wages	\$461,070	\$450,262	\$466,862
Health Premiums	---	---	---
Health Management Programs	---	---	---
Retirement Improvements	---	---	---
Advanced Practice Nurses	---	---	---
Shift Differential	---	---	---
Weekend Program	---	---	---
Life Insurance	---	---	---
Cellular Phone Expense	---	---	---
Charge Differential	2,190	2,190	2,190
Certification Pay	(26,400)	---	---
TOTAL	\$436,860	\$453,746	\$470,346

The foregoing report correctly states the action taken by the said committee at a meeting held January 12, 2001.

KATHLEEN A. ARCISZEWSKI
Chairperson

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, De Bruin, Diliberti, Holloway, Jasenski, Johnson, Krug, Launstein, Lutzka, Mayo, McGuigan, Podell, Quindel, Ryan, Schmitt, Weishan, White, Zielinski and the Chairman—23. **NOES**—Nyklewicz—1. **EXCUSED**—Bailey—1.

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

AYES—Aldrich, Arciszewski, Borkowski, Coggs-Jones, Davis, De Bruin, 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.

By Supervisor De Bruin, Chairperson:

From the Committee on Finance and Audit, reporting on 8 Items.

File No. 00-747
(Journal, December 21, 2000)

(Item 1) From Director, Department of Child Support Enforcement, requesting the abolishment of one Accountant I position and creation of one Secretarial Assistant position, by recommending adoption of the following:

A RESOLUTION

WHEREAS, the Director of the Department of Child Support Enforcement requests the abolishment of one position of Accountant I and the creation of one position of Secretarial Assistant; and

WHEREAS, there is no fiscal effect from this action due to similar pay ranges and identical costs for the positions; and

WHEREAS, in the 1999 Adopted Budget, one position of Accountant I was created in the Department of Child Support Enforcement to assist the Manager of Operations with the payment of bills, entering genetic test results and processing journal entries and, due to space constraints, the position was never filled and the duties of the position were assumed by an Accountant III and a Clerk Typist III that also work for the Manager of Operations; and

WHEREAS, since 1999, the amount and manner of public contact with the Department of Child Support Enforcement has substantially increased since, in addition to standard business communication such as the telephone and postal mail, the Department is now available to the public via e-mail and fax and this communication ability and recent changes in the welfare system have caused a substantial increase in the number of public inquiries and requests for services of the Child Support Enforcement Department; and

WHEREAS, the increased workload has fallen primarily upon the existing administrative office staff; the creation of a Secretarial Assistant position would allow for relief of some of the duties of the administrative office staff thereby allowing the Department to continue to provide timely responses to communications and inquiries, provide assistance to the Director and other administrative staff with program operation needs, as well as assist the Manager of Operations with ordering of supplies and typing and filing duties for the Fiscal Operations area; and

WHEREAS, the Committee on Finance and Audit, at its meeting on January 11, 2001, recommended (vote 7-0) the abolishment of one position of Accountant I and the creation of one position of Secretarial Assistant, pay range 14, effective February 1, 2001, as recommended by the Department of Administration, with said position asterisked to be abolished when grant funds are no longer available to partially offset the cost of the position; and

WHEREAS, the Committee on Personnel, at its meeting on January 12, 2001, recommended (vote 7-0) that the position to be created be classified as Secretarial Assistant, pay range 04PM, as recommended by the Department of Human Resources; now, therefore,

BE IT RESOLVED, that the following position actions are approved for the Department of Child Support Enforcement, effective February 1, 2001:

Org. Unit 2430 - Department of Child Support Enforcement

	<u>Title Code</u>	<u>Title</u>	<u>No. of Positions</u>	<u>Pay Range</u>
Abolish:	04100	Accountant I	1	14
Create:	00067	Secretarial Assistant	1*	04PM

*This position is asterisked to be abolished when grant funds are no longer available to partially offset the cost of the position.

Fiscal Note:

Approval of this request to abolish one position of Accountant I and to create one position of Secretarial Assistant, effective February 1, 2001, will result in no increase in expenditures in 2001 or in future years. The position of Accountant I was budgeted for 2001 at a salary of \$28,414. The Secretarial Assistant position is in pay

range 04PM, which has salary costs of \$24,129 to \$30,942. This fiscal note was prepared by the Department of Administration.

File No. 01-38
(Journal, January 18, 2001)

(Item 2) From the Chief Judge, requesting creation of a Research Assistant position in order to provide appropriate collection and documentation of statistics on domestic violence, by recommending adoption of the following:

A RESOLUTION

WHEREAS, County Board Resolution 99-268, adopted April 22, 1999, authorized the Chief Judge and Clerk of Circuit Court to seek funding from the National Institute of Justice Violence Against Women Grants Office for the purpose of obtaining a Judicial Oversight Demonstration Initiative award; and

WHEREAS, the purpose of the grant is to develop and implement better procedures for domestic violence cases in Milwaukee County; and

WHEREAS, there are no local matching funds required to receive the Federal grant and Milwaukee County is one of just three jurisdictions in the country to receive five-year demonstration funding from the Violence Against Women Grants Office; and

WHEREAS, the Domestic Violence Judicial Oversight Demonstration Initiative provides resources to help improve local non-profit providers the ability to deliver one-on-one attention and advocacy for domestic violence victims and provides resources to intensify the prosecution and the pretrial and post-conviction monitoring of offenders; and

WHEREAS, the scope of the grant initiative is very comprehensive, as it affects law enforcement agencies, the District Attorney's Office, the Courts and local non-profit, non-governmental agencies that provide victim and batterers services; and

WHEREAS, the District Attorney's office uses an internal database to record basic incident and demographic information on domestic violence cases from police reports and the primary purpose of the database is to track internal processes, such as number of cases reviewed, dismissal and conviction rate; and

WHEREAS, due to the volume of cases reviewed (9,277 in 1999) and the specific purpose of the database, the District Attorney's office has been forced to code a relatively limited set of data items from the original police report; and

WHEREAS, the police report contains a wealth of additional information, including data on the nature of the relationship, injury, weapons, threats, and presence of witnesses (including minor children) and this data is currently requested by the State Department of Justice for the Wisconsin Domestic Abuse Incident Report, however, due to volume and staff availability, Milwaukee County has not been able to collect or submit a full report; and

WHEREAS, with the JOI, the need for a comprehensive database has become more pressing; the JOI project is designed to increase victim safety and offender accountability through the enhanced involvement of the Judiciary, and associated criminal justice and service systems; and

WHEREAS, the National Institute of Justice, through a contract with the Urban Institute, a Washington D.C. based research institute, is evaluating this project and the evaluation requires tracking data of domestic violence cases from the point of arrest through the completion of imposed sentences; and

WHEREAS, the JOI data request is most heavily focused on the court processes, sentencing and accountability and some of this data is currently being collected in the court system; however, the JOI enhances the need for additional data, as well as cross-system files that do not currently exist; and

WHEREAS, Milwaukee County submitted a grant proposal to the State of Wisconsin Department of Justice-Office of Crime Victim Services for funding a Research Assistant position to help in data collection for the JOI and provide Milwaukee County's information to complete the Wisconsin Domestic Abuse Report; and

WHEREAS, on January 4, 2001 the Committee on Judiciary, Safety and General Services retroactively approved applying for and accepting a grant of \$18,184 from the State of Wisconsin Department of Justice - Office of Crime Victim Services for the purpose of providing partial funding of one position of Research Assistant; the State of Wisconsin Department of Justice-Office of Crime Victim Services and the JOI will jointly fund the position; and

WHEREAS, the Committee on Finance and Audit, at its meeting on January 11, 2001, recommended (vote 7-0) the creation of one

position of Research Assistant, pay range 13M, effective February 5, 2001, as recommended by the Department of Administration, with said position asterisked to be abolished when grant funds are no longer available to completely offset the cost of the position; and

WHEREAS, the Committee on Personnel, at its meeting on January 12, 2001, recommended (vote 7-0) that the position to be created be classified as Administrative Assistant I (General), pay range 13, as recommended by the Department of Human Resources; now, therefore,

BE IT RESOLVED, that the following position action is approved for the Combined Court Related Operations, effective February 5, 2001:

Org. Unit 2000 - Combined Court Related Operations

	Title Code	Title	No. of Positions	Pay Range
Create:	10000	Administrative Assistant I (General)	1*	13

*This position is asterisked to be abolished if grant funds are no longer available to completely offset the cost of the position.

Fiscal Note:

Approval of this request to create one position of Administrative Assistant I (General), effective February 5, 2001, will result in increased expenditures of approximately \$33,051 for personal services and fringe benefits completely offset with revenue from the State and Federal grants. Estimated expenditures of \$39,000 for 2002 will be completely offset with grant funds for no net tax levy impact. This fiscal note was prepared by the Department of Administration.

File No. 00-1
(Journal, December 16, 1999)

(Item 3)

WHEREAS, department requests for transfers within their own accounts have been received by the Department of Administration, Fiscal Affairs, and the Director finds that the best interests of Milwaukee County will be served by allowance of such transfers;

THEREFORE, BE IT RESOLVED, that the Director, Department of Administration, is hereby

authorized to make the following transfers in the 2000 appropriations of the respective listed departments:

	<u>From</u>	<u>To</u>
1) 3090 County Treasurer		
6147 Professional Services (DP) Consultant Fees		\$10,000
5199 Salaries and Wages	\$ 9,289	
5312 Social Security Taxes	711	

A 2000 transfer of \$55,000 is requested by the Milwaukee County Treasurer to establish expenditure authority for the initial implementation of information systems services and to purchase software to upgrade the delinquent property tax collection procedures and the Travel Advance Reporting and Invoice System.

Expenditures of \$52,000 will be financed with funds from the Salaries-Wages Budget account, which are available due to various positions being vacant during 2000. These positions include the Treasurer, Account Clerk I and Administrative Assistant I. The remaining \$3,000 is available from the Bank Service Fees account.

The Treasurer is requesting that the \$55,000 (half of the approximately \$110,000 estimated total cost) be used in the following manner for purposes not included in the 2000 Budget.

- Utilize Access software to automate manual tax collection systems and to discontinue the use of the present ten year old GCS property payment software system used in the delinquent tax collection process. The GCS system cannot track delinquent tax collections.
- Enhance the Travel Reporting and Invoicing System by upgrading the system to Access. The enhancement will flag selected invoices automatically. Presently Treasurer office staff manually pull selected invoices.

In 2000, several changes were made that improved the tax collection processes within the Treasurer's office, including the redesign of delinquent tax collection letters, a more effective tracking system for parcel foreclosures, and the automatic generation of court documents and form letters required by the Internal Revenue Service, the State of Wisconsin and the Clerk of Courts. Due to greater efficiencies within the Treasurer's office, the foreclosure process and delinquent tax collections have improved substantially, resulting in an additional \$966,000 in interest and penalty revenue over budget.

DOA Modification

Based on a review of the County's current fiscal status for the year 2000, it is the recommendation of the Department of Administration that \$10,000 of the amount requested be transferred at this time. A second transfer request can be considered in February if a more accurate fiscal projection for 2000 is available. The Treasurer agrees with this approach and will work with DoA and possibly develop a second transfer if deemed appropriate.

Approval of this transfer will have no tax levy impact.

TRANSFER APPROVED BY COUNTY EXECUTIVE 01-09-01.

TRANSFER APPROVED BY FINANCE AND AUDIT COMMITTEE 01-11-01 (VOTE 7-0).

2) 5040 Airport		
7100 Building & Roadway Materials		\$50,000
7200 Fuel (Budget Only)		25,000
4995 Undistributed Revenues	\$75,000	

A 2000 transfer of \$75,000 is requested by the Director of the Department of Public Works (DPW) to provide funding at General Mitchell International Airport (GMIA) to offset projected commodity account deficits due to unanticipated severe weather conditions.

On several occasions, cold weather has forced the Airport heating plant to switch from using natural gas to fuel oil. The Wisconsin Electric Company considers the Airport an "interruptible natural gas user" and on several days in December, the Airport received natural gas constraint warnings, including the recommendation to utilize any alternate fuels available. This resulted in the extensive use of relatively expensive fuel oil. Now that the oil reserves have been used, there is a need to replace the oil reserves in the event severe weather in the near future necessitates additional changeovers. A sum of \$25,000 is requested for fuel oil.

In addition, the amount and frequency of snow received in December has strained the Airport's budget for sand and deicer materials used in maintaining the airfield and roadways in a safe condition. Since stockpiles for the winter of 2000-2001 have been consumed at an inordinate rate due to frequent snowfalls, Airport staff believes it is prudent to replenish these stocks as soon as possible, in order to keep adequate supplies on hand. A sum of \$50,000 is requested for this purpose.

Sufficient funds to cover the \$75,000 cost of replacing fuel oil reserves and replenishing sand and deicer stocks are available in over-recovered Airport revenue funds.

Approval of this transfer request will not increase tax levy.

TRANSFER APPROVED BY COUNTY EXECUTIVE 01-09-01.

TRANSFER APPROVED BY FINANCE AND AUDIT COMMITTEE 01-11-01 (VOTE 7-0).

	<u>From</u>	<u>To</u>
3) <u>7900 Department on Aging</u>		
2242 COP-W	\$1,123,074	\$ 225,637
2245 COP	760,948	725,000
2699 Other Federal Grants and Reimbursements	225,637	
5199 Salaries and Wages	673,453	
5312 Social Security Taxes	51,547	
8142 COP-W		1,123,074
8145 COP		760,948

A 2000 transfer of \$1,884,022 is requested by the Director of the Department on Aging to reflect additional Federal and State revenue and to realign administrative and client service expenditure appropriations based on experience.

County Board Resolution 00-33, adopted December 1999, authorized the execution of the 2000 State/County Contract between the Department on Aging and the Wisconsin Department of Health and Family Services and acceptance of Federal and State revenues provided within the contract.

This transfer reflects a net revenue increase of \$1,159,022. This revenue increase is comprised of a net Community Options Program - Waiver (COP-W) Federal matching funds revenue increase of \$897,437, an increase in Community Options Program (COP) start-up funds of \$35,948, and \$225,637 in additional Medical Assistance reimbursement revenue. This transfer also decreases Personal Services expenditures by \$725,000.

Combined, the revenue increase of \$1,159,022 and Personal Services savings of \$725,000 totals \$1,884,022. This amount is 100% offset by an expenditure increase for direct client services, including \$1,123,074 in COP-W and \$760,948 in COP.

Approval of this appropriation transfer request results in a zero tax levy impact.

TRANSFER APPROVED BY COUNTY EXECUTIVE 01-09-01.
 TRANSFER APPROVED BY FINANCE AND AUDIT COMMITTEE 01-11-01 (VOTE 7-0).

	<u>From</u>	<u>To</u>
4) <u>8000 Department of Human Services</u>		
2242 COP-W		\$ 10,294
2243 CIP II	\$ 50,771	
2245 COP		125,102
5199 Salaries and Wages	94,310	2,679
5312 Social Security Taxes	7,215	205
8143 CIP II	10,294	47,217
<u>1950 Employee Fringe Benefits</u>		
5403 Health Insurance-Major Medical, Surgical	23,577	670

A 2000 transfer of \$84,625 is requested by the Director of the Department of Human Services to align the 2000 Adopted Budget with the State/County contract.

This transfer reflects a net revenue decrease of \$84,625, consisting of an increase of \$50,771 in Community Integration Program (CIP) II revenue and a decrease of \$135,396 in Community Options Program (COP) revenue. This revenue decrease is 100% offset by expenditure reductions. Personal Services expenditures (Salary, Social Security, and Fringe Benefits) are reduced a net \$121,548, consisting of an increase of \$3,554 for CIP and a decrease of \$125,102 in COP Assessment and Planning expenditures. Client Services expenditures are increased a net \$36,923, consisting of an increase of \$47,217 in CIP II client payments and a decrease of \$10,294 in COP client payments. (The savings in Personal Services of \$121,548, partially offset by the increase in Client Services expenditures of \$36,923, equals the revenue reduction of \$84,625.)

Approval of this appropriation transfer request results in a zero tax levy impact.

TRANSFER APPROVED BY COUNTY EXECUTIVE 01-09-01.
 TRANSFER APPROVED BY FINANCE AND AUDIT COMMITTEE 01-11-01 (VOTE 7-0).

File No. 01-1
 (Journal, December 21, 2000)

(Item 4)

WHEREAS, department requests for transfers within their own accounts have been received by the Department of Administration, Fiscal Affairs, and the Director finds that the best interests of Milwaukee County will be served by allowance of such transfers;

THEREFORE, BE IT RESOLVED, that the Director, Department of Administration, is hereby authorized to make the following transfers in the 2001 appropriations of the respective listed departments:

	<u>From</u>	<u>To</u>
1) <u>2000 Combined Court Related Operations</u>		
5199 Salaries and Wages		\$ 5,100
5312 Social Security Taxes		390

	<u>From</u>	<u>To</u>
6127 Transcript Fees Outside Service		4,000
6148 Professional Services-Recurring Operations		5,271
6999 Sundry Services		14,000
2699 Other Federal Grants and Reimbursements	\$30,000	
<u>1950 Employee Fringe Benefits</u>		
5403 Health Insurance-Major Medical, Surgery		1,239

A 2001 transfer of \$30,000 is requested by the Clerk of Circuit Court to establish expenditure and revenue authority for activities associated with the racial profiling grant that has been awarded to Milwaukee County.

County Board Resolution 00-503, adopted September 28, 2000, authorized the Clerk of Circuit Court to apply for and receive grant funding from the State of Wisconsin Office of Justice Assistance for a racial profiling project. The State of Wisconsin's Governor created a Governor's Task Force (Task Force) on Racial Profiling. The Task Force has been designated to 1) study whether and to what extent there exists a pattern and practice of law enforcement stops based on racial profiles; 2) determine and examine public perceptions on profiling; and 3) explore solutions and make recommendations to the Governor if racial profiling is found to exist. The Task Force will hear testimony from various members of the affected fields such as the judicial system, minority communities and law enforcement. Judge Maxine White has been designated as Chairman of the committee. The purpose of the grant is to provide funding for staff support, expenses incurred as a result of data collection and meetings of the committee and to provide for recommendations to the Governor in a final report.

The total grant amount for the project is \$33,334, which is comprised of \$25,000 Federal, \$5,000 State match and \$3,334 local match. The \$3,334 in local match will be in-kind for no tax levy cost to the County.

TRANSFER APPROVED BY COUNTY EXECUTIVE 01-09-01.

TRANSFER APPROVED BY FINANCE AND AUDIT COMMITTEE 01-11-01 (VOTE 7-0).

2) <u>4500 District Attorney</u>		
5199 Salaries and Wages		\$32,952
5312 Social Security Taxes		2,521
8557 New Computer Equipment		2,100
2299 Other State Grants and Reimbursements	\$45,220	
<u>1950 Employee Fringe Benefits</u>		
5403 Health Insurance-Major Medical, Surgery		7,647

A 2001 transfer of \$45,220 is requested by the District Attorney to recognize receipt of revenue of \$45,220 from Wisconsin Office of Justice Assistance under the Federal Violence Against Women Act (VAWA). The fund transfer also seeks to provide expenditure authority of \$45,220 to provide for salaries, fringe benefits and a computer for the position associated with this grant.

County Board Resolution 00-648, adopted December 21, 2000, authorized the District Attorney to apply for and receive grant funding from the Wisconsin Office of Justice Assistance under the Federal Violence Against Women Act (VAWA). The purpose of the initiative is to research and write a domestic violence manual for Wisconsin prosecutors. The District Attorney is anticipating the development of the manual will take one year. The VAWA requires a 25 percent local match, or \$14,373, which will be provided through existing tax levy within the District Attorney's budget.

The Office of Justice Assistance has approached the District Attorney's office in Milwaukee County to apply for this grant and to research and write a comprehensive prosecutor's manual. Due to the complex nature of domestic violence cases, which present unique challenges to prosecutors, the manual is needed to enhance prosecution of these cases. The manual will contain information on dealing with victims and witnesses who are uncooperative or hostile. Information on how to conduct

extensive follow-up investigations which are often needed to secure essential information, such as statements of friends or neighbors of the victim, medical records and tapes of 911 calls, will also be included. Prosecutors also need information on the presentation of difficult evidentiary issues such as the admissibility of prior statements by an uncooperative or recanting victim, 911 calls, other wrongs, evidence by the defendant and expert testimony on "battered women's syndrome". While the County will undertake the writing of the manual, the State of Wisconsin will be responsible for the reproduction and distribution of the manual.

The District Attorney requested one County position of Paralegal, which will be filled by an existing County employee, be created to carry out the duties associated with this grant. The intended employee is a licensed attorney with expertise in this area who will transfer from another Paralegal position. The new Paralegal position will be primarily responsible for researching and writing the manual under the supervision of the Assistant District Attorney who serves as the director of the domestic violence unit. The County Board approved this request on December 21, 2000.

In 2001, the VAWA State grant for domestic violence and sexual assault prosecutions provides funding of \$186,673, for one assistant district attorney, one victim/witness advocate, one assistant sensitive crimes victim advocate, and two hourly process servers. The Federal VAWA grant provides 100 percent funding of \$248,892 for two assistant district attorneys and three victim/witness advocates for prosecution of domestic violence cases. Funding is also included to provide for counseling services to victims of domestic violence. The VAWA Judicial Oversight grant, administered by the Clerk of Courts, provides funding of \$263,312 for four assistant district attorneys. The funding of \$45,220 is in addition to these grants.

TRANSFER APPROVED BY COUNTY EXECUTIVE 01-09-01.

TRANSFER APPROVED BY FINANCE AND AUDIT COMMITTEE 01-11-01 (VOTE 7-0).

File No. 00-1
(Journal, December 16, 1999)

(Item 5)

WHEREAS, department requests for transfers between separate departmental accounts have been received by the Department of Administration, Fiscal Affairs, and the Director finds that the best interests of Milwaukee County will be served by allowance of such transfers;

THEREFORE, BE IT RESOLVED, that the Director, Department of Administration, is hereby authorized to make the following transfers in the 2000 appropriations of the respective listed departments:

	<u>From</u>	<u>To</u>
1) <u>1965 County Legal Fees</u>		
8405 Miscellaneous Legal Fees		\$40,535
<u>1130 Corporation Counsel</u>		
5199 Salaries and Wages	\$33,246	
5312 Social Security Taxes	2,754	
6106 Legal Fees-General	4,535	

A 2000 transfer of \$40,535 is requested by Corporation Counsel, transferring \$36,000 from Personal Services and \$4,535 from Legal Fees-General to Miscellaneous Legal Fees (Org. 1965) to pay costs of outside legal counsel for the tobacco lawsuit.

In November 1998, 46 eligible states, including the State of Wisconsin, announced their participation in a legal settlement with tobacco companies which resolves state claims regarding health care spending on tobacco-related illnesses. Under the terms of the settlement, the State of Wisconsin will receive approximately \$5.9 billion over 25 years, including an initial payment of \$51 million that was received in December 1999 and an expected \$334 million over the next two years.

Milwaukee County has spent millions of property tax dollars on health-related programs, including the General Assistance-Medical Program (GAMP) and Doyle Hospital and, like the State of Wisconsin, has incurred a significant percentage of its health care expenditures on smoking-related illnesses. On December 17, 1998, the Milwaukee County Board of Supervisors approved a resolution (File No. 98-741) directing the Division of Intergovernmental Relations to seek a share of the tobacco settlement monies received by the State of Wisconsin as reimbursement for its tobacco-related health costs, and further directing the County to investigate the feasibility of its own lawsuit against the tobacco industry should efforts to lobby the Governor and State Legislature prove unsuccessful.

The 1999-2001 Wisconsin State Budget does not allocate a share of the State's tobacco settlement monies to Milwaukee County as reimbursement for its tobacco-related health costs. Resolution File No. 99-625, approved by the Milwaukee County Board of Supervisors on January 20, 2000, authorized and directed Corporation Counsel to enter into a contract with two Milwaukee law firms, Davis & Kuelthau and Cook & Franke, to pursue legal action against the tobacco industry and the State of Wisconsin for the purpose of attempting to procure payment for the damages that Milwaukee County has suffered as a result of having to expend millions of dollars on the treatment of tobacco-related illnesses, as well as to negotiate and enter into agreements with any other Wisconsin county that wishes to become a party in the lawsuit. This resolution also directed the Director, Department of Administration, to transfer \$250,000 from the Appropriation for Contingencies to the appropriate account in the office of Corporation Counsel for the purpose of paying legal fees associated with the litigation against the tobacco industry and the State of Wisconsin. On May 18, 2000, the County Board authorized an additional amount of \$250,000 from the Appropriation for Contingencies for the tobacco lawsuit (File No. 99-625(a)).

The funds appropriated to date have been expended, and the Department is requesting \$36,000 be transferred from Personal Services and \$4,535 from Legal Fees-General to Miscellaneous Legal Fees to continue the tobacco lawsuit. Sufficient funds to cover the \$40,535 expenditure are available in Personal Services and Legal Fees-General.

Approval of this transfer request will not increase tax levy.

TRANSFER APPROVED BY COUNTY EXECUTIVE 01-09-01.

TRANSFER APPROVED BY FINANCE AND AUDIT COMMITTEE 01-11-01 (VOTE 6-1).

2000 CONTINGENCY APPROPRIATION SUMMARY

2000 Unallocated Contingency Appropriation Budget	\$	4,576,194
Approved Transfers from Budget through January 18, 2001		
Legal Fees for Tobacco Industry Litigation		(\$500,000)
SCS of Wisconsin, Inc., Demolition of Pools Lawsuit		(\$110,725)
New DBE Record Keeping System		(\$45,000)
Acute Inpatient Census Reduction Plan		(\$298,030)
Legal Fees for Moss-American Contamination Litigation		(\$40,000)

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Guardian ad Litem Adversary Counsel Fees	(5625,000)
Return of Tobacco Litigation Fees (Marathon County)	\$30,000
Additional Return of Tobacco Litigation Fees (Marathon County)	\$1,314
Sheriff Inmate Medical Service Fees and Drug Expenses	(\$1,125,000)
Sheriff's Contract With Pyramid HIM Services	(\$412,420)
Additional Return of Tobacco Litigation Fees (Marathon County)	\$5,187
Lawsuit Against City of West Allis - Storm Water Fees	(\$100,000)
Guardian ad Litem and Adversary Counsel Shortfalls	(\$625,000)
Election Commission Presidential Shortfall	(\$49,245)

Unallocated Contingency Balance 1/18/2001 \$ 682,275

Transfers Recommended by Finance & Audit Committee 01/11/2001

Total Transfers Recommended by Finance & Audit Committee \$0

Net Balance \$ 682,275

2001 CONTINGENCY APPROPRIATION SUMMARY

2001 Unallocated Contingency Appropriation Budget \$ 5,500,000

Approved Transfers from Budget through January 18, 2001

Unallocated Contingency Balance 1/18/2001 \$ 5,500,000

Transfers Recommended by Finance & Audit Committee 01/11/2001

Total Transfers Recommended by Finance & Audit Committee \$0

Net Balance \$ 5,500,000

File No. 01-72
(Journal, January 18, 2001)

(Item 6) From Director of Audits, requesting authorization to enter into a professional services agreement with Millennium Partners for computer consulting services for the Department's audit of the Information Management Services Division, by recommending adoption of the following:

A RESOLUTION

WHEREAS, the Milwaukee County Board of Supervisors approved an amendment to Milwaukee County's 2001 Adopted Budget for the Department of Audit to conduct a performance audit of the Information Management Systems Division (IMSD) encompassing the years 1998-2000; and

WHEREAS, the performance audit shall include but not be limited to the following:

- A review of all IMSD expenditures and staffing associated with the Year 2000 (Y2K) readiness project so that total costs related to Y2K can be ascertained and the impact associated with the Y2K project can be identified for future discussions regarding IMSD's base budget;
- A review of IMSD's former and proposed new organizational structure and a description of how staff responsibilities differ under each scenario;
- A review of IMSD's use of outside contractors and the pros and cons associated with such usage; and
- A satisfaction survey of all County departments regarding the information technology services and support they receive from IMSD;

and

WHEREAS, the approved budget amendment provided a \$50,000 appropriation in the Department of Audit's 2001 budget to hire an outside firm to assist the Department with the audit; and

WHEREAS, the Department of Audit solicited proposals from 125 vendors for technical assistance in conducting the audit; and

WHEREAS, the solicitation included 51 certified disadvantaged, minority and/or women business enterprise (D/M/WBE) firms provided by the Disadvantaged Business Development Division; and

WHEREAS, in accordance with County Ordinances, the Department advertised the request for proposals (RFP) in a Milwaukee newspaper; and

WHEREAS, in response to the RFP, four firms submitted proposals; and

WHEREAS, an evaluation panel consisting of four individuals performed independent evaluations based on specific criteria stated in the RFP; and

WHEREAS, the evaluation panel unanimously concluded the firm of Millennium Partners LLC presented a thorough understanding and solid approach to the audit; and

WHEREAS, at its meeting on January 11, 2001, the Committee on Finance and Audit concurred with the Director of Audits to award to Millennium Partners a contract to assist the Department with the IMSD audit; now, therefore,

BE IT RESOLVED, that the Milwaukee County Board of Supervisors does hereby accept the proposal submitted by Millennium Partners LLC to assist the Department of Audit with the IMSD audit; and

BE IT FURTHER RESOLVED, that the Director of Audits is hereby authorized and directed to enter into a contract not to exceed \$50,000 with the firm of Millennium Partners LLC for the purpose stated above.

Fiscal Note:

Adoption of this resolution will require an expenditure of up to \$50,000 in 2001. Appropriated funds are available in the Department of Audit's 2001 budget. This fiscal note was prepared by the Department of Audit.

File No. 01-73

(Journal, January 18, 2001)

(Item 7) From the Controller, requesting approval of a 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, by recommending adoption of the following:

A RESOLUTION

WHEREAS, Chapter 5 of the Milwaukee County Ordinances requires the County to adopt the same mileage rate of reimbursement as the Federal Government; and

WHEREAS, effective January 1, 2001, the Federal Government adopted a mileage reimbursement rate of 34.5 cents per mile, an

increase from the previously established rate of 32.5 cents per mile; and

WHEREAS, the Department of Administration has recommended an additional language change to more accurately reflect County procedures; now, therefore,

BE IT RESOLVED, that the following ordinance is hereby adopted:

AN ORDINANCE

To amend Section 5.06 of the General Ordinances of Milwaukee County relating to the rate of reimbursement for business use of a personal vehicle by authorized employees.

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

SECTION 1. Section 5.06 of the General Ordinances of Milwaukee County, as amended to and including January 17, 2001, is amended to read as follows:

5.06 Reimbursement fixed at IRS/federal government rate.

Effective January 1, 2001 employees for whom no automobile allowance has been established may be reimbursed for the use of their privately-owned automobiles at the rate of ~~thirty-two and one-half cents (\$0.325)~~ thirty-four and one-half cents (\$0.345) per mile. If either the Internal Revenue Service, for tax purposes, or the Federal Government, for the purposes of expense reimbursement of its own employees, adopts a figure greater or less than ~~thirty-two and one-half cents (\$0.325)~~ thirty-four and one-half cents (\$0.345) per mile traveled by automobile, the County shall do likewise within thirty (30) days of such adoption, unless such action is not possible under the terms of the labor contract agreed to by the bargaining unit representing the employee.

SECTION 2. This ordinance shall take effect retroactively back to January 1, 2001.

Fiscal Note:

Adoption of a mileage reimbursement rate of 34.5 cents per mile will result in a county-wide fiscal cost of approx-

imately \$7,500. The Department of Administration - Fiscal Affairs Division prepared this fiscal note.

File Nos. 99-625(a)(b) and 00-54(a)(c)
(Journals, May 18, 2000 and December 21, 2000)

(Item 8) An adopted resolution directing, among other things, that Corporation Counsel report on a regular basis the progress of the litigation against the tobacco industry and the State of Wisconsin and an adopted resolution approving an amendment to the contract with Reinhart, Boerner, Van Deuren, Norris & Rieselbach, S.C. for legal services associated with the storm water fee litigation, by recommending adoption of the following:

A RESOLUTION

WHEREAS, on November 20, 1998, 46 eligible states, including the State of Wisconsin, announced their participation in a legal settlement with tobacco companies which resolves state claims regarding health care spending on tobacco-related illnesses; and

WHEREAS, under the terms of the settlement, the State of Wisconsin will receive approximately \$5.9 billion over 25 years; and

WHEREAS, Milwaukee County has spent millions of property tax dollars on health-related programs, including the General Assistance - Medical Program (GAMP) and Doyne Hospital, and, like the State of Wisconsin, has incurred a significant percentage of its health care expenditures on smoking-related illnesses; and

WHEREAS, on December 17, 1998, the Milwaukee County Board of Supervisors approved a resolution (File No. 98-741) directing the Division of Intergovernmental Relations to seek a share of the tobacco settlement monies received by the State of Wisconsin as reimbursement for its tobacco-related health costs and further directing the County to investigate the feasibility of its own lawsuit against the tobacco industry should efforts to lobby the Governor and State Legislature prove unsuccessful; and

WHEREAS, the 1999-2001 Wisconsin State Budget did not allocate a share of the State's tobacco settlement monies to Milwaukee County as reimbursement for its tobacco-related health costs; and

WHEREAS, on January 20, 2000, the County Board approved a resolution (Vote 20-5) authorizing and directing Corporation Counsel to enter into a contract with two Milwaukee law firms - Davis &

Kuelthau and Cook & Franke - to pursue legal action against the tobacco industry and the State of Wisconsin for the purpose of attempting to procure payment for the damages that Milwaukee County has suffered as a result of having to expend millions of dollars on the treatment of tobacco-related illnesses, as well as to negotiate and enter into agreements with any other Wisconsin county that wishes to become a party in the lawsuit; and

WHEREAS, the resolution approved by the County Board on January 20, 2000 also directed the Director, Department of Administration, to transfer \$250,000 from the Appropriation for Contingencies (Org. 1945) to the appropriate account in the office of Corporation Counsel for the purpose of paying legal fees to the law firms in an amount that shall not exceed \$250,000, and to direct Corporation Counsel to report to the Committees on Finance and Audit and Judiciary, Safety and General Services on a bimonthly basis on the status of the litigation; and

WHEREAS, a lawsuit has now been commenced on behalf of Milwaukee County by the two law firms against numerous defendants in the tobacco industry, various state officials, and the State of Wisconsin; and

WHEREAS, Marathon County has joined Milwaukee County in the suit and has agreed to reimburse the County approximately 12 percent of those fees; and

WHEREAS, on May 18, 2000, the County Board approved a resolution (Vote 17-7) that increased the not-to-exceed figure of \$250,000 for the payment of legal fees to the law firms of Davis & Kuelthau and Cook & Franke to \$500,000 retroactive to April 15, 2000 and directed the Director, Department of Administration, to transfer an additional sum of \$250,000 from the Appropriation for Contingencies to the appropriate account in the office of Corporation Counsel for the purpose of paying said legal fees; and

WHEREAS, on January 8, 2001, the Corporation Counsel notified the Finance and Audit Committee, that billings associated with the tobacco litigation through December 31, 2000 exceed the \$500,000 not-to-exceed figure by \$40,535 and requested that the County Board extend the contract expenditure authority and the not-to-exceed figure by that amount so that the law firms can be paid for their services; and

WHEREAS, the 2001 Adopted Budget contains an additional \$500,000 for Miscellaneous Legal Fees in the budget of the Corporation Counsel (Org. 1130) "due to anticipated costs in the

tobacco lawsuit initiated against the State and tobacco companies by Milwaukee County"; and

WHEREAS, in light of this appropriation, the Corporation Counsel has further requested that the contract expenditure authority be extended and the not-to-exceed figure increased for the contract with the law firms of Davis & Kuelthau and Cook & Franke by an additional \$500,000 for legal fees incurred in 2001; and

WHEREAS, it is appropriate for the Corporation Counsel to continue to report to the Committees on Finance and Audit and Judiciary, Safety and General Services regarding the status of the tobacco litigation on a regular basis in 2001; and

WHEREAS, the County also is engaged in pending litigation against the City of West Allis challenging the storm water fees imposed by the City of West Allis on Milwaukee County property lying within the City; and

WHEREAS, on December 22, 2000, the County Board approved a resolution authorizing and directing the Corporation Counsel to amend the County's existing contract with the law firm of Reinhart, Boerner, Van Deuren, Norris & Rieselbach, S.C. to increase the previously authorized cap on attorney's fees in the West Allis storm water lawsuit by \$30,000, raising the cap to \$190,000; and

WHEREAS, the Corporation Counsel has indicated that \$20,000 would be left in the legal claims account assuming that a fund transfer to accommodate his request for payment of the \$40,535 for the tobacco litigation is approved, and he has requested that the contract for the storm water lawsuit be further amended to increase contract expenditure authority and the not-to-exceed figure by this \$20,000 in light of the complexities of the lawsuit and higher than expected utilization of legal assistance; now, therefore,

BE IT RESOLVED, that the not-to-exceed figure of \$500,000 for the payment of legal fees to the law firms of Davis & Kuelthau and Cook & Franke for litigation against the tobacco industry and the State of Wisconsin on behalf of Milwaukee County is hereby retroactively increased to \$540,535 for expenses accrued during 2000; and

BE IT FURTHER RESOLVED, that contractual expenditure authority is hereby extended and the not-to-exceed figure for the payment of legal fees to the law firms of Davis & Kuelthau and Cook & Franke for services related to the tobacco litigation is hereby increased by an additional \$500,000 for 2001 in light of the appropriation of an additional \$500,000 in the Corporation Counsel's

Miscellaneous Legal Fees account for this purpose in the 2001 Adopted Budget; and

BE IT FURTHER RESOLVED, that the Corporation Counsel shall continue to report to the Committees on Finance and Audit and Judiciary, Safety and General Services regarding the status of the tobacco litigation on a regular basis; and

BE IT FURTHER RESOLVED, that contractual expenditure authority is extended and the not-to-exceed figure for the payment of legal fees to the law firm of Reinhart, Boerner, Van Deuren, Norris & Rieselbach, S.C. for services related to the West Allis storm water lawsuit is hereby increased by an additional \$20,000, bringing the total not-to-exceed amount to \$210,000.

Fiscal Note:

Enactment of this resolution would provide for expenditure of an additional \$40,535 from the Miscellaneous Legal Fees (Org. 1965) 2000 budget for legal fees owed to the law firms of Davis & Kuelthau and Cook & Franke for work performed in 2000 related to their representation of the County in a lawsuit against the tobacco industry and the State of Wisconsin. This would raise the total amount appropriated in 2000 to \$540,535 (offset by approximately \$36,500 reimbursed by Marathon County so far). In order to effectuate this payment from the Miscellaneous Legal Fees account, a fund transfer has been prepared for the January County Board cycle that would transfer \$36,000 in unspent funds from Personal Services and \$4,535 in unspent funds from Legal Fees-General from the 2000 budget of the Corporation Counsel (Org. 1130) to Miscellaneous Legal Fees. As a result, there would be no additional tax levy impact resulting from this action.

In addition, the Resolution would authorize the Corporation Counsel to increase contractual expenditure authority for legal fees related to the tobacco litigation by an additional \$500,000 for 2001, bringing the total not-to-exceed figure to \$1,040,535. This action is consistent with the 2001 Adopted Budget, which appropriates an additional \$500,000 in the Miscellaneous Legal Fees account (which is now part of Org. 1130 - Corporation Counsel) for the payment of legal fees related to the tobacco litigation. As a result, there is no additional 2001 tax levy impact associated with this action beyond that already budgeted.

The Resolution also authorizes the Corporation Counsel to

increase 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 the County's West Allis storm water lawsuit by an additional \$20,000, bringing the total not-to-exceed figure to \$210,000. A fund transfer will be prepared for the February County Board cycle that will transfer approximately \$5,000 in unspent funds from the Legal Fees-General account in the Corporation Counsel's 2000 budget to the Miscellaneous Legal Fees budget, which will provide sufficient funding in that account to pay for the additional \$20,000. As a result, there would be no additional tax levy impact associated with this action.

This fiscal note was prepared by the County Board Fiscal and Budget Analyst based on information provided by the Corporation Counsel and Department of Administration.

The foregoing report correctly states the action taken by the said committee at a meeting held January 11, 2001.

LYNNE D. DE BRUIN
Chairperson

The question was on adoption.

SEPARATE ACTION was requested on **Items 5, 6 and 8.**

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

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

Thereupon, **Item 5 WAS ADOPTED** by the following vote:

AYES—Aldrich, Arciszewski, Coggs-Jones, Davis, De Bruin, Diliberti, Jasenski, Johnson, Krug, McGuigan, Podell, Quindel, Schmitt, Weishan, White, Zielinski and the Chairman—17. **NOES**—Borkowski, Holloway, Launstein, Lutzka, Mayo, Nyklewicz and Ryan—7. **EXCUSED**—Bailey—1.

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

AYES—Aldrich, Arciszewski, Borkowski, Coggs-Jones, Davis, De Bruin, Diliberti, Holloway, Jasenski, Johnson, Krug, Launstein,

Lutzka, Mayo, McGuigan, Podell, Quindel, Ryan, Schmitt, Weishan, White, Zielinski and the Chairman—23. **NOES**—Nyklewicz—1. **EXCUSED**—Bailey—1.

DIVISION OF THE QUESTION was requested on **Item 8**.

SEPARATE ACTION was requested on the **BE IT RESOLVED Clause**.

By unanimous consent of the Board, Mr. Robert G. Ott, Corporation Counsel, answered questions from the floor.

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

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

Thereupon, the **BE IT RESOLVED Clause of Item 8 WAS ADOPTED** by the following vote:

AYES—Aldrich, Arciszewski, De Bruin, Diliberti, Jasenski, Johnson, Krug, McGuigan, Podell, Quindel, Schmitt, Weishan, White, Zielinski and the Chairman—15. **NOES**—Borkowski, Coggs-Jones, Holloway, Launstein, Lutzka, Mayo, Nyklewicz and Ryan—8. **EXCUSED**—Bailey and Davis—2.

By Supervisor Quindel, Chairperson:

From the Committee on Health and Human Needs, reporting on 1 item.

File No. 00-8(a)(e)
(Journal, December 16, 1999)

(**Item 1**) Reference file established by the County Board Chairman, relative to Purchase of Human Service Contracts with the Juvenile Delinquency and Court Services Division, by recommending adoption of the following:

A RESOLUTION

WHEREAS, the Office of Justice Assistance recently notified the Department of Human Services that \$31,926 of supplemental

first year JAIBG funds are available for expenditure by January 31, 2001; and

WHEREAS, the DHS has proposed that \$5,329 of these additional funds will be used for salaries and benefits for an Assistant District Attorney assigned to the Children's Court and to increase a purchase of service contract with Running Rebels Community Organization by \$30,144, including \$3,547 of local matching funds, increasing the contract from \$311,048 to \$341,192; and

WHEREAS, these supplemental funds will be used to extend the first year services contract with the Running Rebels Community Organization through January 31, 2001, preventing these otherwise unspent dollars from being returned to Washington D.C; now, therefore,

BE IT RESOLVED, that the Milwaukee County Board of Supervisors hereby authorizes and directs the Director of the Department of Human Services to accept \$31,926 of supplemental JAIBG Funds; to increase a Purchase of Service Contract with Running Rebels Community Organization by \$30,144, from \$311,048 to \$341,192; and to extend the Running Rebels Community Organization contract through January 31, 2001.

Fiscal Note:

Approval of this resolution will result in a total increase of \$30,144, from \$311,048 to \$341,192, in the first year purchase of service contract with the Running Rebels Community Organization, allowing the Department of Human Services to expend, by January 31, 2001, supplemental JAIBG funds offered by the Office of Justice Assistance (OJA). The OJA will reimburse the County for a total of up to \$346,357 for JAIBG program costs incurred between July 1, 1999 through January 31, 2001, with Milwaukee County providing ten percent matching funds totaling \$38,484 for the entire duration of the grant. Of the total County match of \$38,484, the January 2001 extension will consist of a County match of \$3,547. Funds are available in the Department of Human Services 2001 Adopted Budget for this additional County match.

The foregoing report correctly states the action taken by the said committee at a meeting held January 10, 2001.

ROGER QUINDEL
Chairperson

The question was on adoption.

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

AYES—Aldrich, Arciszewski, Borkowski, Coggs-Jones, Davis, De Bruin, 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.

**By the Committee on Judiciary, Safety & General Services
- 1 Item.**

File No. 01-68

(Item 1) WHEREAS, Chief Judge Michael J. Skwierawski submitted an informational report to the Committee on Judiciary, Safety & General Services at its meeting of January 4, 2001, which provided information relative to the impact of the elimination of percentage expressed orders for child support on the Family Courts; and

WHEREAS, the Committee on Judiciary, Safety & General Services received and placed the said report on file and referred same to the Committee on Finance and Audit and Committee on Intergovernmental Relations (Vote 6-0); now, therefore

BE IT RESOLVED, that a report from the Milwaukee County Chief Judge Michael J. Skwierawski dated December 22, 2000 relative to the impact of the elimination of percentage-expressed child support orders on the Family Courts is hereby received and placed on file and referred to the Committee on Finance and Audit and Committee on Intergovernmental Relations.

Fiscal Note:

The adoption of this resolution will not have a fiscal impact.

The foregoing resolution correctly states the action taken by the said committee at a meeting held January 4, 2001.

**DAVID JASENSKI
Chairperson**

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

AYES—Aldrich, Arciszewski, Borkowski, Coggs-Jones, Davis, De Bruin, 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.

By Supervisor Jasenski, Chairman:

From the Committee on Judiciary, Safety and General Services, reporting on 6 Items.

File No. 00-692
(Journal, December 21, 2000)

(Item 1) Resolution/Ordinance by Supervisors Aldrich, Borkowski, Launstein and others, to repeal the policy of the Milwaukee County Board of Supervisors that no County Board committee meetings shall be scheduled on election days, with the exception of the election of County Board Supervisors, by recommending adoption of the following:

AN AMENDED RESOLUTION/ORDINANCE

WHEREAS, as elected representatives we have been entrusted with the task of serving the citizens of Milwaukee County by legislating the establishment of programs, services and laws which govern the total community; and

WHEREAS, this task becomes difficult when some County Board committee meetings need to be rescheduled in order to keep Election Day free of these meetings; and

WHEREAS, during the 2000-2004 County Board term, the Parks, Energy and Environment Committee meetings occur on Tuesdays when Election Days fall; and

WHEREAS, other Committees of the County Board meet every other day of the week that the Parks, Energy and Environment

Committee meetings are scheduled; therefore, it is difficult to reschedule these meetings especially since they tend be several hours in length and require more time than is available in one morning or one afternoon; and

WHEREAS, since County Board meetings usually occur the week immediately following Committee meetings, there is not enough time after the Parks, Energy, and Environment Committee meeting to prepare for County Board Day; and

WHEREAS, as elected officials we have the responsibility to preserve representative government by allowing enough time for the public to receive notice of the meetings and exercise their right to be heard; now, therefore,

BE IT RESOLVED, that the Milwaukee County Board of Supervisors does hereby declare its intent to allow the Parks, Energy and Environment Committee to meet on its scheduled Tuesdays even if the meetings fall on Election Day, with the exception of Election Days on which the elections of County Board of Supervisors occur, by adopting the following ordinance:

AN ORDINANCE

To amend Section 1.13 (a) (1) Regular Committee Meetings of the General Ordinances of Milwaukee County relating to the standing committees of the County Board and their areas of jurisdiction.

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

SECTION 1. Section 1.13 of the General Ordinances of Milwaukee County, as amended to and including _____ is amended as follows:

(a) Regular committee meetings.

(1) Except when otherwise determined by the respective chairperson, regular meetings of standing committees shall be held on the days hereinafter specified. If the meeting day falls on an Election Day for County Board Supervisor, the chairperson of the committee shall reschedule the meeting to a day other than the Election Day. The meeting shall be called to order promptly on the days and at the hour hereinafter

specified, or such time as is designated in the notice of meeting by the chairperson of the committee (or in his/her absence, the ranking member thereof). Meeting days of standing committees shall be as follows:

- a) Transportation, Public Works and Transit - third Wednesday before county board meeting—9:00 a.m.
- b) Judiciary, Safety and General Services - second Thursday before county board meeting—9:00 a.m.
- c) Economic and Community Development - second Monday before county board meeting—9:00 a.m.
- d) Parks, Energy and Environment - second Tuesday before county board meeting—9:00 a.m.
- e) Health and Human Needs - second Wednesday before county board meeting—9:00 a.m.
- f) Finance and Audit - first Thursday before county board meeting—9:00 a.m.
- g) Personnel - first Friday before county board meeting—9:00 a.m.
- h) Intergovernmental Relations—on call of chairperson.
- i) Committee of Whole—on call of chairperson.

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

Fiscal Note:

Adoption of the subject resolution/ordinance will have no net tax levy impact, and will help to streamline the operation of the County Board.

File No. 01-65
(Journal, January 18, 2001)

(Item 2) From the District Court Administrator, requesting authorization to enter into Memorandum of Understanding with various agencies to assist Milwaukee County in creating a coordinated community response to domestic violence, by recommending adoption of the following:

A RESOLUTION

WHEREAS, the District Court has received a grant from the Office of Justice Programs under the Violence Against Women Act to assist Milwaukee County in creating a coordinated community response to domestic violence; and

WHEREAS, the grant provides funding for seventeen (17) County positions; and

WHEREAS, in addition to the County positions, there is a significant "pass-through" of funds to other segments of the community; and

WHEREAS, this "pass-through" money includes four local non-profit agencies (Sojourner Truth House, Asha Family Services, Task Force on Family Violence and Milwaukee Women's Center), the District Attorney's Office, the Milwaukee Police Department and Wisconsin Department of Corrections - Probation and Parole; and

WHEREAS, in order to specify the duties, responsibilities and reporting requirements of each of these organizations, Memorandum of Understanding were developed consistent with the funding allocations outlined in the grant; and

WHEREAS, all funding for this project is grant money and involves no matching funds; and

WHEREAS, the necessary fund transfer for the allocation of the grant funds was previously approved on March 16, 2000; and

WHEREAS, the Committee on Judiciary, Safety and General Services, at its meeting of January 4, 2001, recommended approval of the Memorandum of Understanding (vote 7-0); now, therefore

BE IT RESOLVED, that the Milwaukee County Board of Supervisors does hereby authorize the Milwaukee County Chief Judge to enter into Memorandum of Understanding with the Milwaukee County District Attorney, Wisconsin Department of Corrections (Probation/Parole), Milwaukee Police Department and four local non-profit agencies: Sojourner Truth House, Asha Family Services, Task Force on Family Violence and Milwaukee Women's Center stipulating the duties, responsibilities and reporting requirements of each organization in accordance with the funding allocations authorized in the Violence Against Women Act grant.

Fiscal Note:

All funding for the above-listed projects is provided

through grant money and involves no matching funds. The Memorandum of Understanding (Contracts) are for the following agencies and the specified dollar amounts:

Milwaukee County District Attorney	\$265,854
Wisconsin Department of Corrections (Probation/Parole)	107,123
Milwaukee Police Department	93,500
Sojourner Truth House	100,000
Asha Family Services	100,000
Task Force on Family Violence	100,000
Milwaukee Women's Center	<u>100,000</u>
TOTAL	\$866,477

File No. 01-46

(Journal, January 18, 2001)

(Item 3) From the Superintendent, House of Correction, requesting authorization to execute professional service contracts with service providers regarding the Day Reporting Center for the period February 1, 2001 through January 31, 2002, contingent upon continued funding, by recommending adoption of the following:

A RESOLUTION

WHEREAS, the Milwaukee County House of Correction is requesting authorization to execute professional service contracts with various community-based organizations for the purpose of providing services at the Day Reporting Center; and

WHEREAS, funding for the operation of the Day Reporting Center is provided by a grant from the Office of Justice Assistance and funds approved in the House of Correction 2001 adopted budget; and

WHEREAS, on October 12, 2000, the House of Correction issued a request for proposals to interested agencies to provide services at the Day Reporting Center; and

WHEREAS, agencies were able to propose to provide services in twelve (12) program areas; and

WHEREAS, proposals were due November 16, 2000; and

WHEREAS, a team of evaluators rated each proposal and made recommendations to the House of Correction staff who then performed a final review of proposals to make recommendations to the Milwaukee County Board of Supervisors; and

WHEREAS, the House of Correction recommends contracting with V.E. Carter for the following program areas: Program Space, Project Administration, Case Management, Adult Basic Education, and Computer Skills; and

WHEREAS, the House of Correction recommends contracting with ATTIC Correctional Services, Inc. for Alcohol or Drug Addiction (AODA) and Life Skills programming; and

WHEREAS, the House of Correction recommends contracting with the Benedict Center for Community Service Programming; and

WHEREAS, the House of Correction recommends contracting with the Wisconsin Correctional Service for Parenting and Employment services; and

WHEREAS, the House of Correction has not yet received notification from the Office of Justice Assistance as the funding levels for 2001, but is confident that there will be sufficient funds to sustain the Day Reporting Center; and

WHEREAS, the House of Correction has sufficient funds in its 2001 adopted budget to provide the ten percent (10%) match required by the Office of Justice Assistance; and

WHEREAS, when funding levels are announced, contracts will be negotiated and executed with selected service providers; and

WHEREAS, contracts will be executed in amounts not-to-exceed the final authorized funding amounts; and

WHEREAS, the Committee on Judiciary, Safety & General Services, at its meeting of January 4, 2001, recommended approval of the recommendations of the Superintendent, House of Correction, (Vote 7-0) with the exception of the contract for AODA and Life Skills programming with ATTIC Correctional Services, Inc., which was approved by a vote of 5-2; now, therefore

BE IT RESOLVED, that the Milwaukee County Board of Supervisors hereby authorizes and directs the Superintendent, House of Correction, to execute professional service contracts with recommended service providers as delineated above, once funding levels are announced for the contract period February 1, 2001 through January 31, 2002; and

BE IT FURTHER RESOLVED, that the Superintendent, House of Correction is hereby authorized and directed to renew said

contracts for up to twelve (12) months per renewal through January 31, 2004, contingent upon available funding; and

BE IT FURTHER RESOLVED, that should a vendor be unable or unwilling to complete their contract, or if the Superintendent, House of Correction, would otherwise terminate a vendor's contract, the Superintendent is hereby authorized and directed to assign the remainder of the contract to any qualified vendor who submitted a proposal in that specific program area by the November 16, 2000 deadline.

Fiscal Note:

\$244,000.00 was approved in the 2001 Adopted House of Correction Budget. Included in this amount is the County's ten percent (10%) match for the Office of Justice Assistance grant designated for the Day Reporting Center. Executed contracts will be adjusted up or down to reflect actual funding and in no case will exceed Office of Justice Assistance and County funding in aggregate. House of Correction staff prepared this fiscal note.

File No. 01-66

(Journal, January 18, 2001)

(Item 4) From the District Court Administrator, requesting on behalf of the Judicial Oversight Initiative (Domestic Violence Grant) retroactive authorization to apply for and receive a grant in the amount of \$18,184 from the Wisconsin Department of Justice — Office of Crime Victim Services, by recommending adoption of the following:

A RESOLUTION

WHEREAS, on behalf of the Judicial Oversight Initiative (Domestic Violence grant), the District Court Administrator has requested retroactive approval to apply for and accept a grant in the amount of \$18,184 from the Wisconsin Department of Justice - Office of Crime Victim Services; and

WHEREAS, the grant will partially fund a Research Assistant position for a period of twelve (12) months, with the remaining cost of the position funded from the Judicial Oversight Initiative grant utilizing federal funds; and

WHEREAS, there are no matching funds required to accept this grant; and

WHEREAS, the position created as a result of this grant will

allow Milwaukee County to provide accurate data regarding domestic violence cases in this jurisdiction; and

WHEREAS, the position will facilitate the data collection and reporting requirements for the Justice Oversight Initiative grant; and

WHEREAS, the Committee on Judiciary, Safety and General Services, at its meeting of January 4, 2001, recommended approval of the request (vote 7-0); now, therefore

BE IT RESOLVED, that the Milwaukee County Board of Supervisors does hereby authorize the District Court Administrator to apply for and accept a grant from the State of Wisconsin Department of Justice — Office of Crime Victim Services in the amount of \$18,184.00 to partially fund a Research Assistant position for the Judicial Oversight Initiative (Domestic Violence Grant).

Fiscal Note:

The acceptance of this grant will partially fund a Research Assistant position for a period of twelve months, with the remaining cost funded from the JOI grant utilizing federal funds. There are no matching funds required and there is no impact upon tax levy.

File No. 00-499
(Journal, September 28, 2000)

(Item 5) From As New Appliances, submitting a claim for damages allegedly sustained to their automobile when involved in an accident with a Milwaukee County-owned vehicle on June 12, 2000, by recommending adoption of the following:

A RESOLUTION

WHEREAS, on June 12, 2000, Milwaukee County employee Hector Rivera was operating a County pick-up truck west bound on North Avenue approaching the intersection with North 55th Street. At that time, Mr. Rivera struck the rear of a 1999 Southwest Express Gooseneck trailer which was attached to a legally parked truck which is owned by As New Appliances. The investigating police officer determined that rain and the inability of the County driver to keep his vehicle under control as the primary causes of the accident, and

WHEREAS, an appraisal of the accident-related damage has been obtained in the amount of \$5,431.01. This amount is acceptable

to the claimant. The County adjuster and the Corporation Counsel recommend the payment of \$5,431.01 to As New Appliances in full settlement of its claim; now, therefore,

BE IT RESOLVED, that As New Appliances be paid the sum of \$5,431.01 as settlement in full of its claim arising out of the June 12, 2000, motor vehicle accident.

Fiscal Note:

Approval of this resolution will result in \$5,431.01 being applied towards the County's deductible with the Wisconsin County Mutual Insurance Corporation.

File No. 00-444(a)(a)
(Journal, November 2, 2000)

(Item 6) An adopted resolution capping the Jail/House of Correction population and providing that this population cap be incorporated in a proposed Settlement Agreement in the pending litigation of *Christensen, et al, vs. Sullivan, et al, Milwaukee County Circuit Court Case No. 96-CV-001835*, by recommending adoption of the following:

A RESOLUTION

WHEREAS, in a November 27, 2000 communication to the Chairman of the County Board of Supervisors and the Chairman of the Judiciary, Safety, and General Services Committee, the Principal Assistant Corporation Counsel for Milwaukee County stated that, after extended negotiations, Milwaukee County has reached a tentative settlement, subject to County Board approval, of the Jail overcrowding/healthcare services class action lawsuit, *Christensen, et al, vs. Sullivan, et al, Milwaukee County Circuit Court Case No. 96-CV-001835*, commenced in 1996 by the Legal Aid Society and the American Civil Liberties Union; and

WHEREAS, the plaintiff class includes all persons who are now or in the future will be confined in the Milwaukee County Criminal Justice Facility (Jail or MCJ), and the County defendants included the Milwaukee County Sheriff, Milwaukee County, and the Secretary of the State of Wisconsin Department of Corrections; and

WHEREAS, the plaintiffs alleged that they have been denied the constitutionally required basic necessities of life, including access to care for serious medical and mental health needs; that crowded living conditions in the Jail have caused risk of serious harm; and

that, as a result of such conditions, plaintiff class has been punished without justification; and

WHEREAS, County defendants deny that they failed to meet constitutional requirements toward any plaintiff, but nevertheless agree to prevent the occurrence of constitutional violations in the future, and that the proposed agreement does not constitute an adjudication, finding, or admission of any present or past unlawful practice by defendants and that it is fully understood that defendants deny that unlawful acts or practices exist or have occurred; and

WHEREAS, County defendants agree to operate the Jail in a manner consistent with the terms of the proposed agreement which the parties agree meets constitutional requirements; and

WHEREAS, the parties have entered into the proposed agreement in order to resolve these controversies and to avoid the costs, time, and risks which litigation would involve for all parties; and

WHEREAS, execution and implementation of this consent decree is not dependent upon any filing or resolution of plaintiffs' petition for attorney's fees and costs; and

WHEREAS, the terms of the consent decree have been narrowly drawn to remove the court from the decision making process of Milwaukee County and the Milwaukee County Sheriff; and

WHEREAS, the proposed agreement states that the County Board will approve costs associated with compliance; and

WHEREAS, the proposed agreement indicates that no Master will be appointed to oversee compliance with population limits agreed to and that the consent decree will not place the "court in the position of an architect, a gatekeeper, an accountant, or an appropriating body for the Jail"; and

WHEREAS, the proposed settlement indicates that "County defendants will not challenge the validity of this consent decree at any stage of the proceedings...and will oppose the efforts of other persons who may challenge its validity"; and

WHEREAS, the proposed settlement outlines the conditions of confinement relating to population and overcrowding, including the following stipulations:

1. The County will maintain the Jail's population at or below 1100;

2. The Jail's population levels will be maintained in accordance with County Board approved File No. 00-444, relating to the provisions of the population cap for the Jail and House of Correction;

3. The County will use its "best efforts" to consider other alternatives for reducing the Jail's population, including an impact study and utilization review to streamline pre-booking and release procedures; more efficient triage practices and procedures; diversion of persons with mental illness; and the development of other pre-booking alternatives, before the construction of additional jail space;

4. No Jail inmate shall be required to sleep on a mattress on the floor or on the Jail floor, and no Jail inmate shall be in the Jail longer than 30 hours without being assigned to a bed approved by regulations of the Wisconsin Department of Corrections for overnight housing;

5. Best efforts shall be made to assure that there will be no more than 110 inmates in booking at the midnight count, and, if the number exceeds 110, there shall be a plan for adequate emergency staffing in the booking room, limiting the number of inmates in the locked rooms surrounding the open waiting area in the booking room and specifying how often those side rooms are checked, and the County will exercise its best efforts to limit to 24 hours any inmate's stay in the open waiting area of the booking room; and 6. Throughout the life of the consent decree, the County shall maintain or enhance present staffing levels at the Jail; however, the County is not restricted from implementing cost-effective alternatives to staffing, including contracting for outside services, such as medical records.

; and

WHEREAS, the court retains jurisdiction for enforcing the consent decree until the court has determined that there is substantial compliance, with substantial compliance to be measured by the following factors:

1. The maintenance of the Jail at below capacity without the need for court intervention for two years;

2. The number of days the Jail has operated at the maximum limit; and

3. The increased use of other temporary Jail facilities to house inmates.

; and

WHEREAS, the consent decree includes a provision that the County shall not be prohibited from petitioning the court for short term emergency modifications to agreed-upon population limits, provided that the plaintiffs' counsel receives written notification and has the opportunity to be heard; and

WHEREAS, during the life of the consent decree, plaintiffs' counsel may conduct inspections upon request and shall prepare semi-annual reports for the court regarding the County's compliance with the provisions of the consent decree; and

WHEREAS, the consent decree provides that the plaintiffs' claims regarding overcrowding and medical and mental health conditions will be dismissed with prejudice when the consent decree expires; and

WHEREAS, the consent decree does not prohibit the County from implementing new programs or changes in physical conditions which do not decrease plaintiffs' rights under the consent decree, nor does the decree abrogate any substantive rights or procedural protections the plaintiffs may have under state or federal statutes; and

WHEREAS, the consent decree provides that the County agrees in principle to provide the following staff resources for the Health Services Program:

1. **Program Administrator** who is responsible to the Sheriff for the administrative aspects of the Health Services Program;

2. **Medical Director** who shall report to the Program Administrator and be responsible for the development of medical policies, procedures, and protocols which, when adopted, will be largely in compliance with the National Commission on Correctional Health Care guidelines;

3. **Physician - HOC** who will provide services at the HOC;

4. **Psychiatrist** who shall be full time at the Jail and provide clinical and administrative leadership and oversight of mental health services and of Psychiatric Social Workers at the Jail and HOC;

5. **Nursing Director** who will report directly to the Medical Director; and

6. **Nurse Practitioners** (2) who will be on duty at least 16 hours per day, seven days a week, to be available to accept referrals from nurses doing screenings in the booking area.

; and

WHEREAS, Medical Services to be provided will include the following:

1. **Triage** with screening including, but not limited to, a medical history regarding acute and/or chronic health problems, mental health issues, medications, allergies, etc., and the taking of base line vital signs;

2. **Referrals to Advanced Level Providers and Physicians**, with the County agreeing to have a physician available on call 24 hours a day, seven days a week;

3. **TB Screening**;

4. **Physical Examinations** completed on or before the 14th day;

5. **Nurse Sick Call**, with nurses retrieving, on a seven day a week basis, sick call slips from housing units, and an inmate presenting a symptom to be seen by a nurse within two working days;

6. **Advanced Level Provider Sick Call**, with nursing referrals to advanced level providers, including physicians, occurring within five working days;

7. **Chronic Care**, with the County developing a protocol for enrollment; initial visit and initial database; frequency of follow-up visits; and guidelines;

8. **Urgent/Emergent Care**, with the County to develop a program which provides for a physician to review an inmate's medical chart and to see the inmate, who has been transported off-site for emergency care, within 24 hours, Monday through Friday, and 72 hours on weekends;

9. **Specialty Services** to be contracted for including, but not limited to, minor surgery, infectious diseases/HIV, ophthalmology, dermatology, etc.;

10. **Infirmery** with RN coverage provided 24 hours per day, seven days a week;
11. **Medication Distribution** with nursing staff responsible for all medication administration and/or distribution;
12. **Women's Health** with County to develop a program including pregnancy screening, pelvic exams, and breast exams;
13. **Therapeutic Diets;**
14. **Mental Health Services** with psychiatric social worker coverage provided 24 hours per day/seven days per week and psychiatrist staffing continued at the Jail and HOC at the present level of one FTE and .7 FTE, respectively;
15. **Dental Services;**
16. **Support Services**, including medical records and pharmacy;
17. **Miscellaneous** items, including remodeling in the pre-book, booking, and jail records areas and establishment of a Quality Improvement Council; and
18. **Monitoring**, including medical monitoring, monitoring plans, compliance, and dispute resolution, with the cost of the Medical Monitor to not exceed \$60,000 for three years.

; and

WHEREAS, at its January 4, 2001 meeting, the Judiciary, Safety, and General Services Committee voted 5-2 to recommend approval of the proposed Settlement Agreement in the case of **Christensen, et al, vs. Sullivan, et al, Milwaukee County Circuit Court Case No. 96-CV-001835**, as recommended by the Corporation Counsel; and

WHEREAS, at its January 11, 2001 meeting, the Finance and Audit Committee voted 6-1 to recommend approval of the proposed Settlement Agreement in the case of **Christensen, et al, vs. Sullivan, et al, Milwaukee County Circuit Court Case No. 96-CV-001835**, as recommended by the Corporation Counsel; now, therefore,

BE IT RESOLVED, that the Milwaukee County Board of Supervisors hereby authorizes and requests the Sheriff, the County Executive, and the County Clerk to execute the proposed Settlement

Agreement in the case of *Christensen, et al, vs. Sullivan, et al, Milwaukee County Circuit Court Case No. 96-CV-001835*, as recommended by the Corporation Counsel and as attached to and made a part of this file.

Fiscal Note:

Adoption of this resolution would result in approval of the settlement agreement relative to the *Christensen, et al, vs. Sullivan, et al*, lawsuit. This settlement agreement addresses two primary issues: population control measures at the County Jail and House of Correction (HOC) and medical services provided to inmates.

The fiscal implications relating to population control measures at the Jail and HOC were considered by the County Board during discussion and adoption of File No. 00-444 - which called for a cap on the population of the Jail and HOC - and during discussion of the 2001 Budget. The Fiscal Note attached to File No. 00-444 indicated that the strategies that would be implemented to enforce the population cap - such as expanded bail review and re-evaluation, expanded use of electronic surveillance and expanded use of the In-House Correctional Services detention program - would likely result in cost avoidance, as costs associated with these strategies are less than those associated with housing inmates at the Jail or HOC. The 2001 Adopted Budget for the Sheriff and HOC take into account the presumed adoption of the cap proposal.

The fiscal implications associated with the medical services aspects of the settlement agreement were broadly discussed during consideration of the 2001 Budget. The Budget notes that the Sheriff was developing a plan to reorganize the delivery of medical services based on the anticipated settlement agreement and appropriated \$1 million for the creation of additional positions and outside contracts that were anticipated for initial plan implementation in 2001. The County Executive's Recommended Budget placed the \$1 million in an allocated contingency account within the Sheriff's budget. Subsequent amendments approved as part of the Adopted Budget reduced the amount in the allocated contingency account by a total of \$482,360 by allocating \$300,000 for contractual services related to contracts with a Medical Director, physician, Program Monitor and dental services and \$182,360 for creation of six positions.

The settlement agreement specifies certain medical services personnel resources that must be provided by the County in order to enhance the medical services program, but otherwise does not bind the County to a specific level of spending. Instead, it assigns responsibility to the Sheriff to develop an implementation plan that will produce the enhanced level of medical services agreed to by both parties. The implementation plan developed by the Sheriff would require significant expenditures for new personnel and contractual services. The Sheriff has prepared information contained in the table below that indicates the projected costs associated with the total number of new positions and new or additional contractual services anticipated for the implementation plan and that also outlines those costs anticipated to be assumed in 2001. According to this information, the full-year salary and contractual services costs associated with full implementation would be \$3.24 million, and the 2001 cost would be \$1 million.

Position Title	Annual Cost	Existing Budget	Annual Increase	2001 Cost
Health Services Program Structure				
Program Administrator	88,010	-	88,010	54,059
Medical Director - Contract	250,000	100,000	150,000	137,500
Physician HOC - Contract	200,000	100,000	100,000	75,000
Psychiatrist		NO CHANGE		
Nursing Director	77,794		10,064	2,352
Abolish RN-IV		67,760		
9 Nurse Practitioners	609,687	-	609,687	248,704
6 Nursing Supervisors	331,128		331,128	67,537
5 Admin Asst. 1	198,640		198,640	40,516
Rn 2 Nurse Educator	47,286		47,286	28,934
2 RN 2 Staffing	94,572		94,572	19,289
Medical Services				
3 Medical Assistants	94,950		94,950	19,367
4 RN 1	164,052		164,052	33,460
3 Correction Officers	104,541		104,541	22,940
7 RN1	287,091		287,091	58,555
2 RN 1	82,026		82,026	16,730
2 Deputy Sheriff 1	69,694		69,694	14,215
10 LPN	352,570		352,570	6,683
Mental Health Services				
Psychiatric Social Workers	102,362		102,362	26,067
3 RN2	141,858		141,858	28,934
Mental Health Coord.	69,094		10,884	1,206
Abolish Psych Super.		58,210		

Dental Services				
Dental Services Contract	250,000	74,000	176,000	70,466
Miscellaneous				
Remodeling	72,488	70,000	2,488	2,488
Program Monitor - Contract	25,000		25,000	25,000
TOTAL	3,712,843	488,970	3,242,903	1,000,002

The following caveats should be noted regarding this information:

- These costs reflect only the salary and contractual services costs associated with implementation of the medical services plan designed by the Sheriff to comply with the settlement agreement. Several additional costs that are likely to be associated with the hiring of significant new personnel - such as training, uniforms, recruitment, etc. - are not included. At the same time, potential savings that also may accrue from plan implementation - such as reduced overtime, reduced cost of transporting inmates to outside facilities, reduced use of commercial nursing pool, etc. - also are not included.
- The salary costs that are cited do not include the cost of fringe benefits. They also do not take into account the 2% pay raise scheduled for June, 2001 and additional pay increases contained in recently negotiated labor agreements.
- The potential impact associated with an increased number of drug prescriptions and other potential expenditures resulting from improved medical attention has not been factored into these costs. At the same time, any potential savings that may accrue from preventative services have not been included.

The Sheriff has indicated that he will manage implementation of the medical services plan in 2001 to remain within the \$1 million that is contained in his budget (i.e. the net cost associated with both salaries and other potential expenditures required for plan implementation in 2001 will not exceed \$1 million). Because the Sheriff's 2001 budget includes \$1 million for this purpose, there would be no additional tax levy impact created from adoption of the settlement agreement in 2001 beyond that already budgeted. It should be noted that the high cost of providing outside medical services and prescription drugs to inmates has been

an extremely difficult issue in the Sheriff's budget for the past several years, and the \$1 million appropriated for initial implementation of the settlement agreement is not intended to cover any potential deficit that may occur in this area that is unrelated to the implementation plan.

The Department of Administration has indicated that it is their understanding that the full \$3.2 million in estimated annual salary costs associated with the new positions identified in the Sheriff's implementation plan may not need to be included in the 2002 Budget due to the considerable length of time involved in fully implementing the plan. The Sheriff's Department and Department of Administration will seek to develop an accurate estimate of the net cost of 2002 implementation for inclusion in the 2002 Budget.

The DOA also has indicated that the intent is to implement the plan at an annual cost not to exceed the initial \$3.2 million estimate, i.e. the \$3.2 million would be inclusive of *all* personnel costs, including adjusted salaries, fringe benefits, training, uniforms and recruitment, and any potential offsetting savings such as those noted above. While the County has significant flexibility to manage the program in a manner that will control costs, the settlement agreement requires the County Board to appropriate the funds necessary to produce the enhanced level of medical services described in the agreement regardless of the total cost. The precise expenditures needed to implement the plan in future years will need to be resolved through the annual budget development process.

This fiscal note was prepared by the County Board Fiscal and Budget Analyst based on information provided by the Sheriff's Department, the Department of Administration and the Corporation Counsel.

The foregoing report correctly states the action taken by the said committee at a meeting held January 4, 2001.

DAVID JASENSKI
Chairperson

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, Borkowski, Coggs-Jones, Davis, De Bruin, 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 Arciszewski **SUBMITTED** the following Amendment to Item 1, File No. 00-692:

In the Ordinance, Section 1.13(a)(1), after the words "*County Board Supervisor*" add the following:

or Election Day for President

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

AYES—Aldrich, Arciszewski, Borkowski, Coggs-Jones, Davis, De Bruin, Diliberti, Jasenski, Johnson, Krug, Launstein, Lutzka, McGuigan, Podell, Quindel, Schmitt, White and Zielinski—18. **NOES**—Holloway, Mayo, Nyklewicz, Ryan, Weishan and the Chairman—6. **EXCUSED**—Bailey—1.

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

AYES—Aldrich, Arciszewski, Borkowski, Coggs-Jones, Davis, De Bruin, Diliberti, Jasenski, Launstein, McGuigan, Podell, Quindel, Schmitt, White, Zielinski and the Chairman—16. **NOES**—Holloway, Johnson, Krug, Lutzka, Mayo, Nyklewicz, Ryan and Weishan—8. **EXCUSED**—Bailey—1.

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

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

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

AYES—Aldrich, Arciszewski, Coggs-Jones, Davis, De Bruin, Diliberti, Holloway, Jasenski, Johnson, Krug, Launstein, Lutzka, Mayo, McGuigan, Podell, Quindel, Ryan, Schmitt, Weishan, White and the Chairman—21. **NOES**—Borkowski, Nyklewicz and Zielinski—3. **EXCUSED**—Bailey—1.

By Supervisor Aldrich, Chairperson:

From the Committee on Parks, Energy and Environment, reporting on 10 Items.

File No. 01-39

(Journal, January 18, 2001)

(Item 1) From the Zoo Director, requesting authorization to execute a professional services contract with the Eurolink Company for operation of high-profile penny presses at the Milwaukee County Zoo, by recommending adoption of the following:

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 County Board; and

WHEREAS, the 2001 Adopted County Budget for the Milwaukee County Zoo authorizes payment to Eurolink Company for operation of the high-profile penny press vending machines at the Milwaukee County Zoo in an amount of 50 per cent of gross collected revenues; and

WHEREAS, the 2001 Adopted County Budget appropriates \$40,000 in gross revenues to the Milwaukee County Zoo for operation of these vending machines; and

WHEREAS, the Milwaukee County Zoo's profit is equal to 50 percent of gross profits less sales tax; and

WHEREAS, the Zoo Director is requesting authorization to execute a professional services contract with the Eurolink Company for provision of high-profile penny presses at the Milwaukee County Zoo; and

WHEREAS, a copy of the proposed professional services contract with Eurolink Company is on file in this file, County Board

File No. 01-39, and the proposed contract is incorporated in this resolution by reference; and

WHEREAS, on January 9, 2001 the Committee on Parks, Energy and Environment voted 7-0 to recommend approval of the said request; now, therefore,

BE IT RESOLVED, that the County Board of Supervisors does hereby approve the professional services contract with Eurolink Company for the provision of high-profile penny press vending machines at the Milwaukee County Zoo, for which Milwaukee County will pay Eurolink Company 50 per cent of gross revenues, and the Milwaukee County Zoo Director is hereby authorized and directed to execute the said contract on behalf of Milwaukee County.

Fiscal Note:

Adoption of this resolution will not affect tax levy. The 2001 Adopted County Budget appropriates \$40,000 in gross revenues from the high-profile penny presses at the Zoo. The 2001 Adopted County Budget also approves the payment to Eurolink Company of \$20,000 of the \$40,000 in expected gross revenues. Milwaukee County Zoo's share of revenues is expected to be \$20,000 less \$2,240 in sales tax for a total profit of \$17,760. This fiscal note is based upon information provided by the Milwaukee County Zoo staff.

File No. 01-40
(Journal, January 18, 2001)

(Item 2) From the Zoo Director, requesting authorization to execute a professional services contract with Oceans of Fun, Inc. in the amount of \$131,000 for presentation of the Zoo's Marine Mammal Show and in the amount of \$25,000 for animal training and consultation, by recommending adoption of the following:

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 County Board; and

WHEREAS, the 2001 Adopted County Budget for the Milwaukee County Zoo authorizes payment to Oceans of Fun, Inc. for a marine mammal show at the Milwaukee County Zoo and for animal training and consultation to the Zoo Animal Department; and

WHEREAS, the Zoo Director is requesting authorization to

execute a professional services contract with Oceans of Fun, Inc., with said contract containing the following provisions, among others as set forth in the said contract:

- \$131,000 payment to Oceans of Fun, Inc. to provide a marine mammal show;
- Payment to Oceans of Fun, Inc. at a rate of \$60 per hour, not to exceed \$25,000 for the contract term, for animal training and consultation to the Zoo Animal Department;
- Oceans of Fun, Inc. to be authorized to sell clothing and novelty items and share 15 per cent of gross sales with the Milwaukee County Zoo; and
- Oceans of Fun, Inc. to develop, produce, manage and conduct interactive programs for the public

; and

WHEREAS, Miller Brewing Company will provide \$33,000 in sponsorship funding for the marine mammal show; and

WHEREAS, a copy of the proposed professional services contract is incorporated into this resolution by reference; and

WHEREAS, on January 9, 2001 the Committee on Parks, Energy and Environment voted 7-0 to recommend approval of the said request; now, therefore,

BE IT RESOLVED, that the County Board of Supervisors does hereby approve and does hereby authorize and direct the Zoo Director to execute the proposed professional service contract for 2001 with Oceans of Fun, Inc. for the marine mammal show and animal training and consultation; and

BE IT FURTHER RESOLVED, that the County Board of Supervisors does hereby accept receipt of a \$33,000 donation from Miller Brewing Company for the marine mammal show.

Fiscal Note:

Adoption of this resolution will not affect tax levy. The 2001 Adopted Budget for the Milwaukee County Zoo appropriated \$131,000 for a professional services contract with Oceans of Fun, Inc., for the Marine Mammal Show and \$33,000 in sponsorship revenues from Miller Brewing

Company for a total appropriation of \$164,000. The 2001 Adopted Budget also includes \$25,000 for a professional services contract with Oceans of Fun, Inc. for animal training and consultation. Revenues from the sale of novelty items cannot be determined at this time. This fiscal note is based upon information provided by Zoo staff.

File No. 00-710

(Journal, December 21, 2000)

(Item 3) From the Director, Department of Parks, Recreation and Culture, submitting communications from The Oak Creek Land Trust, the City of Oak Creek and Reinders, Inc., expressing an interest in acquiring Milwaukee County park land located at 441 West Ryan Road in the City of Oak Creek, by recommending adoption of the following:

A RESOLUTION

WHEREAS, at the December 12, 2000 Parks, Energy and Environment Committee meeting, three letters were presented expressing an interest in Milwaukee County parkland located at 441 West Ryan Road in the City of Oak Creek. These requests were from:

1. The Oak Creek Land Trust
2. The City of Oak Creek
3. Reinders, Inc.

; and

WHEREAS, in order to evaluate the requests appropriately, they were referred to the Parks Department for review and recommendation; and

WHEREAS, a meeting was held at Parks Administration on December 19, 2000 with all individuals in attendance. Possible scenarios were discussed; and

WHEREAS, the Oak Creek Land Trust desires to provide wildlife conservation, wetland preservation and reforestation of the site. They are proposing to protect and enhance the current woodlands and wetlands, provide an area of prairie grasses, plant hardwoods, conifers and construct hiking/nature/ski trails on Milwaukee County parkland; and

WHEREAS, the City of Oak Creek has been evaluating the site as a location to accommodate the needs of a future municipal police

department facility. They are interested in acquiring approximately 10 acres of Milwaukee County parkland through purchase and/or exchange of an equal amount of appraised value of city-owned land, as identified in A Park and Open Space Plan for Milwaukee County; and

WHEREAS, Reinders, Inc. is proposing an exchange of rear woodlands and wetlands that they own at 545-635 West Ryan Road for an equal appraised value of Milwaukee County parkland with Ryan Road frontage at 441 West Ryan Road; and

WHEREAS, they will develop the land in accordance with the City of Oak Creek's zoning regulations; and

WHEREAS, on May 1, 2000, the Southeastern Wisconsin Regional Planning Commission (SEWRPC), in accordance with the Milwaukee County Parkland Disposition Review Policy, evaluated the environmental and recreational significance of the land at 441 West Ryan Road; and

WHEREAS, SEWRPC concluded that "a decision regarding this parcel must be made with consideration of two recreation-related recommendations of the County Park and Open Space Plan in mind; namely, the provision of a new neighborhood park in the vicinity and the provision of trail facilities and related support facilities in the Oak Creek Corridor"; and

WHEREAS, this parcel is the only County-owned land capable of accommodating the neighborhood which it would serve with the needed park, as opposed to a park in a more central location; and

WHEREAS, the Parks Director has submitted a report relative to this matter, dated December 28, 2000, and a copy of said report has been placed in this file, File No. 00-710; and

WHEREAS, the Parks Department staff appeared before the Committee on Parks, Energy and Environment on January 9, 2001 and recommended that this matter be returned to the Department of Parks, Recreation and Culture for further review, recommendation and report back; and

WHEREAS, at its meeting on January 9, 2001, the Committee on Parks, Energy and Environment acted to approve the Parks Department's recommendation, within the existing parameters in their December 28, 2000 report, with the following amendments:

- Require the Parks Department to require a public easement for access from the neighborhood to the neighborhood park;
- Require that a buffer be identified between the police department development and the neighborhood;
- Amend the language, wherever it appears in the resolution, from "Reinders, Inc." to "Reinders, Inc. or assigns";
- Authorize the Parks Department to negotiate agreements for land exchanges within the parameters that are identified in the Parks Department report and report back with recommendations if the land is to be declared surplus and with the appropriate agreements;

now, therefore

BE IT RESOLVED, that the County Board of Supervisors does hereby authorize and direct the Director of the Department of Parks, Recreation and Culture to review and report back with recommendations, including preparation and submission of any proposed agreements or other required documents, for land exchanges, for an equal appraised value of land, to the City of Oak Creek and Reinders, Inc., or assigns, with the following provisions intended as conditions of the transfer:

- The City of Oak Creek will use this site for the sole purpose of developing a municipal police department facility. If the proposed use changes, the property will revert back to Milwaukee County. This restriction will be placed on the deed.
- The City of Oak Creek will be required to provide a 100 foot green space buffer between the City development and the abutting Milwaukee County park land and/or neighborhood.
- The City of Oak Creek will exempt Milwaukee County parkland in perpetuity from any storm water utility fees.
- The City of Oak Creek will waive any special assessments related to the development of this parcel, which may include, but not be limited to, the construction of a public street to serve the municipal facility and a public street to serve the private development of Reinders, Inc., or assigns.
- The City of Oak Creek will provide permanent public and vehicular access to the remaining Milwaukee County parkland and the use of approximately ten (10) parking spaces for park

users. It may be possible to have on-street parking to serve the park users.

- The City of Oak Creek and Reinders, Inc., or assigns, will conduct a title search and investigate if there are any deed restrictions prohibiting the transfer and/or easements or land interests which adversely impact these parcels.
- Both the City of Oak Creek and Reinders, Inc., or assigns, will provide Milwaukee County Phase I and, if necessary, Phase II environmental surveys on the lands to be exchanged, using environmental consultants approved by County Environmental Services' staff.
- Reinders, Inc., or assigns, will develop the parcel received from the County in accordance to the most logical zoning of the parcel, which at this time is thought to be B-4 Highway Business District.
- The Director of the Department of Parks, Recreation and Culture shall be required to find a public access point for the neighborhood abutting the park land.
- The terms and conditions of the proposed land sale/exchange will be reviewed by and be to the satisfaction of the Department of Administration - Economic Development Division, the Department of Public Works, the Parks Department, Corporation Counsel and other appropriate County staff;

; and

BE IT FURTHER RESOLVED, that, if any land is recommended to be declared surplus and sold, the Director of the Department of Parks, Recreation and Culture is hereby directed to report back in that regard, including the appropriate agreements and/or other necessary documents, for standing committee and County Board approval; and

BE IT FURTHER RESOLVED, that the Parks Department will continue to work with the Oak Creek Land Trust in regards to the woodlands and wetlands enhancements, prairie restoration and the construction of hiking/nature/ski trails. Final plans will be brought back to the Parks, Energy and Environment Committee for approval and acceptance.

Fiscal Note:

The adoption of this resolution will require the use of staff

time. Information for this fiscal note was provided by the Parks Department staff.

File No. 01-41
(Journal, January 18, 2001)

(Item 4) From the Director of the Department of Parks, Recreation and Culture, requesting authorization to negotiate an agreement with the developers of the proposed Lafayette Place residential development adjacent to the Oak Leaf Trail on the east side of the city of Milwaukee, for a land exchange and construction of an access ramp to the Oak Leaf Trail, by recommending adoption of the following:

A RESOLUTION

WHEREAS, Lafayette Place, LLC (the Developer), a Wisconsin limited liability corporation, is proposing to construct a new residential and commercial development on the East Side of Milwaukee; and

WHEREAS, LaFayette Place is a proposed 35-story condominium residence that will have 150 units, targeted to sell for an average price of \$300,000.00; and

WHEREAS, the proposed development is located at the corner of Lafayette Place and Prospect Avenue and abuts a portion of the Milwaukee County Oak Leaf Trail; and

WHEREAS, the common property line between the development and the west side of the trail is irregular and the Developer wishes to straighten this line to facilitate the development of the site; and

WHEREAS, the County would convey to the Developer several small, irregular shaped parcels totaling approximately 0.1 acre and, in exchange, the Developer would convey to the Parks Department a similarly-sized parcel along the northern edge of their property; and

WHEREAS, this parcel could provide for a new direct connection between the Oak Leaf Trail and Prospect Avenue; and

WHEREAS, the Developer would construct, at their expense, a public access ramp which would allow bicyclists, pedestrians and emergency vehicles to enter and exit the trail from Prospect Avenue at Windsor Place; and

WHEREAS, the land, access ramp and related improvements would be conveyed to the Parks Department upon completion of the project; and

WHEREAS, the Parks Department concurs that the proposal is consistent with its long-range recreational goals and policies and has requested authorization to negotiate an agreement with Lafayette Place, LLC; and

WHEREAS, the project would be of mutual benefit to the County and the Developer by providing increased tax revenue and improving public access through the creation of an additional entry point to this very popular segment of the Oak Leaf Trail system; and

WHEREAS, the Developer is currently involved in negotiations with the City of Milwaukee for rezoning of its property and they anticipate submitting a formal application to the City in mid-January; and

WHEREAS, as part of that application, the Developer must show at least preliminary approval by the County of the proposed land transfer; and

WHEREAS, County approval, in concept, of this plan will allow conceptual design to progress by revising the proposed boundaries of the site and defining how the development and access ramp will relate to the surrounding properties and land uses; and

WHEREAS, if authorized to proceed, the Parks Department and appropriate County staff will begin to negotiate an agreement with the Developer relative to this proposal; and

WHEREAS, on January 9, 2001 the Committee on Parks, Energy and Environment voted 7-0 to approve the request of the Director of the Department of Parks, Recreation and Culture for authorization to negotiate an agreement with the developers, provided that the trail be consistent with the quality of the building; i.e., that it be upscale and consistent with the quality of the building in such matters as lighting and landscaping; now, therefore,

BE IT RESOLVED, that the County Board of Supervisors and the County Executive approve, in concept, the proposed development of the Lafayette Place residential project, including the exchange of approximately 0.1 acre of land and construction of a new access ramp to the Oak Leaf Trail by the Developer; and,

BE IT FURTHER RESOLVED, the Director of the Department of Parks, Recreation and Culture and appropriate County staff are

authorized to negotiate an agreement with the Developer, prepare and review any required documents and to perform actions to facilitate the proposed development; and,

BE IT FURTHER RESOLVED, that the Director of the Department of Parks, Recreation and Culture is authorized and directed to include in said agreement the explicit provision that the access ramp to the Oak Leaf Trail be upscale and consistent with the quality of the building in such matters as lighting and landscaping; and

BE IT FURTHER RESOLVED, the Parks Director is directed to return to the County Board with the negotiated agreement and related documents for review, approval and required authorizations prior to their final execution.

Fiscal Note:

The adoption of this resolution will not require an appropriation of funds. Staff time will be required to negotiate, review and prepare the appropriate documents. This fiscal note is based upon information provided by the Department of Parks, Recreation and Culture staff.

File No. 00-749

(Journal, December 21, 2000)

(Item 5) From the Director of Parks, Recreation and Culture, requesting authorization to lease/purchase approximately \$591,300 in turf maintenance and golf course equipment in 2001, by recommending adoption of the following:

A RESOLUTION

WHEREAS, the Director of Department of Parks, Recreation and Culture has identified a number of pieces of mowing and turf-related equipment that need to be replaced to help maintain the integrity of the Parks Department's maintenance fleet; and

WHEREAS, this turf-related equipment is essential to keep golf courses and park areas properly cut and the equipment to be replaced is aging and will result in high maintenance costs and loss of productive employee time due to equipment down time if it is not replaced; and

WHEREAS, the Parks Department deferred some equipment purchases in 1998 and 1999 to help ensure a net operating surplus; and

WHEREAS, the Director of Parks, Recreation and Culture has detailed the equipment and enumerated the reasons that a lease would be appropriate at this time in her report on the subject dated December 15, 2000 and a copy of the said report has been placed in this file, File No. 00-749 and the said report is incorporated in this resolution by reference; and

WHEREAS, the Director of Parks, Recreation and Culture has requested authorization to lease/purchase approximately \$591,300 in turf maintenance and golf course equipment in 2001; and

WHEREAS, on January 9, 2001 the Committee on Parks, Energy and Environment voted 7-0 to recommend approval of the said request; and

WHEREAS, on January 11, 2001, the Committee on Finance and Audit voted 7-0 to concur in the action of the Parks Committee; now, therefore,

BE IT RESOLVED, that the County Board of Supervisors does hereby authorize and direct the Director of the Department of Parks, Recreation and Culture to enter into a three-year lease for equipment equivalent to that identified in the December 15, 2000 report, not to exceed \$600,000 in total.

Fiscal Note:

There is no additional tax levy effect in 2001, since existing 2001 appropriations will be reallocated once the exact lease terms and payments in 2001 are known. This fiscal note is based upon information provided by the Department of Parks, Recreation and Culture staff.

File No. 00-714
(Journal, December 21, 2000)

(Item 6) From the Director, Department of Parks, Recreation and Culture, submitting Mitchell Park and Horticultural Conservatory Master Plan, by recommending adoption of the following:

A RESOLUTION

WHEREAS, extensive study has been made of the Mitchell Park Horticultural Conservatory (the "Domes") and of Mitchell Park (the "Park") and such study addressed the needs and interests of visitors, the neighborhood and educational needs as well as the physical infrastructure; and

WHEREAS, Engberg Anderson Design Partnership, working together with the County Executive, the Supervisor of the District, the Community and the Parks Department, has taken this extensive research and applied architectural design to the research to compile a comprehensive Master Plan for both the Domes and the Park; and

WHEREAS, the Director of Parks, Recreation and Culture, in her report on the subject matter dated November 28, 2000, a copy of which has been placed in this file, File No. 00-714, and which report is incorporated in this resolution by reference, summarizes the contents of the Master Plan and also submits the Master Plan for review and conceptual approval; and

WHEREAS, the Director of Parks, Recreation and Culture respectfully requests conceptual approval of the Master Plan and also requests authority to pursue possible funding sources to assist in implementing the Master Plan, such approval being subject to review and approval by the County Executive and the County Board prior to acceptance of any such funding or other assistance; and

WHEREAS, the Committee on Parks, Energy and Environment has considered the Parks Director's report and Master Plan at meetings on December 12, 2000 and again on January 9, 2001 and has voted 7-0 to recommend that the request of the Parks Director be approved; now, therefore,

BE IT RESOLVED, that the Master Plan for Mitchell Park and the Mitchell Park Horticultural Conservatory is hereby approved in concept; and

BE IT FURTHER RESOLVED, that the Director of Parks, Recreation and Culture is hereby authorized and directed to pursue potential funding sources, agreements, partnerships and other avenues to facilitate actual implementation of the Master Plan; acceptance of such funding, agreements, partnerships or other avenues being subject to the review and approval of the County Executive and the County Board; and

BE IT FURTHER RESOLVED, that conceptual approval of the Master Plan does not commit the County to implementing any or all of the components of the \$26,979,000 Master Plan (such commitment being subject to normal budget and other procedures), but rather gives the Parks Department direction as to how the Domes and the Park should be improved and authority to pursue avenues to achieve that goal as provided immediately above.

Fiscal Note:

Adoption of this resolution will result in no tax levy effect

since it is only conceptual approval of a Master Plan and only grants approval to seek funding, not accept funding, without further approval by the County Executive and the County Board. This fiscal note was prepared by Department of Parks, Recreation and Culture staff.

File No. 01-42
(Journal, January 9, 2001)

(Item 7) From the Parks Marketing Director, requesting authorization to enter into a three-year agreement with Harborside Marine to operate and maintain the Riverfront boat launch for the 2001, 2002 and 2003 boating and winter storage seasons, by recommending adoption of the following:

A RESOLUTION

WHEREAS, the Parks Marketing Director has requested authorization to enter into a three-year agreement with Harborside Marine to operate and maintain the Riverfront boat launch for the 2001, 2002 and 2003 boating and winter storage seasons; and

WHEREAS, the terms of the agreement are for three years and Harborside Marine would pay to the Department 15% of gross launch ramp and winter boat storage fees; and

WHEREAS, Harborside would provide permanent access to the water, while still maintaining a secure site for winter storage; and

WHEREAS, the County Board of Supervisors must approve all contracts with terms of one year or more; and

WHEREAS, on January 9, 2001, the Committee on Parks, Energy and Environment voted 7-0 to recommend approval of the said request; now, therefore,

BE IT RESOLVED, the Director of the Department of Parks, Recreation and Culture is hereby authorized and directed to enter into an agreement with Harborside Marine for the operation and maintenance of the Riverfront Boat Launch for the 2001, 2002 and 2003 boating and winter storage seasons; and

BE IT FURTHER RESOLVED, the terms of this agreement shall be that Harborside Marine pays to the Department 15% of gross revenues received from boat launch and winter storage fees.

Fiscal Note:

The subject resolution, if adopted, will result in a net

savings of approximately \$3,000 in operating expenses. This fiscal note was prepared by Department of Parks, Recreation and Culture staff.

File No. 01-18

(Journal, December 21, 2000)

(Item 8) Reference file established by the County Board Chairperson relative to the 2001 Milwaukee County Artistic, Cultural and Musical Programming Advisory Council (CAMPAC) recommendations, by recommending adoption of the following:

A RESOLUTION

WHEREAS, the 2001 adopted budget provided County funding for the arts and an administrator; and

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 the Cultural, Artistic and Musical Programming Advisory Council (CAMPAC) and voiced concerns and comments relative to the arts program and the 2001 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 State of Wisconsin will provide \$16,670 in re-granting funds to CAMPAC for distribution; and

WHEREAS, the recommended 2001 CAMPAC allocations were based on the format established in previous years with the consensus of the affected arts organizations; and

WHEREAS, the Parks Marketing Director, in a communication dated December 26, 2000, a copy of which has been placed in this file, File No. 01-18 and which is incorporated in this resolution by reference, has requested approval of the 2001 Milwaukee County Cultural, Artistic and Musical Programming Advisory Council allocation recommendations; and

WHEREAS, on January 9, 2001, the Committee on Parks, Energy and Environment voted 7-0 to recommend approval of the said 2001 Milwaukee County Cultural, Artistic and Musical Programming Advisory Council allocation recommendations; now, therefore,

BE IT RESOLVED, that the County Board of Supervisors does hereby authorize the Director of the Department of Parks, Recreation and Culture to prepare the necessary contractual agreements with the various arts groups for funding for Community Cultural Events programs during 2001 which provides free programming primarily for minority and disabled populations, and enter into 2001 contracts with the following agencies for the amounts listed:

2001 COMMUNITY CULTURAL EVENTS PROGRAM ALLOCATIONS
(With 2000 Comparisons)

<u>Agency</u>	<u>2000 Allocations</u>	<u>2001 Allocations</u>
City Ballet	5,000	5,500
Ko-Thi Dance Company	7,000	7,500
Latino Arts, Inc. (Friends of Hispanic Community)	6,000	7,000
Milwaukee Inner City Arts Council	7,000	8,000
Milwaukee Public Theatre	5,000	5,000
Walker's Point Center	<u>0.00</u>	<u>4,000</u>
TOTAL	\$30,000	\$37,000

; 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:

2001 MATCHING GRANTS
(With 2000 Comparisons)

<u>Agency</u>	<u>2001 Grants</u>	<u>2002 Grants</u>
Artist Series at the Pabst	\$ 10,309	\$10,554
Ballet Wisconsin	8,056	—
Bel Canto Chorus	8,076	10,349
Boulevard Ensemble	—	2,000
City Ballet	6,372	6,786
Civic Music Association	3,194	4,238

Concord Chamber Orchestra	1,250	1,563
Dance-Sing	5,871	5,277
Danceworks	7,090	7,195
First Stage Milwaukee	13,419	14,114
Florentine Opera Company	28,588	28,952
Foothold	1,291	1,936
Ko-Thi Dance Company	10,868	11,011
Latino Arts (Friends of Hispanic Community)	10,102	10,126
Milwaukee Ballet	34,264	34,873
Milwaukee Chamber Orchestra	8,284	9,426
Milwaukee Chamber Theatre	12,420	13,504
Milwaukee Children's Theatre	4,705	4,427
Milwaukee Dance Theatre	5,680	3,988
Milwaukee Inner City Arts Council	4,377	4,832
Milwaukee Public Theatre	7,587	8,584
Milwaukee Repertory Theater	41,945	45,364
Milwaukee Symphony Orchestra	107,254	108,582
Milwaukee Youth Symphony	10,533	11,173
Modjeska Youth Theatre Company	—	1,500
Music in the Park	3,000	4,000
Musical Offering, Ltd	—	1,500
Next Act Theater	11,020	10,839
Present Music	7,942	8,284
Renaissance Theaterworks	5,000	5,324
Skylight Opera Theatre	18,736	18,988
Theatre X	7,271	7,879
Walkers Point Center for the Arts	4,051	6,076
Wild Space Dance Company	6,507	6,630
Woodland Pattern	9,863	9,293
TOTAL	\$424,926	\$439,167

; and

BE IT FURTHER RESOLVED, that the amount of \$15,000 is authorized for the Individual Artist Fellowship Artists Program according to the adopted CAMPAC guidelines and procedures; and

BE IT FURTHER RESOLVED, that the amount of \$4,500 is authorized for the 2001 Milwaukee High School Theatre Festival; and

BE IT FURTHER RESOLVED, that the amount of \$33,000 be set aside for programming at Washington and Humboldt Park Bandshells, with the specific allocations to be determined by the County Parks Department and the hope that additional private funds can be secured through the joint efforts of the CAMPAC

Administrator and the Parks Department to complement these funds for Parks programming; and

BE IT FURTHER RESOLVED, that the County Board of Supervisors authorizes the Director of the Department of Parks, Recreation and Culture to enter into agreements with each of the organizations and with the Milwaukee Foundation in the amount of \$38,000 to administer Milwaukee County's performing and visual arts fund under the guidelines approved by the County Board of Supervisors.

Fiscal Note:

The adoption of this resolution will not require an additional appropriation of funds as sufficient funds are available in Organizational Unit 1974 per the 2001 adopted budget. This fiscal note was prepared by Department of Parks, Recreation and Culture staff.

File No. 01-45

(Journal, January 18, 2001)

(Item 9) From the Director, Department of Parks, Recreation and Culture, requesting authorization to apply for and accept a 2001 Wisconsin Coastal Management Grant Application for Bay View Park staircase replacement, by recommending adoption of the following:

A RESOLUTION

WHEREAS, access between the upper areas of Bay View Park and the beach is presently via a wooden staircase; and

WHEREAS, the Parks Department has determined that the staircase has deteriorated to the point where it must be replaced; and

WHEREAS, the staircase is an important park amenity in that it provides the public a safe means for traversing the bluff face; and

WHEREAS, the closest alternative lake/beach access is nearly one mile to the north and approximately 1/4 mile to the south of the current staircase location; and

WHEREAS, the Parks Department has requested authorization to apply for and, if awarded, accept a Wisconsin Coastal Management Program grant that would fund \$24,000 (40 per cent) of the estimated \$60,000 total project cost; and

WHEREAS, the remaining \$36,000 (60 per cent) would be provided by Milwaukee County; and

WHEREAS, the project has been included in the Adopted Milwaukee County 2001 Capital Improvement Budget;

WHEREAS, on January 9, 2001 the Committee on Parks, Energy and Environment voted 7-0 to recommend approval of the said request; now, therefore,

BE IT RESOLVED, that the County Board of Supervisors does hereby authorize and direct the Director of the Department of Parks, Recreation and Culture to apply for and, if awarded, accept a Wisconsin Coastal Management Program grant for the replacement of the staircase at Bay View Park; and

BE IT FURTHER RESOLVED, That the Parks Director is hereby further authorized to process all documentation pertaining to the implementation of a Wisconsin Coastal Management grant for the Bay View Park staircase replacement.

Fiscal Note:

An appropriation of \$60,000 has been included in the Adopted 2001 Milwaukee County Parks Department Capital Improvement Budget for the Bay View Park staircase replacement project. Adoption of this resolution would result in a Wisconsin Coastal Management Program grant application which, if the grant were awarded, would result in the receipt of grant funding of \$24,000 (40 per cent), with the County to provide the remaining \$36,000 (60 per cent) of the project cost. This fiscal note is based upon information provided by the Department of Parks, Recreation and Culture staff.

File No. 00-683

(Journal, December 21, 2000)

(Item 10) A resolution by Supervisor Arciszewski, supporting the Milwaukee U.S.S. Des Moines Historic Naval Ship Project in transporting the U.S.S. Des Moines CA-134 from Philadelphia to the Milwaukee Harbor to serve as a memorial and tourist attraction, by recommending adoption of the following:

AN AMENDED RESOLUTION

WHEREAS, the U.S.S. Des Moines is one of the largest conventional cruisers that was constructed by any navy fleet, and

served as a peace keeping flagship of the Sixth Fleet in the North Atlantic, Caribbean, and Mediterranean Seas, with the home port of Ville Franche; and

WHEREAS, the U.S.S. Des Moines hosted many dignitaries, including President Dwight D. Eisenhower, Queen Elizabeth of England and the Duke of Edinburgh; and

WHEREAS, the Des Moines was the first warship to visit Yugoslavia since World War II and saw duty off the Lebanon coast during the Lebanese crisis; and

WHEREAS, various veterans organizations, including those represented by the Allied Council and War Memorial Center, Inc., support the American Veterans' efforts to bring the U.S.S. Des Moines to the Milwaukee Harbor; and

WHEREAS, the U.S.S. Des Moines is not allowed by U.S. Naval standards to dock on an open body of water; therefore, the U.S.S. Des Moines will be docked along the Milwaukee River at Erie Street, pending approval by the City of Milwaukee's Common Council and the Harbor Commission; and

WHEREAS, the cost of transporting the warship to the Milwaukee Harbor will be approximately \$2.6 million but will not require a financial commitment from Milwaukee County; and

WHEREAS, on January 9, 2001 the Committee on Parks, Energy and Environment voted 7-0 to recommend adoption of this resolution; now, therefore,

BE IT RESOLVED, that the Milwaukee County Board of Supervisors does hereby endorse the proposal for the Milwaukee U.S.S. Des Moines Historic Naval Ship Project in transporting the U.S.S. Des Moines CA-134 from Philadelphia to the Milwaukee Harbor to serve as a memorial for all branches of the military, naval history and education, and as a tourist attraction.

Fiscal Note:

Adoption of this resolution will not affect tax levy.

The foregoing report correctly states the action taken by the said committee at a meeting held January 9, 2001.

SHEILA A. ALDRICH
Chairperson

The question was on adoption.

SEPARATE ACTION was requested on **Items 3 and 6.**

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

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

Supervisor McGuigan **SUBMITTED** the following **Amendment to Item 3, File No. 00-710:**

In the BE IT RESOLVED Clause, revise the third bulleted item as follows:

- The City of Oak Creek will exempt Milwaukee County ~~parkland~~ in perpetuity from any storm water utility fees.

Thereupon, **the foregoing Amendment FAILED OF ADOPTION** by the following vote:

AYES—Arciszewski, Davis, De Bruin, Krug, McGuigan, Nyklewicz, Podell, Quindel, Ryan and Weishan—10. **NOES**—Aldrich, Borkowski, Coggs-Jones, Diliberti, Holloway, Jasenski, Johnson, Launstein, Lutzka, Mayo, Schmitt, White, Zielinski and the Chairman—14. **EXCUSED**—Bailey—1.

Supervisor McGuigan moved to refer Item 3 back to the Committee on Parks, Energy and Environment.

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

AYES—Davis, De Bruin, McGuigan and Weishan—4. **NOES**—Aldrich, Arciszewski, Borkowski, Coggs-Jones, Diliberti, Holloway, Jasenski, Johnson, Krug, Launstein, Lutzka, Mayo, Nyklewicz, Podell, Quindel, Ryan, Schmitt, White, Zielinski and the Chairman—20. **EXCUSED**—Bailey—1.

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

AYES—Aldrich, Arciszewski, Borkowski, Coggs-Jones, Diliberti, Holloway, Jasenski, Johnson, Krug, Launstein, Lutzka,

Mayo, Nyklewicz, Podell, Quindel, Ryan, Schmitt, White, Zielinski and the Chairman—20. **NOES**—Davis, De Bruin, McGuigan and Weishan—4. **EXCUSED**—Bailey—1.

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

AYES—Aldrich, Arciszewski, Borkowski, Coggs-Jones, Davis, De Bruin, 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.

By Supervisor White, Chairperson:

From the Committee on Transportation, Public Works and Transit, reporting on 6 Items.

File No. 00-738

(Journal, December 21, 2000)

(Item 1) A resolution by Supervisors Holloway, Mayo, Johnson, and Coggs-Jones, directing the Managing Director, Milwaukee County Transit System, Inc., in conjunction with transit officials, to develop a proposed "passenger bill of rights" outlining rules to be followed by drivers and passengers on Milwaukee County buses which would then be posted on all Milwaukee County buses, by recommending adoption of the said resolution as appearing in the Journal of Proceedings of December 21, 2000.

File No. 01-63

(Journal, January 18, 2001)

(Item 2) From the Managing Director, Milwaukee County Transit System (MCTS), requesting authorization to modify the operation of Transit System downtown trolley routes Route 73 (Lake Route) and Route 74 (River Route) and the possible operation of an additional trolley route, by recommending adoption of the following:

A RESOLUTION

WHEREAS, in early 2000, Milwaukee County received a Congestion Mitigation and Air Quality (CMAQ) grant to fund up to 80% of the cost for implementation of a downtown trolley system; and

WHEREAS, the downtown trolley system funded by the CMAQ program consisted of two routes, Route 73 (Lake Route) and Route

74 (River Route), which operate 7 days a week, 365 days a year, between approximately 9:00 am and 10:00 pm with later evening service on Friday and Saturday; and

WHEREAS, while market research has determined that the downtown trolley system is well known by riders and nonriders alike, ridership has not met expectations; and

WHEREAS, market research has determined that riders and nonriders have concerns over the routes' hours of operation, frequency of service and the routes themselves; and

WHEREAS, based on analysis of ridership and results of market research, it is recommended that the routing, frequency of service and hours of operations of the downtown trolley routes be modified; and

WHEREAS, the proposed modification of the downtown trolley routes would result in a balance of \$426,400 from the initial annual operating cost, including \$341,000 in CMAQ funds; and

WHEREAS, this balance could be applied toward the operating cost of a third trolley route connecting the Midwest Express Center with Potawatomi Bingo Casino, while serving many downtown Milwaukee hotels; and

WHEREAS, upon successful discussions with Potawatomi Bingo Casino representatives, it is projected that operation of the third trolley route, as proposed, would have an annual operating cost of \$340,000, including CMAQ funding of 80% or \$272,000; and

WHEREAS, the Transportation, Public Works and Transit Committee at its meeting on January 3, 2001, recommended approval of the Downtown Trolley route modifications; now, therefore

BE IT RESOLVED, that the Milwaukee County Board of Supervisors does hereby authorize the Managing Director of the Milwaukee County Transit System to modify the routing, frequency of service and hours of operation of Transit System downtown trolley routes - Routes 73 and 74 - and investigate the possible operation of an additional trolley route to connect the Midwest Express Center with Potawatomi Bingo Casino while serving many downtown Milwaukee hotels.

Fiscal Note:

Annual operating costs of the modified downtown trolley routes, including noontime service to Walker's Point on

Route 74, is projected to be \$1,750,000. CMAQ funds would continue to cover 80% of the operating cost which is \$1,400,000. The remaining costs would be covered by passenger fares and the commitment from the Downtown BID District #21. Modifying the downtown trolley routes in the manner recommended would leave a balance of \$426,400 from the initial annual operating cost, including \$341,000 in CMAQ funds. The \$426,400 amount would be used to fund the operation of a third trolley route at an annual operating cost of \$340,000 including CMAQ funding of 80% or \$272,000.

File No. 01-61
(Journal, January 18, 2001)

(Item 3) From Director of Public Works, requesting authorization to execute and file grant applications for State and Federal funding to support the Job Access program, by recommending adoption of the following:

A RESOLUTION

WHEREAS, the U.S. Department of Transportation (USDOT), Federal Transit Administration (FTA) announced in 1998 the first round of competitive grants under the Job Access and Reverse Commute Program authorized in the Transportation Equity Act for the 21st Century (TEA-21); and

WHEREAS, the Job Access and Reverse Commute Program has two major goals: (1) providing transportation and employment related services in urban, suburban and rural areas permitting welfare recipients and low-income individuals access to employment opportunities, and (2) increasing collaboration among transportation providers, human service agencies, employers, metropolitan planning agencies, states, communities and individuals; and

WHEREAS, to date, Milwaukee County has applied for and received Federal and State grants totaling \$3,330,000 to support the Job Access program; and

WHEREAS, in accordance with Resolution File No. 98-729, the Department of Public Works is advancing the five year project into the third year; and

WHEREAS, total and net project costs for 2001 are budgeted at \$1,648,000 and \$1,545,000 with the maximum 50% in Federal and 40% in State funds being sought by the Department, resulting in tax levy of 10% of net project costs, or \$154,500; and

WHEREAS, the Transportation, Public Works and Transit Committee at its meeting on January 3, 2001, recommended approval of the grant application; now, therefore

BE IT RESOLVED, that the Director of Public Works is hereby authorized to execute and file applications on behalf of Milwaukee County with the State of Wisconsin Department of Transportation and U.S. Department of Transportation, Federal Transit Administration to aid in financing the third year of the 1999-2003 Milwaukee County Job Access program, providing transportation services that close gaps between employee residence locations and employer worksites; and

BE IT FURTHER RESOLVED, that the Director of Public Works is hereby authorized to execute and file with such applications an assurance or any other document required by the U.S. Department of Transportation effectuating the purpose of Title VI of the Civil Rights Act of 1964; and

BE IT FURTHER RESOLVED, that the Director of Public Works is hereby authorized to furnish such additional information as the U.S. Department of Transportation may require in connection with the grant application for Job Access funds.

Fiscal Note:

Total project costs of \$1,648,000 have been included in the 2001 operating budget for Org. 5605 - Transit Services Division. Passenger fares are estimated at \$103,000, resulting in a net project cost of \$1,545,000. The Department anticipates receiving the maximum in allowable Federal (50%, or \$772,500) and State grants (40%, or \$618,000), resulting in tax levy of \$154,500.

File No. 01-62

(Journal, January 18, 2001)

(Item 4) From Director of Public Works, requesting authorization to enter into a commercial operating permit with Werth Flying Services, Inc., for the provision of aircraft maintenance services at General Mitchell International Airport (GMIA), by recommending adoption of the following:

A RESOLUTION

WHEREAS, Milwaukee County entered into a 25 year agreement with Signature Flight Support Corporation, known as Airport Agreement No. B0-1180, for the lease of land and buildings for the operation of a fixed base operator facility at GMIA; and

WHEREAS, Signature Flight Support is requesting to assign its aircraft maintenance privileges to Werth Flying Services, Inc.; and

WHEREAS, Airport Agreement No. B0-1180 requires that Signature obtain the Airport Director's written approval to assign commercial aeronautical services granted Signature to another commercial operator; and

WHEREAS, subsequent to the Airport Director's approval of the sublease operator and sublease agreement, if any, the sublease commercial aeronautical operator is required to enter into an operating permit with the County; and

WHEREAS, commercial operating permits are required of commercial aeronautical operators to insure that the aeronautical service provides proper reporting, payment of fees, licensing, and insurance; and

WHEREAS, the Transportation, Public Works and Transit Committee, at its meeting on January 3, 2001, recommended approval of Airport staff's recommendation; now, therefore

BE IT RESOLVED, that the Airport Director is hereby authorized and directed to enter into a commercial operating permit with Werth Flying Services, Inc., for the provision of aircraft maintenance services at GMIA, subsequent to Airport Director approval of the sublease between Signature Flight Support Corporation and Werth Flying Services, Inc.

Fiscal Note:

Approval of this commercial operating permit will have no fiscal effect on Milwaukee County or the Airport.

File No. 01-59
(Journal, January 18, 2001)

(Item 5) From Director of Public Works, requesting authorization to support the McKinley Build Alternative extending demolition limits for STH 145 (Park East Freeway) west to North Sixth Street, should the McKinley Alternative become the favored outcome of the public hearing process, by recommending adoption of the following:

A RESOLUTION

WHEREAS, Resolution File 99-350, passed June 17, 1999 by the Board of Supervisors of Milwaukee County by a vote of 20-2 and

approved by County Executive F. Thomas Ament on June 17, 1999, directed that the Director of Public Works, Director of Economic Development, Corporation Counsel and other County officials take all steps necessary to effectuate modifications of STH 145 (Park East Freeway), with the State of Wisconsin having primary engineering and administrative responsibilities for conversion of the facility to a surface arterial east of North Fourth Street; and

WHEREAS, Resolution File 99-350 further directed the Director of Public Works, Director of Economic Development and Corporation Counsel to negotiate and execute a jurisdictional transfer agreement with the Wisconsin Department of Transportation (WisDOT) and the City of Milwaukee allowing demolition of STH 145 (Park East Freeway) east of North Fourth Street in accordance with Southeastern Wisconsin Regional Planning Commission (SEWRPC) plans; and

WHEREAS, Resolution File 99-350 directed that no County funds be spent on the modifications of STH 145 (Park East Freeway) but required that proceeds from any remnant land sales be returned to Milwaukee County; and

WHEREAS, Resolution File 99-350 directed that anything that impacts County-owned property be returned for County Board approval; and

WHEREAS, the engineering consultant developed four alternate build plans in addition to the required no-build or maintenance alternate for presentation at the June 15, 2000 Public Information Meeting, as well as numerous community, stakeholder and focus group meetings during June, July and August, 2000; and

WHEREAS, Alternate #1 known as the McKinley Alternate received high praise at most group meetings and the Public Information Meeting as well as from City of Milwaukee and Milwaukee County officials, although it extended the originally envisioned modifications west, to provide a surface intersection at North Sixth Street with grade adjustments west as far as North Ninth Street; and

WHEREAS, the City of Milwaukee, Milwaukee County and the engineering consultant made a decision to prepare the environmental assessment carrying forward two alternates, the McKinley Alternate and the Fourth Street "A" Alternate, which ended at North Fourth Street as envisioned by the original SEWRPC Plan and Resolution File 99-350; and

WHEREAS, while both alternates were similarly priced and achieved basic needs to remove the barrier created by the elevated freeway, to create a new river crossing and open local access to existing land uses, and to permit additional redevelopment opportunities, the McKinley Alternate opened more land for redevelopment while reducing more of the visual barrier and providing better local street access; and

WHEREAS, a public hearing was held December 13, 2000 at the Downtown Transit Center which, based on oral testimony, resulted in the McKinley Build Alternate receiving the greatest support; and

WHEREAS, the written comment period for the public hearing was open through December 29, 2000, after which a steering committee composed of City, County and State public works officials is scheduled to meet to select the preferred alternate by approximately January 12, 2001; and

WHEREAS, the Director of Public Works has recommended Milwaukee County support the McKinley Alternative; and

WHEREAS, the Transportation, Public Works and Transit Committee at its meeting on January 3, 2001, recommended approval of the recommendation; now, therefore

BE IT RESOLVED, that to facilitate the mid-January, 2001 alternate selection schedule, Milwaukee County does hereby support the McKinley Alternate which extends demolition limits for STH 145 (Park East Freeway) west to North Sixth Street, permitting:

- > maximized redevelopment opportunities;
- > expanded local street access through an at-grade arterial intersection at North Sixth Street;
- > maximized reduction of the visual barrier created by the old elevated freeway; and

BE IT FURTHER RESOLVED, that the Director of Public Works, the Director of Economic Development and the Corporation Counsel are hereby authorized to negotiate and execute a jurisdictional transfer agreement with WisDOT and the City of Milwaukee which follows the McKinley Alternate allowing demolition of that segment of STH 145 (Park East Freeway) running east of North Sixth Street and that the above parties request that WisDOT program the appropriate STH 145 modifications based on this revised westerly project limit; and

BE IT FURTHER RESOLVED, that Milwaukee County:

- > will have no financial share of any eventual demolition or reconstruction project costs;
- > will receive all cash proceeds from the sales of any remnant lands it originally purchased with County funds;
- > will receive from the State of Wisconsin all proceeds from the sales of any remnant lands originally purchased with Federal funds in the form of highway appropriations applied to Milwaukee County Trunk Highway projects.

Fiscal Note:

Adoption of this resolution will not require an expenditure of County funds but adopts a highway alternate that maximizes remnant lands, the sales proceeds of which accrue to Milwaukee County.

File No. 01-57

(Journal, January 18, 2001)

(Item 6) From Director, Department of Administration, requesting authorization to execute a one-year lease with CPS/Allright Parking for the operation of the East-West Freeway (I-794) parking lot between east of North Van Buren and south of East Clybourn Streets, Milwaukee, Wisconsin, by recommending adoption of the following:

A RESOLUTION

WHEREAS, the Real Estate Section of the Department of Administration is responsible for leasing and managing freeway lands for the Wisconsin Department of Transportation (WDOT) and the Federal Highway Administration (FHWA); and

WHEREAS, sealed bids were solicited from the general public to lease and operate the subject parking lot located at 701 East Clybourn Street in the City of Milwaukee for a one (1) year term commencing March 1, 2001 rather than the standard five (5) year lease term; and

WHEREAS, the reduced lease term has resulted from Summerfest advising County and WDOT staff of their interest in using a portion of the subject parking lot to increase the size of the existing staging area used by public transit buses during the 2002 festival; and

WHEREAS, at this point there are no definitive plans as to how much of the lot is needed nor are the funds in place to reconfigure the lot to accommodate the additional buses; and

WHEREAS, WDOT and FHWA concurred that the lot should be leased for a one year interim period while Summerfest completes their plans and secures the necessary funding; and

WHEREAS, the bids were opened by the County Clerk on December 15, 2000 and are as follows:

BIDDER	MONTHLY RENTAL
Imperial Parking	\$ 51,700.00
Inter-Park	72,250.00
CPS Parking of Wisconsin, Inc.	84,002.93
Systems Parking	49,250.00

; and

WHEREAS, the Transportation, Public Works and Transit Committee at its meeting on January 3, 2001, recommended approval of a one (1) year lease with CPS Parking of Wisconsin, Inc. for the consideration of \$ 84,002.93 per month subject to the approval of the WDOT and FHWA; now, therefore,

BE IT RESOLVED, that the County Executive and the County Clerk are hereby authorized to execute a one (1) year lease with CPS/Allright Parking of Wisconsin, Inc. for the operation of the subject parking lot under terms and conditions as contained in the resolution and subject to the approval of the WisDoT and the FHWA.

Fiscal Note:

Adoption of this resolution will result in \$84,002.93 in gross monthly revenue, less expenses, being shared by Milwaukee County and WDOT during the one (1) year lease term commencing March 1, 2001.

The foregoing report correctly states the action taken by the said committee at a meeting held January 3, 2001.

JAMES G. WHITE
Chairperson

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, De Bruin, 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 5 WAS ADOPTED** by the following vote:

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

By Supervisor Ryan, Chairperson:

From the Committee on Economic and Community Development, reporting on 3 Items.

File No. 01-69
(Journal, January 18, 2001)

(Item 1) From Director, Department of Administration, recommending housing program changes to address recent federal rules concerning lead based paint, by recommending adoption of the following:

A RESOLUTION

WHEREAS, the United States Department of Housing and Urban Development has published regulations effective September 15, 2000, that establish the goal of lead- safe housing and that require changes to most federal housing programs; and

WHEREAS, lead was a common building material present in most housing built before 1978, that is particularly hazardous as dust from deteriorating lead based paint or from unsafe rehabilitation practices; and

WHEREAS, in determining lead hazards by a Risk Assessment, it can be necessary to assess an entire house, which may find lead

treatment is needed on house components that were not anticipated to require work; now, therefore,

BE IT RESOLVED, to meet HUD regulations for lead treatment and to provide for work unanticipated by the owner but necessary to make a house lead-safe, a one-year pilot program that would incorporate the following changes to the Home Repair Programs is adopted:

1. The Program shall assume the costs of Risk Assessments and clearance testing, which shall be performed by trained and certified Program staff.
2. Eligible work sought by a qualifying homeowner shall be provided under the existing policies for Home Repair loans. If elements of this work incur added costs because they require treatment for lead hazards, the costs for this shall be included in the loan.
3. Work that was not sought by a homeowner, but is necessary to remove lead hazards as determined by a Home Repair Risk Assessment, shall be provided as a grant to the homeowner.

Fiscal Note:

There is no impact on the tax levy. These costs are reimbursable from federal sources. A fiscal impact will result from these recommendations, although there is inadequate Program experience to predict its magnitude. Any grants provided will be the minimum necessary to comply with HUD requirements from attaining lead-safe housing.

File No. 01-70

(Journal, January 18, 2001)

(Item 2) From Director, Department of Administration, requesting authorization to subordinate the County's Home Repair liens on the property at 10844 S. 10th Avenue, Oak Creek, by recommending adoption of the following:

A RESOLUTION

WHEREAS, Phyllis Everson received deferred loans from the Home Repair Program for her property at 10844 South 10th Avenue, Oak Creek; and

WHEREAS, Ms. Everson has requested the County to subordinate its liens to a refinanced first mortgage; and

WHEREAS, the Committee on Housing and Economic Development, at its meeting on January 8, 2001, considered this matter and determined this was in the County's interest to approve; now, therefore,

BE IT RESOLVED, that the Director of Administration, or his designee, is hereby authorized and directed to subordinate the County's Home Repair Liens for the refinancing sought by Phyllis Everson of 10844 South 10th Avenue.

Fiscal Note:

Adoption of this resolution would have no fiscal impact.

File No. 01-71
(Journal, January 18, 2001)

(Item 3) From Director, Department of Administration, requesting authorization to enter into a contract in the amount of \$25,000 with the Metropolitan Milwaukee Fair Housing Council as part of the 2001 Milwaukee County Community Development Block Grant (CDBG), by recommending adoption of the following:

A RESOLUTION

WHEREAS, the Community Development Block Grant Program regulations require that a grant recipient affirmatively further fair housing and meet other fair housing requirements; and

WHEREAS, Milwaukee County has met this requirement, in part, by contracting with the Metropolitan Milwaukee Fair Housing Council for the past 22 years; and

WHEREAS, Resolution File No. 88-521, approved by the County Board of Supervisors on September 8, 1988, authorized the negotiation of an annual contract with Metropolitan Milwaukee Fair Housing Council for fair housing services to be brought before the Committee on Economic and Community Development for approval; and

WHEREAS, the Department of Administration did negotiate a contract with the Metropolitan Milwaukee Fair Housing Council, including the following provisions:

- 1) Provide direct service to 100 victims of alleged housing discrimination. MMFHC shall investigate any and all complaints of violations of fair housing laws, including those referred to the Council by Milwaukee County's Corporation Counsel;
- 2) Conduct at least six (6) fair housing seminars or training sessions primarily for housing providers in Milwaukee County. These sessions will be designed to describe fair housing laws and to explain to housing providers how they can successfully manage their units in compliance with fair housing laws. The specific target populations for these six seminars will be determined by Milwaukee County in consultation with the Fair Housing Council.
- 3) Continue technical assistance and referrals to tenants, landlords, and homeseekers.

; and

WHEREAS, the Committee on Economic and Community Development, at its meeting on January 8, 2001, approved the proposed contract with Metropolitan Milwaukee Fair Housing Council in the amount of \$25,000; now, therefore;

BE IT RESOLVED, that the Director of the Department of Administration is hereby authorized and directed to enter into a contract in the amount of \$25,000 with the Metropolitan Milwaukee Fair Housing Council, as part of the 2001 Milwaukee County Community Development Block Grant, and in compliance with the provisions negotiated by the Department and approved by the Committee on Economic and Community Development.

Fiscal Note:

This resolution will not require an appropriation of funds. An appropriation and offsetting revenue are contained in the 2001 budget for Org. 1190 to cover projects approved in the 2001 Community Development program.

The foregoing report correctly states the action taken by the said committee at a meeting held January 8, 2001.

**LINDA RYAN
Chairperson**

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,
 De Bruin, Diliberti, Holloway, Jasenski, Johnson, Krug, Launstein,
 Lutzka, Mayo, McGuigan, Nyklewicz, Podell, Quindel, Ryan,
 Schmitt, Waisthant, White, Ziellinski and the Chairman—24.
NOES—0. **EXCUSED**—Bailey—1.

OT THIS MOTION WAS ADOPTED by the following vote:
AYES—Aldrich, Arciszewski, Borkowski, Davis, De Bruin,
 Diliberti, Holloway, Jasenski, Johnson, Krug, Launstein, Lutzka,
 Mayo, McGuigan, Nyklewicz, Podell, Quindel, Ryan, Schmitt,
 Ziellinski and the Chairman—23. **NOES**—0.
EXCUSED—Bailey and Coggs-Jones—2.

TRANSPORT SYSTEM CLAIMS

File No. 01-4

From Anthony Bernard R. Bitter, submitting a Claim on
 December 18, 2000 in behalf of Vanessa Burt for damages and
 injuries allegedly sustained while a passenger on a Milwaukee
 Transport Services, Inc. bus.

File No. 01-4

From Law offices of Robert A. Levine, submitting a claim on
 January 10, 2001 in behalf of John Cotton for damages and injuries
 allegedly sustained while a passenger on a Milwaukee Transport
 Services, Inc. bus.

File No. 01-4

From Action Law Offices, submitting a Claim on January 3,
 2001 in behalf of Aimee Lewan for damages and injuries allegedly
 sustained when her car was struck by a Milwaukee Transport
 Services, Inc. bus.

File No. 01-4

From Eisenberg, Weigel, Carlson, Blau & Clemens, S.C.,
 submitting a Claim on January 4, 2001 in behalf of Debra Ross for

damages and injuries allegedly sustained in a traffic accident involving a Milwaukee Transport Services, Inc. bus.

File No. 01-4

From Eisenberg, Weigel, Carlson, Blau & Clemens, S.C., submitting a Claim on December 1, 2000 in behalf of Debra Ross and Helen Orange, a minor, for damages and injuries allegedly sustained by the minor in a traffic accident involving 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.

COUNTY BOARD CITATIONS

File No. 01-2-1

On motion by Supervisors Coggs-Jones, Mayo, Holloway, Johnson, Aldrich, Arciszewski, Bailey, Borkowski, Davis, De Bruin, Diliberti, Jasenski, Krug, Launstein, Lutzka, McGuigan, Nyklewicz, Podell, Quindel, Ryan, Schmitt, Weishan, White, Zielinski and Ordinans, the Board approved a Citation expressing extreme sorrow at the passing of Brother Booker T. Ashe, a devoted member of the community who has left a legacy of compassion and service, who was a role model to others and touched the lives of those who had the privilege to know him.

File No. 01-2-2

On motion by Supervisors Ordinans, Arciszewski, Coggs-Jones, Davis, Johnson, Lutzka, Mayo, Nyklewicz and Ryan, the Board approved a Citation commending Joyce M. Christenson for more than 16 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 satisfaction.

File No. 01-2-3

On motion by Supervisors White, Coggs-Jones and Davis, the Board approved a Citation commending Bruce and Linda Cole on

their community involvement and wishing them continued success in future endeavors.

File No. 01-2-4

On motion by Supervisors White, Aldrich, Coggs-Jones, Davis, Holloway, Johnson and Ordinans, the Board approved a Citation recognizing pastor Sedgewick Daniels on receiving the 2001 Drum Major Award, commending him for the work he has done in the community and wishing him continued success in his future.

File No. 01-2-5

On motion by Supervisors Aldrich, Borkowski, Coggs-Jones, Davis, De Bruin, Diliberti, Johnson, Krug, Lutzka, Mayo, McGuigan, Nyklewicz, Podell, Ryan, Schmitt and Ordinans, the Board approved a Citation recognizing William Ryan Drew on receiving the Distinguished Citizen of the Year Award, commending the work he has done in the Milwaukee community and wishing him continued success in his future endeavors.

File No. 01-2-6

On motion by Supervisors White and Davis, the Board approved a Citation commending Velma I. Forrest for more than 22 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 satisfaction.

File No. 01-2-7

On motion by Supervisors Ordinans, Johnson and Mayo, the Board approved a Citation commending Jane Goss Fritz 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. 01-2-8

On motion by Supervisors Arciszewski, Borkowski, Coggs-Jones, Johnson, Lutzka, Mayo, Podell and Ordinans, the Board approved a Citation congratulating the Hales Corners Library on the occasion of its 25th anniversary, commending its efforts to provide the community with valuable resources and wishing everyone involved continued success in future endeavors.

File No. 01-2-9

On motion by Supervisors Davis, White, Aldrich, Cogg-Jones, Bertram, Diliberti, Holloway, Jasenski, Johnson, Krug, Launstein, Podell, Ryan, Schmitt, Weishan and Ordinans, the Board approved a Citation expressing extreme sorrow at the passing of Melvin Hall, a devoted member of the community who has left a legacy of compassion and service, who was a role model to others and touched the lives of those who had the privilege to know him.

File No. 01-2-10

On motion by Supervisors Krug, Davis, Johnson and Mayo, the Board approved a Citation commending Augustine Hamilton for more than 23 years of faithful and distinguished County service, thanking him for his contributions on behalf of the citizens of Milwaukee County and wishing him a future filled with health, happiness and satisfaction.

File No. 01-2-11

On motion by Supervisors Lutzka, Johnson and Mayo, the Board approved a Citation commending Lee Heidemann for more than 15 years of faithful and distinguished County service in the essential task of law enforcement, thanking him for his contributions on behalf of the citizens of Milwaukee County and wishing him a future filled with health, happiness and satisfaction.

File No. 01-2-12

On motion by Supervisors Arciszewski, Davis, Johnson and Mayo, the Board approved a Citation commending Karen A. Jacob for more than 30 years of faithful and distinguished County service, thanking her for her contributions to the Village of Greendale and thereby the citizens of Milwaukee County and wishing her a future filled with health, happiness and satisfaction.

File No. 01-2-13

On motion by Supervisors Ordinans, Aldrich, Arciszewski, Davis, Diliberti, Johnson, Krug, Lutzka, Mayo, Ryan and Schmitt, the Board approved a Citation recognizing Donald Kettl for his exemplary service to the University of Wisconsin and valued leadership of the Blue-Ribbon Commission on State-Local Partnerships for the 21st Century and wishing him continued success.

File No. 01-2-14

On motion by Supervisors Schmitt, Krug, Aldrich, Arciszewski, Coggs-Jones, Davis, De Bruin, Diliberti, Holloway, Jasenski, Johnson, Launstein, Lutzka, Mayo, McGuigan, Nyklewicz, Podell, Ryan, Weishan, White and Ordinars, the Board approved a Citation commending Kathryn Kuhn for her 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 satisfaction.

File No. 01-2-15

On motion by Supervisors Arciszewski, Podell, Aldrich, Davis and Mayo, the Board approved a Citation expressing extreme sorrow at the passing of Wallace Lee, a dedicated husband and father and devoted member of the community who has left a legacy of service.

File No. 01-2-16

On motion by All Supervisors, the Board approved a Citation expressing extreme sorrow at the passing of Ben Marcus, a devoted member of the community who has left a legacy of community activism and philanthropy, who was a role model to others and will be deeply missed by all those who had the privilege of knowing him.

File No. 01-2-17

On motion by Supervisors Podell, Davis and Mayo, the Board approved a Citation expressing extreme sorrow at the passing of Claire Randa McKeown, a devoted wife and mother who has left a legacy of compassion and service and touched the lives of those who had the privilege to know her and love her.

File No. 01-2-18

On motion by Supervisors Zielinski, Lutzka, Launstein, Mayo, Schmitt, Johnson, McGuigan, Borkowski, Holloway, Coggs-Jones, Arciszewski, Davis, De Bruin, Krug, Nyklewicz, Ryan, White and Ordinars, the Board approved a Citation commending Deputy Sheriff Pamela Miller for her timely and professional response in safely closing the Daniel Hoan Bridge on the morning of Wednesday, December 13, 2000, when a dangerous situation developed as a result of the structural failure of two steel girders in the northbound lanes of the Hoan Bridge.

File No. 01-2-19

On motion by Supervisors Lutzka, Davis, Johnson and Mayo, the Board approved a Citation commending Robert J. Molzentine for more than 20 years of faithful and distinguished County service in the essential task of law enforcement, thanking him for his contributions on behalf of the citizens of Milwaukee County and wishing him a future filled with health, happiness and satisfaction.

File No. 01-2-20

On motion by Supervisors Mayo, Aldrich, Borkowski, Coggs-Jones, Davis, Holloway, Johnson and McGuigan, the Board approved a Citation recognizing Omega Psi Phi Fraternity - Nu Kappa Kappa Chapter on the occasion of its Third Annual Celebrity Hoop Jam, commending the fraternity and its members for their dedicated efforts and contributions to the community and wishing for Omega Psi Phi Fraternity continued prosperity and fulfillment.

File No. 01-2-21

On motion by Supervisors De Bruin, Davis, Johnson and Mayo, the Board approved a Citation commending James E. Patterson for more than 25 years of faithful and distinguished County service, thanking him for his contributions on behalf of the citizens of Milwaukee County and wishing him a future filled with health, happiness and satisfaction.

File No. 01-2-22

On motion by Supervisors Johnson, Aldrich, Arciszewski, Coggs-Jones, Davis, De Bruin, Diliberti, Holloway, Jasenski, Krug, Launstein, Mayo, McGuigan, Nyklewicz, Podell, Ryan, Schmitt, White, Weishan and Ordinans, the Board approved a Citation recognizing Vel Phillips for receiving the Eunice Zoghlin Edgar Lifetime Achievement Award from the American Civil Liberties Union, commending her for the work she has done in the community and wishing her continued success in her future endeavors.

File No. 01-2-23

On motion by Supervisors Arciszewski, Launstein, Coggs-Jones, Johnson, Lutzka and Mayo, the Board approved a Citation recognizing Tim Rewolinski on his work with Boy Scout Troop 539, thanking him for his contributions to the City of Franklin and thereby the citizens of Milwaukee County and wishing him a future filled with health, happiness and satisfaction.

File No. 01-2-24

On motion by Supervisors Ordinans, Aldrich, Borkowski, Coggs-Jones, Davis, De Bruin, Diliberti, Krug, Lutzka, Mayo, Nyklewicz and Podell, the Board approved a Citation congratulating Dorothy Seeley on her many accomplishments and wishing her a very happy birthday with many more to come filled with good health and happiness.

File No. 01-2-25

On motion by Supervisors Launstein, Borkowski, Lutzka and Mayo, the Board approved a Citation recognizing Signs, Inc., on receiving the Oak Creek Business of the Year Award, commending the work it has done in the community and wishing everyone involved continued success in future endeavors.

File No. 01-2-26

On motion by Supervisors Diliberti, Borkowski, Coggs-Jones, Davis, Lutzka, Mayo and Nyklewicz, the Board approved a Citation commending Sergeant Bill Sullivan for more than 30 years of faithful and distinguished service in the essential task of law enforcement, thanking him for his contributions on behalf of the citizens of Milwaukee County and wishing him a future filled with health, happiness and satisfaction.

File No. 01-2-27

On motion by Supervisors Davis, Johnson and Ordinans, the Board approved a Citation expressing extreme sorrow at the passing of Edward L. Tonn, Sr., a member of Steamfitters Local 601, a dedicated businessman and a devoted member of the community who has left a legacy of compassion and service.

File No. 01-2-28

On motion by Supervisors Arciszewski, Borkowski, Davis, Johnson, Lutzka, Mayo, McGuigan, Weishan and Ordinans, the Board approved a Citation supporting the USS Des Moines becoming a naval history museum and commending the efforts of everyone who has supported this project.

File No. 01-2-29

On motion by Supervisors Ordinans, Davis, Johnson and Mayo, the Board approved a Citation commending Sandra G. Walendzik for more than 25 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 satisfaction.

File No. 01-2-30

On motion by Supervisors Coggs-Jones, Davis, Johnson and Mayo, the Board approved a Citation commending Annie R. Woodward for more than 33 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 satisfaction.

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

RESOLUTIONS/ORDINANCES
PRESENTED UNDER
SUSPENSION OF RULES

File No. 01-86

By Supervisors Aldrich, Borkowski, Davis, De Bruin, Dillberti, Jasenski, Johnson, Krug, Launstein, Ordinars, Quindel, Ryan, Welshan and White:

WHEREAS, the 1999 Adopted Capital Improvements Budget provided \$200,000 for a feasibility study of the proposed development of an 18-hole golf course at Bender Park; and

WHEREAS, Economic Research Associates - the firm retained by the Department of Parks, Recreation and Culture to conduct the study - explored four major golf course development scenarios for Bender Park, ranging from a 6700-yard, par 71 golf course to a 7400-yard, par 72 course capable of attracting major professional golf events; and

WHEREAS, on May 19, 2000, the County Executive submitted a report to the County Board of Supervisors in which he recommended an 18-hole, par 72 golf course with a maximum yardage between 6800 and 7100 yards and a practice range and putting green; and

WHEREAS, according to the County Executive's report, the

recommended golf course scenario fell between Scenario II and III of the four scenarios outlined by Economic Research Associates, would maximize use of the Bender Park site while minimizing and avoiding impacts to sensitive environmental areas, would have several holes that would be on or have greens on view of Lake Michigan, and would include a clubhouse with a small grill/dining area, a 3000-square-foot patio and a banquet/meeting room; and

WHEREAS, the report indicated that the maintenance of the recommended golf course would exceed the conditions at Brown Deer Golf Course and that the golf course would be constructed, operated and maintained by Milwaukee County; and

WHEREAS, the proposed financing schedule for the recommended golf course called for estimated appropriations of \$2,000,000 in the 2001 Capital Improvements Budget, \$7,120,000 in 2002, \$8,200,000 in 2003 and \$300,000 in 2004; and

WHEREAS, the projected project timeline indicated that golf course architect/consulting team interview and selection would occur between December, 2000 and February, 2001, golf course design and design selection would occur between March 2001 and June, 2001 and the estimated opening date for the golf course would be April 2005; and

WHEREAS, the May 19, 2000 report from the County Executive was laid over by the Committees on Parks, Energy and Environment and Finance and Audit at their June, 2000 committee meetings; and

WHEREAS, the County Executive's 2001 Recommended Capital Improvements Budget contained an appropriation of \$1,875,000 for planning and designing the Bender Park Golf Course per the recommendations, timeline and financing plan cited by the County Executive in his May 19, 2000 report; and

WHEREAS, the Committee on Finance and Audit amended the 2001 Recommended Budget to delete this appropriation, but that amendment was defeated by the full County Board by a vote of 11 to 14; and

WHEREAS, the \$1,875,000 appropriation for planning and designing the Bender Park Golf Course per the recommended scenario proposed by the County Executive is included in the 2001 Adopted Capital Improvements Budget, and General Obligation (G.O.) bonding for the project will be considered as part of the County's 2001 G.O. bond issue as early as the March 2001 County Board committee cycle, yet several outstanding issues regarding development of the Bender Park Golf Course raised by the Bender

Park Advisory Committee and individual members of the County Board have not yet been resolved; and

WHEREAS, these outstanding issues include project financing, exploration of a potential partnership with the City of Oak Creek and potential addition of land adjacent to Bender Park for use in golf course development; and

WHEREAS, the County Board should analyze, debate and resolve these and other outstanding issues prior to the issuance of a Request for Proposals or Request for Qualifications and the selection of an architect/consulting team for the Bender Park Golf Course project and prior design and design selection; now, therefore,

BE IT RESOLVED, that Milwaukee County shall not issue a Request for Proposals or Request for Qualifications for an architect/consulting team for the Bender Park Golf Course project or select an architect/consulting team for the project until such issuance and selection is expressly authorized by the County Board of Supervisors and County Executive.

Fiscal Note:

Adoption of this Resolution will have no impact on property tax levy.

Supervisor Aldrich moved that all rules interfering with immediate consideration of the foregoing resolution be suspended.

Thereupon, the rules **WERE SUSPENDED** by the following vote:

AYES—Aldrich, Arciszewski, Borkowski, Davis, De Bruin, Diliberti, Jasenski, Johnson, Krug, Launstein, McGuigan, Nyklewicz, Podell, Quindel, Ryan, Schmitt, Weishan, White and the Chairman—19. **NOES**—Holloway, Lutzka, Mayo and Zielinski—4. **EXCUSED**—Bailey and Coggs-Jones—2.

Supervisor Lutzka asked that File No. 01-86 be referred to the Committee on Parks, Energy and Environment. As there was an objection, she then moved referral.

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

AYES—Holloway, Lutzka, Mayo and Zielinski—4. **NOES**—Aldrich, Arciszewski, Borkowski, Davis, De Bruin, Diliberti, Jasenski, Johnson, Krug, Launstein, McGuigan, Nyklewicz, Podell,

Quindel, Ryan, Schmitt, Weishan, White and the Chairman—19.
EXCUSED—Bailey and Coggs-Jones—2.

Thereupon, **File No. 01-86 WAS ADOPTED** by the following vote:

AYES—Aldrich, Arciszewski, Borkowski, Davis, De Bruin, Diliberti, Jasenski, Johnson, Krug, Launstein, Mayo, McGuigan, Nyklewicz, Podell, Quindel, Ryan, Schmitt, Weishan, White and the Chairman—20. **NOES**—Holloway, Lutzka and Zielinski—3.
EXCUSED—Bailey and Coggs-Jones—2.

File No. 01-87

By Supervisors Quindel, Arciszewski, McGulgan, De Bruin, Davis, Johnson, Weishan, Zielinski, Borkowski and Holloway:

WHEREAS, a recent and tragic event related to a child in a foster care placement calls for immediate action to be taken to eliminate deficiencies and increase the proficiencies of foster parents providing care to infants and children placed in short or long-term foster care; now, therefore,

BE IT RESOLVED, that the County Board of Supervisors does hereby urge the Secretary, Wisconsin Department of Health and Family Services, to work towards the establishment and implementation of the following:

1. Departmental advocacy for rates paid to foster parents based upon evaluation of the foster parent's experience over the years and demonstrated emotional, physical, mental and academic improvement of children in their custody;
2. A mechanism to encourage and reward additional training and experience gained by foster parents which would provide the justification for higher rates of pay being given to foster parents, including reimbursement of expenditures related to gaining additional training or experience;
3. Establishment of a formal policy that infants and children who are abused or neglected in foster care are placed only in foster care placements that have been recognized as being superior in providing good, safe, and physically and mentally healthy foster care;
4. Establish sufficiently funded enforcement provisions to ensure that foster care children and foster care placement visitation

requirements are fully adhered to by on-going caseworkers and foster care licensing agencies; and

5. A State policy and mechanism to increase over the next five years the rate paid to foster parents in Wisconsin in order to realize an average of the rates currently being paid to foster care parents by other Mid-Western States.

; and

BE IT FURTHER RESOLVED, that the Directors, Departments of Human Services and Intergovernmental Relations, are hereby authorized and directed to work with the Secretary, Wisconsin Department of Health and Family Services, and the State Legislature to establish and implement improvements in the delivery of foster care recommended in this resolution; and

BE IT FURTHER RESOLVED, that the Milwaukee County Clerk shall forward a copy of this resolution to Joseph Lekan, Secretary, Department of Health and Family Services, P.O. Box 7850, Madison, WI 53707-7850.

Fiscal Note:

Adoption of this resolution will not require an additional expenditure of tax levy, but it will require an expenditure of staff time and resources.

Supervisor Quindel moved that all rules interfering with immediate consideration of the foregoing resolution be suspended.

Thereupon, the rules **WERE SUSPENDED** by the following vote:

AYES—Aldrich, Arciszewski, Borkowski, Davis, De Bruin, Diliberti, Jasenski, Johnson, Krug, Launstein, McGuigan, Nyklewicz, Podell, Quindel, Ryan, Schmitt, Weishan, White, Zielinski and the Chairman—20. **NOES**—Lutzka and Mayo—2. **EXCUSED**—Bailey, Coggs-Jones and Holloway—3.

Thereupon, **File No. 01-87 WAS ADOPTED** by the following vote:

AYES—Aldrich, Arciszewski, Borkowski, Davis, De Bruin, Diliberti, Holloway, Jasenski, Johnson, Krug, Launstein, Lutzka, McGuigan, Nyklewicz, Podell, Quindel, Ryan, Schmitt, Weishan, White, Zielinski and the Chairman—22. **NOES**—0. **EXCUSED**—Bailey, Coggs-Jones and Mayo—3.

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On a motion by **MARK RYAN** ADJOURNED
at 12:22 p.m. to Thursday, February 15, 2001 at 9:30 a.m., by a
majority vote. FILE NO.

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24-26	00-444-00	(s)(s)
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OFFICIAL PROCEEDINGS

BOARD OF SUPERVISORS
Courthouse, Milwaukee, Wisconsin

KAREN M. ORDINANS
Chairman

DANIEL J. DILIBERTI
First Vice Chairman

JAMES G. WHITE
Second Vice Chairman

MEMBERS OF THE BOARD

District	Member Name and Address	Phone Number
1st	JAMES G. WHITE , 3070 N. 13 St., Milwaukee 53209	264-3105
2nd	JOE DAVIS, SR. , 3870 N. 57 St., Milwaukee 53216	873-3252
3rd	PENNY PODELL , 3515 N. Summit Ave., Shorewood 53211	961-0808
4th	SHEILA ALDRICH , 3211 W. Michigan St., Milwaukee 53208	933-1643
5th	LEE HOLLOWAY , 2836 N. Grant Blvd., Milwaukee 53210	873-0132
6th	JIM MC GUIGAN , 8152 N. Ivy, Brown Deer 53223	354-4255
7th	MICHAEL MAYO, SR. , 3156 N. 50 St., Milwaukee 53216	445-3111
8th	DANIEL J. DILIBERTI , 2951 S. 46th St., Milwaukee 53219	321-7099
9th	ROBERT KRUG , 7373 N. Teutonia Ave., Milwaukee 53209	228-0350
10th	ELIZABETH COGGS-JONES , 737 N. 32nd St., Milwaukee 53208	933-9018
11th	MARK A. BORKOWSKI , 3650 S. Sunset Drive, Milwaukee 53220	327-3177
12th	T. ANTHONY ZIELINSKI , 2463 S. Superior St., Milwaukee 53207	744-2395
13th	WILLIE JOHNSON, JR. , 3869 N. Humboldt Blvd., #206, Milw. 53212	962-2856
14th	RICHARD D. NYKLEWICZ, JR. , 3129 S. 17th St. Milwaukee 53215	643-1787
15th	DAVID JASENSKI , 6419 W. Chambers, Milwaukee 53210	444-1535
16th	LYNNE D. DE BRUIN , 1836 N. Hi Mount Blvd., Milwaukee 53208	778-0515
17th	LORI LUTZKA , 455 E. Van Beck, Milwaukee 53207	481-0279
18th	ROGER QUINDEL , 4126 N. 90th Ct., Milwaukee 53222	466-1558
19th	LEANN M. LAUNSTEIN , 900 E. Puetz Rd., Oak Creek 53154	762-4922
20th	JAMES "LUGI" SCHMITT , 2517 N. 88th St., Wauwatosa 53226	778-0405
21st	KAREN M. ORDINANS , 10300 W. Spring Green Rd., Greenfield 53228	529-0741
22nd	JOHN F. WEISHAN, JR. , 2605 S. 82 St., West Allis 53219	321-6669
23rd	KATHLEEN A. ARCISZEWSKI , 5618 Beaver Ct., Greendale 53129	421-7742
24th	LINDA RYAN , 823 Menomonee Ave., South Milwaukee 53172	762-9185
25th	THOMAS A. BAILEY , 5250 N. Diversey Blvd., Whitefish Bay 53217	906-0804

MARK RYAN, County Clerk

Annual Meeting (Continued)
February 15, 2001

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**Milwaukee, Wisconsin, Thursday, February 15, 2001,
9:40 a.m.**

Supervisor Ordinans in the Chair.

PRESENT: Arciszewski, Bailey, Borkowski, Coggs-Jones, Davis, De Bruin, Diliberti, Holloway, Johnson, Krug, Launstein, Lutzka, Mayo, McGuigan, Nyklewicz, Quindel, Ryan, Schmitt, Weishan, White and the Chairman—21. **ABSENT:** Jasenski, Podell and Zielinski—3. **EXCUSED:** Aldrich—1.

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

Supervisors Jasenski, Podell and Zielinski are hereinafter noted present.

REPORTS OF COUNTY OFFICERS

File Returned VETOED by the County Executive:

TO : The Honorable County Board of Supervisors

SUBJECT : **Veto File Returned**

The County Executive has returned to my office File No. 01-86, a resolution that stops the process for planning and designing a golf course at Bender Park.

He has 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 January 18, 2001 by a vote of 20 ayes - 3 noes.

Your reconsideration is required.

**MARK RYAN
County Clerk**

TO : The Honorable County Board of Supervisors

SUBJECT : **VETO OF FILE NUMBER 01-86**

I am returning County Board File Number 01-86. I am 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.

This resolution, as adopted by your Honorable Body, stops the process for planning and designing a golf course at Bender Park. I am deeply disappointed by this action.

The resolution indicates a need to have more time for review and more involvement in the RFQ/RFP process. Clearly, ample opportunity for review already existed. The Bender Park Advisory Committee had met for nine years. When no recommendation was made, I came forward with a recommendation that Milwaukee County build an 18-hole, par 72, 6800 to 7100 yard golf course to be operated and maintained by the Parks Department.

In May 2000, this recommendation was sent to the County Board and scheduled before the Parks, Recreation and Culture Committee in June 2000. It is quite evident that the opportunity to amend or reject the recommendation existed in committee. Instead, the item was laid over, with no action, and has not been scheduled since.

In September 2000, this recommendation was included in the 2001 Capital Budget. The Finance and Audit Committee removed the item from the budget without discussion. The full County Board reversed this decision and adopted the recommendation. This project should be treated like all of the other capital projects in our Adopted 2001 Budget — let the RFQ/RFP proceed.

I urge you to be visionary and add to our incomparable park system, a championship quality course that surpasses our Brown Deer best.

I respectfully request that the County Board of Supervisors sustain this veto.

F. THOMAS AMENT
County Executive

Thereupon, the Chair put the question: "Shall the foregoing resolution, File No. 01-86 be adopted, notwithstanding the objection of his honor, the County Executive? If you wish to override the veto, you vote 'aye'; if you wish to sustain the veto, you note 'no'."

Thereupon, the **veto action of the County Executive** relative to File No. 01-86, **WAS OVERRIDDEN** by the following vote:

Supervisors Jasenski, Podell and Zielinski present.

AYES—Arciszewski, Bailey, Borkowski, Davis, De Bruin, Diliberti, Jasenski, Johnson, Krug, Launstein, Podell, Quindel, Ryan, Schmitt, Weishan, White and the Chairman—17. **NOES**—Coggs-Jones, Holloway, Lutzka, Mayo, McGuigan, Nyklewicz and Zielinski—7. **EXCUSED**—Aldrich—1.

Confirmation of Reappointments:

File No. 01-146

From the County Executive, reappointing Messrs. David A. Espinoza and John D. Finerty, Jr. to the Marcus Center Board of Directors for a term expiring April 1, 2004.

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

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

PRESENTATION OF COMMUNICATIONS

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

File No. 99-46(a)(e)

From Manager, Information Management Services Division (IMSD), requesting authorization to enter into an intergovernmental agreement with the City of St. Francis permitting access to Milwaukee County's 800 MHz trunked radio system for an initial ten-year period and successive ten-year periods thereafter.

Referred to the Committee on Judiciary, Safety & General Services.

File No. 00-106(a)(a)

From Director, Department of Administration, requesting authorization to enter into an amended grant agreement with Strive

Media Institute, in the amount of \$30,000, to approve a new site at 1818 N. Martin Luther King Drive.

Referred to the Committee on Economic & Community Development.

File No. 00-151(a)(a)

From Director, Department of Administration, requesting authorization to enter into an amended grant agreement with the North Avenue Community Development Corporation (NACDC), in the amount of \$35,000, to approve new sites located at 3517, 3708, and 3709 West North Avenue.

Referred to the Committee on Economic & Community Development.

File No. 00-637(a)(a)

From Director, Department of Human Services, requesting authorization to amend the 2001 contract with the State Department of Administration by \$697,146 to a new contract amount of \$2,698,930, in order to accept additional funding available from the State for the operation of the Low Income Home Energy Assistance Program for the period October 1, 2000 through September 30, 2001.

Referred to the Committee on Health & Human Needs.

File No. 01-3

From Milwaukee County Clerk, submitting a listing of Summons & Complaints, Discrimination Complaints, et. al., served on Milwaukee County.

Placed on file.

File No. 01-6

From Gendlin & Safran, S.C., submitting a Notice of Injury in behalf of Anthony Abernathy for injuries and damages allegedly sustained in a fall at the Milwaukee County Courthouse.

Placed on file.

File No. 01-6

From Wiernick, Martin & Neumaier, S.C., submitting a Notice in behalf of Claudette Carr for injuries and damages allegedly

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

Placed on file.

File No. 01-6

From Eisenberg, Weigel, Carlson, Blau, Reitz & Clemens, S.C., submitting a Notice of Injury in behalf of Laverne Hicks for injuries and damages allegedly sustained while a passenger on a Milwaukee Transport Services, Inc. bus.

Placed on file.

File No. 01-6

From Gendlin & Safran, S.C., submitting a Notice of Injury in behalf of Maria Jimenez for injuries and damages allegedly sustained in a vehicular accident involving a Milwaukee Transport Services, Inc. bus.

Placed on file.

File No. 01-6

From Attorney Gary S. Greenberg, submitting a Notice in behalf of Angela Johnson for injuries and damages allegedly sustained while a passenger on a Milwaukee Transport Services, Inc. bus.

Placed on file.

File No. 01-6

From Law Offices of Thomas M. Jacobson, S.C., submitting a Notice of Injury in behalf of Sharon Johnson for injuries and damages allegedly sustained while a passenger on a Milwaukee Transport Services, Inc. bus.

Placed on file.

File No. 01-6

From Jerome Lovelace, submitting a Notice for injuries and damages allegedly sustained in a fall at the Wells Street Entrance to the Milwaukee County Courthouse.

Placed on file.

File No. 01-6

From Michael F. Hupy & Associates, S.C., submitting a Notice of Injury in behalf of Nathaniel R.I. and Gwendalyn Lockett for injuries and damages allegedly sustained by Nathaniel at the Martin Luther King Center.

Placed on file.

File No. 01-6

From Attorney Stephen B. Strnad, S.C., submitting a Notice in behalf of Cecil A. Moore, Sr. for injuries and damages allegedly sustained while a passenger on a Milwaukee Transport Services, Inc. bus.

Placed on file.

File No. 01-6

From Cannon & Dunphy, S.C., submitting a Notice of Injury in behalf of Amira M. Rajput for injuries and damages allegedly sustained in a vehicular accident involving a Milwaukee Transport Services, Inc. trolley.

Placed on file.

File No. 01-6

From Stern & Ramthun, LLP, submitting a Notice of Injury in behalf of Robert Riser for injuries and damages allegedly sustained when he was struck by a Milwaukee Transport Services, Inc. bus.

Placed on file.

File No. 01-6

From Cody Rud, submitting a Notice for damages allegedly sustained to his automobile by a Milwaukee County snowplow.

Placed on file.

File No. 01-6

From Gendlin & Safran, S.C., submitting a Notice of Injury in behalf of Roberta Russell for injuries and damages allegedly

sustained when she tripped and fell at MacArthur Square parking lot

Placed on file.

File No. 01-6

From Office of the Moncada Law Firm, submitting a Notice of Injury in behalf of Katrina L. Sanford for injuries and damages allegedly sustained while a passenger on a Milwaukee Transport Services, Inc. bus.

Placed on file.

File No. 01-6

From Styler, Kostich, LeBell & Dobroski, LLP, submitting a Notice in behalf of Mary Wilhelm for injuries and damages allegedly sustained when she stepped in a hole in the pavement on the south side of 103rd and Oklahoma Avenue.

Placed on file.

File No. 01-88

From the Sheriff, requesting the creation of one additional Deputy Sheriff I position in the Sheriff's Department for the Day Reporting Center.

Referred to the Committee on Finance & Audit, Committee on Personnel, Dept. of Administration and Dept. of Human Resources.

File No. 01-89

From Director of Public Works, requesting the abolishment of six positions of Airport Grounds Attendant and the creation of six positions of Airport Worker-Seasonal.

Referred to the Committee on Finance & Audit, Committee on Personnel, Dept. of Administration and Dept. of Human Resources.

File No. 01-90

From Director of Human Services, requesting the abolishment of the following positions: one Clerk Typist II, one Medical Records

Supervisor; and two Admission Representative; and the creation of one Assistant Medical Record Administrator and two Account Clerk II positions at the Mental Health Division.

Referred to the Committee on Finance & Audit, Committee on Personnel, Dept. of Administration and Dept. of Human Resources.

File No. 01-93

From Bryan A. Palmer, submitting a claim for the alleged loss of personal property while incarcerated at the Milwaukee County House of Correction.

Referred to the Committee on Judiciary, Safety & General Services.

File No. 01-94

From CNA Commercial Insurance submitting a claim under their subrogation rights of their insured, Lemberg Electric Co., for reimbursement of payment made for alleged damages sustained to their automobile when involved in an accident with a Milwaukee County-owned vehicle.

Referred to the Committee on Judiciary, Safety & General Services.

File No. 01-95

From the Law Offices of Alan D. Eisenberg, submitting a claim in behalf of Francine Zylka for injuries and damages allegedly sustained due to an accident involving a helicopter in which her husband, Ralph Zylka, was a passenger, resulting in his death on or about August 17, 2000.

Referred to the Committee on Judiciary, Safety & General Services.

File No. 01-96

From Roxanne Suazo, submitting a claim for damages allegedly sustained to her automobile when involved in an accident with a Milwaukee County snowplow on December 18, 2000.

Referred to the Committee on Judiciary, Safety & General Services.

File No. 01-97

From Patrick T. Scalise, submitting a claim for damages allegedly sustained to his automobile when he struck a pothole while driving on the Milwaukee County Expressway I-894.

Referred to the Committee on Judiciary, Safety & General Services.

File No. 01-98

From Alphonso Miller, submitting a claim for injuries and damages allegedly sustained due to the treatment and lack of treatment received at the Milwaukee County Criminal Justice Facility.

Referred to the Committee on Judiciary, Safety & General Services.

File No. 01-99

From Domnitz, Mawicke & Goisman, Inc. submitting a claim in behalf of First Choice General Contractors - Wisconsin, Inc., Amwest Surety Insurance Corporation for damages allegedly sustained due to the failure of Milwaukee County to pay its subcontractors for work performed on various projects at General Mitchell International Airport.

Referred to the Committee on Judiciary, Safety & General Services.

File No. 01-100

From the County Treasurer, requesting authorization to enter into a professional service contract with JER Revenue Services for collection of difficult delinquent property tax accounts.

Referred to the Committee on Finance & Audit.

File No. 01-101

From Director of Audits, submitting the 2000 Annual Report Audit Hotline and Audit Activity Related to Fraud, Waste and Abuse, dated January, 2001.

Referred to the Committee on Finance & Audit.

File No. 01-103

From Director of Human Resources, requesting authorization to submit an application to the Private Industry Council to allow Milwaukee County to participate in the 2001 Step-Up Youth Employment Program.

Referred to the Committee on Personnel.

File No. 01-104

From Director, Office for Persons with Disabilities, requesting authorization to expend \$1,000 from the Trust Fund to support the Christmas in May project which provides much needed home repairs, upgrades and accessibility modifications to persons who are elderly and with disabilities.

Referred to the Committee on Health & Human Needs.

File No. 01-106

From the Chief Judge, requesting support and endorsement of the creation of Branches 48 and 49 for District One, Milwaukee County Courts, by the Wisconsin State Legislature.

Referred to the Committee on Judiciary, Safety & General Services.

File No. 01-108

From Consultant, Milwaukee County Public Art Committee, submitting the Milwaukee County Public Art Committee Year 2000 Summary and Report, dated January, 2001.

Referred to the Committee on Transportation, Public Works & Transit and Committee on Parks, Energy & Environment.

File No. 01-109

From Director of Public Works, requesting, in behalf of the Wisconsin Electric Power Company (WEPCo) approval for a permanent easement, upon, within and beneath land owned by Milwaukee County and leased to Fitness Development Associates LLC at 8700 Watertown Plank Road, Wauwatosa.

Referred to the Committee on Transportation, Public Works & Transit.

File No. 01-110

From Director of Public Works, requesting approval of the Department of Public Works staff and consultant use plan for 2001 capital and selected major maintenance projects.

Referred to the Committee on Transportation, Public Works & Transit and Committee on Finance & Audit.

File No. 01-111

From Director of Public Works, requesting authorization to include in the public hearing process, a project to construct a taxiway in the northeast hangar area of General Mitchell International Airport.

Referred to the Committee on Transportation, Public Works & Transit.

File No. 01-112

From Director of Public Works, requesting authorization to apply for and accept grant funding for a Pilot Alternative Fuel Program at General Mitchell International Airport.

Referred to the Committee on Transportation, Public Works & Transit.

File No. 01-113

From Director of Public Works, requesting authorization to relocate the Alexander Calder mobile Red, Black and Blue, for display at the new Milwaukee Art Museum.

Referred to the Committee on Transportation, Public Works & Transit.

File No. 01-114

From Director of Public Works, recommending 2.12 acres of airport land located north of 802, 822 and 834 E. Rawson Avenue be declared surplus property; and requesting authorization to sign any subsequent Letter of Release concerning this property.

Referred to the Committee on Transportation, Public Works & Transit.

File No. 01-115

From Director of Public Works, requesting authorization to enter into an agreement with the Journal/Sentinel Company for the placement of newspaper boxes and sale of newspapers at General Mitchell International Airport.

Referred to the Committee on Transportation, Public Works & Transit.

File No. 01-116

From Director of Public Works, recommending Milwaukee County consent to the assignment of Sybron International Corp. interest in Airport Agreement No. HP-174 from Sybron International Corp. to Harley Davidson Motor Corp. effective as of the hangar sale closing date.

Referred to the Committee on Transportation, Public Works & Transit.

File No. 01-117

From Director of Public Works, requesting authorization to enter into a lease agreement with Astral Aviation, Inc. for the lease of land at General Mitchell International Airport.

Referred to the Committee on Transportation, Public Works & Transit.

File No. 01-118

From Director of Public Works, requesting authorization to sign Blanket Purchase Order Releases for buses and spare parts.

Referred to the Committee on Transportation, Public Works & Transit and Committee on Finance & Audit.

File No. 01-119

From Patricia and Jesse Bull, submitting a claim for damages allegedly sustained to their car, while parked under the Park Freeway, as a result of a Milwaukee County snowplow removing snow on U.S. Hwy 145.

Referred to the Committee on Judiciary, Safety & General Services.

File No. 01-120

From Law Offices of Kopp, Arena & Bishop, S.C., submitting a claim in behalf of Christopher Bayer for injuries and damages allegedly sustained as a result of the treatment and lack of treatment received while incarcerated at the House of Correction and the Milwaukee County Jail.

Referred to the Committee on Judiciary, Safety & General Services.

File No. 01-121

From Attorney Peter A. Flessas, submitting a claim in behalf of Michael C. Cleveland, for damages allegedly sustained due to the illegal arrest and incarceration in the Milwaukee County Jail for three days based on erroneous entry by court clerk in the Circuit Court calendar.

Referred to the Committee on Judiciary, Safety & General Services.

File No. 01-122

From Demetrius Hawkins, submitting a claim for damages allegedly sustained to his automobile when he drove over a pothole in the road on I-43 at Hampton Avenue.

Referred to the Committee on Judiciary, Safety & General Services.

File No. 01-123

From Director, Department of Parks, Recreation and Culture, recommending that Ellen's Prestige Catering be awarded the catering and bar contract for the Harbor Lights Room of the Downtown Transit Center for one year, effective January 1, 2002 with an option for four additional one-year renewals.

Referred to the Committee on Parks, Energy & Environment.

File No. 01-124

From Director, Department of Parks, Recreation and Culture, recommending that Ellen's Prestige Catering be awarded the bar

contract for the Mitchell Park Horticultural Conservatory for one year effective January 1, 2002, with an option for four additional one-year renewals.

Referred to the Committee on Parks, Energy & Environment.

File No. 01-125

From Director, Department of Parks, Recreation and Culture, requesting authorization to apply for and accept a State of Wisconsin Stewardship Program grant for the redevelopment of the Grant Park beach.

Referred to the Committee on Parks, Energy & Environment.

File No. 01-126

From Director, Department of Parks, Recreation and Culture, requesting authorization to apply for and accept a State of Wisconsin Stewardship Program grant for the acquisition of land for the Uihlein Soccer Park.

Referred to the Committee on Parks, Energy & Environment.

File No. 01-127

From Director, Department of Parks, Recreation and Culture, requesting authorization to apply for and accept a State of Wisconsin Stewardship Program grant for the acquisition of land for Kohl Park.

Referred to the Committee on Parks, Energy & Environment.

File No. 01-128

From Burleigh Street Community Development Corp., requesting a Milwaukee County Economic Development grant in the amount of \$30,000 to develop a commercial building on the site of an abandoned bowling alley.

Referred to the Committee on Economic & Community Development.

File No. 01-129

From Director, Department of Human Services, requesting the abolishment of a vacant Clerk Steno II position and the creation of one position of Secretarial Assistant in the Child Welfare Division.

Referred to the Committee on Finance & Audit, Committee on Personnel, Dept. of Administration and Dept. of Human Resources.

File No. 01-131

From Director, County Health Related Programs, requesting retroactive permission to submit, and if awarded, accept a co-operative grant request from the Division of County Health Related Programs, the Department on Aging and the Mental Health Division, for the "Building the New American Community" project and to discuss funding from the Department of Health and Human Services, Health Resources and Services Administration for provision of information services technology.

Referred to the Committee on Finance & Audit and Committee on Health & Human Needs.

File No. 01-135

From the District Attorney's Office, requesting authorization to pay Dr. Patricia Jens \$4,200 for Professional Services performed without an approved contract.

Referred to the Committee on Finance & Audit.

File No. 01-136

From the Director of County Health Related 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.

Referred to the Committee on Health & Human Needs.

File No. 01-137

From Director, Department of Human Services, requesting authorization and approval for the Mental Health Division to enter

into a fourth-year contract with the State of Wisconsin - Division of Children and Family Services to provide the Safety Service Program in sites 2 and 5 of the Bureau of Milwaukee Child Welfare (BMCW) in the amount of \$4,626,796.

Referred to the Committee on Health & Human Needs.

File No. 01-138

From Director, Department of Human Services, requesting authorization to enter into Professional Services contract with The Management Group (TMG), in the amount of \$93,200, to develop a Single Coordinated Care Plan for consumers with substance abuse problems participating in multi-systems and the Planning Council for Health and Human Services, in the amount of \$26,300 to conduct cross systems training workshop for individuals involved with families in multi-systems who have substance abuse problems for the period of January 1, 2001 through December 31, 2001.

Referred to the Committee on Health & Human Needs.

File No. 01-139

From Director, Department of Human Services, requesting authorization to enter into a professional service contract with E jj Olson & Associates for the period January 1, 2001 to August 31, 2001 for the purpose of conducting a comprehensive three to five year long-range plan for the Adult Services Division (ASD) focusing on children and adults with developmental and physical disabilities under the age of 60.

Referred to the Committee on Health & Human Needs.

File No. 01-140

From Robert Armstrong, submitting a claim for damages allegedly sustained to his car when he struck a pothole in the road while driving northbound on highway 45 south of Good Hope Rd.

Referred to the Committee on Judiciary, Safety & General Services.

File No. 01-141

From Mabry & Mabry, submitting a claim under their subrogation rights of their client, Miller's Classified Insurance, for

reimbursement of payment made to their insured, Linda Stephens, for damages allegedly sustained to her car when involved in an accident with a Milwaukee County-owned vehicle.

Referred to the Committee on Judiciary, Safety & General Services.

File No. 01-142

From Chairperson, Captain Frederick Pabst Theater Board, relative to a potential transfer of the Captain Frederick Pabst Theater.

Referred to the Committee on Parks, Energy & Environment.

File No. 01-143

From Director, Division of Economic Development, submitting a draft copy of the Feasibility Study and Environmental Analysis for the Milwaukee County Grounds.

Referred to the Committee on Parks, Energy & Environment and Committee on Economic & Community Development.

File No. 01-144

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.

Referred to the Committee on Economic & Community Development.

File No. 01-145

From Fiscal and Budget Administrator, requesting approval of the initial authorizing resolutions and combining resolution for corporate purpose general obligation bonds, Series 2001A.

Referred to the Committee on Finance & Audit.

File No. 01-147

From Director of Disadvantaged Business Development, requesting that authority be granted to the Director of Public Works

to prepare and submit a DBE Capacity Building grant application for \$300,000 to the Federal Transit Administration.

Referred to the Committee on Finance & Audit.

File No. 01-151

From Nathan & Pamela Swain, submitting a claim for damages allegedly sustained to their automobile when Pamela got onto the Park Freeway and drove over a patch of ice and hit the wall.

Referred to the Committee on Judiciary, Safety & General Services.

File No. 01-152

From Allstate Insurance Company, submitting a claim under their subrogation rights of their insured, Timothy Welch, for reimbursement of payment made for the alleged damage sustained to his automobile when involved in an accident with a Milwaukee County-owned vehicle on December 18, 2000.

Referred to the Committee on Judiciary, Safety & General Services.

File No. 01-153

From Roseann Wesolowski, submitting a claim for damages allegedly sustained to her automobile while parked in the Milwaukee County Mental Health Division parking lot.

Referred to the Committee on Judiciary, Safety & General Services.

File No. 01-154

From Youlanda K. Montgomery, submitting a claim for payment of Child Support checks that were allegedly not received by her.

Referred to the Committee on Judiciary, Safety & General Services.

File No. 01-155

From the Commodore and the Lease Committee Chair of the South Shore Yacht Club, requesting to open negotiations for a Lease

with South Shore Yacht Club upon such terms and conditions as the Club and County may agree.

Referred to the Committee on Parks, Energy & Environment.

RESOLUTIONS/ORDINANCES
REFERRED TO STANDING COMMITTEES

File No. 01-91

By Supervisors Johnson, Mayo, Holloway and Coggs-Jones:

WHEREAS, Milwaukee County owns and supports many top tourist attractions such as the Zoo and the Milwaukee Public Museum; and

WHEREAS, a discount recreation/culture pass would provide visitors to the County easy access to the many County owned and supported recreational, educational and cultural attractions and facilities; and

WHEREAS, the task force shall research recreation/culture passes that are offered in other areas across the country and can be used as models; and

WHEREAS, the task force shall be diverse and include representatives from, but not limited to, the Department of Parks, Recreation and Culture, the Zoological Department, Milwaukee Public Museum, Black Holocaust Museum, War Memorial Center, Inc. and the Greater Milwaukee Convention and Visitors Bureau; now, therefore,

BE IT RESOLVED, that the County Executive shall appoint a task force to study the feasibility of a discount recreation/culture pass for visitors to Milwaukee County; and

BE IT FURTHER RESOLVED, that the task force shall report its findings to the Committee on Parks, Energy and Environment.

Fiscal Note:

Adoption of this resolution will not require an expenditure of funds. However, it will require staff time.

REFERRED TO THE COMMITTEE ON PARKS, ENERGY AND ENVIRONMENT.

File No. 01-92**By Supervisors Welshan, Ordlnans and Schmitt:**

WHEREAS, the Downtown West Allis Business Improvement District (B.I.D.) is applying for a grant from the Wisconsin Main Street Program which, in over thirty Wisconsin communities, has proven successful in preserving historic districts and enhancing downtown businesses; and

WHEREAS, Main Street is a comprehensive revitalization program that promotes the historic economic redevelopment of traditional business districts and the program and application/presentation criteria rely on strong community support; and

WHEREAS, the Milwaukee County Committee on Economic and Community Development has reviewed and strongly supports this request because of the historic importance of Downtown West Allis to the entire County and the potential for new employment and increased tax base by its revitalization through a grant from the Wisconsin Main Street Program; now, therefore,

BE IT RESOLVED, that Milwaukee County endorses the efforts of the Downtown West Allis BID Main Street Grant application and recommends that this grant be approved.

Fiscal Note:

Adoption of this resolution has no fiscal effect for Milwaukee County.

REFERRED TO THE COMMITTEE ON ECONOMIC AND COMMUNITY DEVELOPMENT.**File No. 01-102****By Supervisor Zlellnski:**

WHEREAS, the House of Correction operates a successful printing program which not only teaches inmates useful trade skills but generates revenue for the County through outside printing business; and

WHEREAS, since purchasing updated equipment two years ago, the House of Correction print shop has expanded its operation and solicited increased printing business from municipalities and non-profit organizations; and

WHEREAS, among the House of Correction's printing clients are

the cities of Franklin, Oak Creek, Hales Corners, West Milwaukee as well as the school districts of Cudahy, Oak Creek, Franklin, Whitnall and Burlington; and

WHEREAS, the House of Correction print shop has also done business for Goodwill, Allied Veterans, VFW of Wisconsin, Strive Media Institute and the Men's and Women's Bowling Association; and

WHEREAS, in 1999, the print shop generated gross revenues of more than \$41,000 which yielded a net profit of more than \$24,000; and

WHEREAS, in 2000, the print shop generated gross revenues of more than \$66,000, with a net profit of more than \$42,000; and

WHEREAS, the print shop had to turn down additional business from its clients because it lacks the equipment to do the additional work; and

WHEREAS, House of Correction officials have said the purchase of an additional two-color press and a computer to plate system would enable the print shop to increase its productivity and training programs as well as increase revenue by 50% to 70%; and

WHEREAS, the cost of this additional equipment is estimated to be \$110,000, an investment which would no doubt be recouped in a short time from the additional revenue which would be generated from additional business; and

WHEREAS, no additional expenses beyond the cost of the equipment would be incurred since funding for inmate training is already budgeted; and

WHEREAS, the additional business would give inmates the opportunity to develop more marketable skills which they can then use upon their release to gain employment in the private sector; and

WHEREAS, the print shop program has proven to be a successful venture promoting both inmate training opportunities and revenue enhancement for the House of Correction; and

WHEREAS, the County Board should authorize the purchase of additional equipment to enable the House of Correction to take on more printing business to provide more training opportunities for inmates and increase revenue; now, therefore,

BE IT RESOLVED, that the County Board of Supervisors does hereby authorize the Superintendent of the House of Correction to purchase an additional two-color press and a computer to plate system

at an estimated cost of \$110,000 to allow the print shop to accept additional printing business which will increase revenues and maximize inmate training opportunities; and

BE IT FURTHER RESOLVED, that the Director of the Department of Administration is hereby authorized and directed to process a fund transfer from the contingency fund to provide the funding needed to pay for this equipment acquisition.

Fiscal Note:

Adoption of this resolution will require an expenditure of \$110,000 from the contingency fund. A fund transfer in this amount will be required to provide the funding to complete the equipment purchase. House of Correction officials estimate that the additional equipment could increase print shop net revenues by 50-70%. Net print shop revenue in 2000 totaled more than \$42,000.

REFERRED TO THE COMMITTEE ON JUDICIARY, SAFETY AND GENERAL SERVICES AND TO THE COMMITTEE ON FINANCE AND AUDIT.

File No. 01-105

By Supervisor McGulgan:

AN ORDINANCE

To amend Sections 1.11(c)(3) and (4) of the General Ordinances of Milwaukee County relating to the standing committees of the County Board and their areas of jurisdiction.

The County Board of Supervisors does hereby ordain as follows:

SECTION 1. Section 1.11(c)(3) and (4) of the General Ordinances of Milwaukee County, as amended to and including _____, is amended to read as follows:

(3) Committee on health and human needs.

1. Departmental policy of the department of human services (DHS) administration, divisions of mental health ~~complex the DHS~~ adult services ~~division~~, management services.

- financial assistance, and child welfare:
department on aging, division of county supported health programs including the emergency medical services (paramedic program), International Health Training Center.
2. All matters pertaining to the county's primary health care program.
 3. All programmatic policy matters related to the General Assistance-Medical Program (GAMP).
 4. All policy matters related to the office on persons with disabilities and the department on aging.

(4) Committee on judiciary, safety, delinquency and general services

1. Departmental policy of county funded state court services, DHS division of delinquency and court services, family court commissioner, jury commission, register in probate, election commission, county clerk, register of deeds, sheriff, medical examiner, legal resource center, district attorney, house of correction, department of child support enforcement, corporation counsel, emergency government.
2. Legal questions pertaining to suits or claims by or against the county.
3. Claims for workers compensation.
4. Personal injuries.
5. Property damage.
6. Applications for licenses requiring action by the county board.
7. Purchase of surety bonds.
8. Action required by state statute.

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

Fiscal Note:

Adoption of the ordinance will have no net tax levy impact.

REFERRED TO THE COMMITTEE ON JUDICIARY, SAFETY AND GENERAL SERVICES AND TO THE COMMITTEE ON HEALTH AND HUMAN NEEDS.

File No. 01-107**By Supervisors McGuigan, Quindel, De Bruin, Johnson, Davis, Welshan, Aldrich, Podell and Borkowski:**

WHEREAS, Milwaukee County receives requests for conveyance of property rights to municipalities for specific purposes (i.e., easements, land exchanges); and

WHEREAS, agreements between Milwaukee County and a municipality for the conveyance of County property rights to the requesting municipality are usually conditioned upon the payment of a fee, in-kind match or both; and

WHEREAS, in order to meet the requirements of NR216 which requires that certain municipalities within priority watersheds obtain a permit from the State Department of Natural Resources for stormwater discharges, several municipalities in Milwaukee County have created or are considering the creation of a stormwater management utility and imposing stormwater utility fees on landowners for the purpose of implementing local stormwater management projects; and

WHEREAS, these fees, if enacted without exempting other taxing authorities, would shift costs from municipal tax roles to County tax roles, thereby compromising the integrity of our political system; and

WHEREAS, at its November 4, 1999 meeting, the Milwaukee County Board of Supervisors adopted a stormwater management policy (File No. 98-712(a)(a)) which states that County-owned land should be valued for its functional role in receiving and reducing stormwater runoff from surrounding developed lands. Therefore, the County should not be burdened with local stormwater utility fees that impair the County's ability to provide and maintain these undeveloped lands; and

WHEREAS, in accordance with Milwaukee County's said policy, it is in the County's best interest to require that all municipal requests for property rights conveyances shall be conditioned upon the municipality exempting Milwaukee County from existing or future stormwater utility fees; now, therefore,

BE IT RESOLVED, that the Milwaukee County Board of Supervisors does hereby approve a policy which provides that any future conveyance of any property rights by Milwaukee County to a municipality shall be conditioned upon an agreement whereby the municipality either exempts Milwaukee County from the payment of any future or existing stormwater fees, or provides that Milwaukee

County shall be granted credits against said charges in an amount equal to said charges; and

BE IT FURTHER RESOLVED, that no Department shall deviate from this policy without the expressed approval of the County Board.

Fiscal Note:

Adoption of this resolution will not require an expenditure of funds.

REFERRED TO THE COMMITTEE ON PARKS, ENERGY AND ENVIRONMENT AND TO THE COMMITTEE ON ECONOMIC AND COMMUNITY DEVELOPMENT.

File No. 01-130

By Supervisors Davis and White:

WHEREAS, on July 22, 1999, the Milwaukee County Board of Supervisors adopted a Resolution (File No. 99-340(a)(b)) creating a 22-member Task Force to develop a plan to comply with new Federal Disadvantaged Business Enterprise (DBE) regulations; and

WHEREAS, the Task Force was to include three County Supervisors, three DPW staff members and a representative of the County Executive, as well as 15 additional members from the private sector; and

WHEREAS, the Resolution also created a Steering Committee to provide oversight to the Task Force consisting of the following members from the Task Force: the three County Supervisors, the three DPW staff members and the County Executive's representative; and

WHEREAS, the 2001 Adopted Milwaukee County Budget transferred the Disadvantaged Business Development Section from the Department of Public Works to the Department of Administration-Fiscal Affairs Division; and

WHEREAS, in light of this shift, it is appropriate to include the Director, Department of Administration, on both the DBE Task Force and the DBE Steering Committee; and

WHEREAS, since the Director of Administration will now be overseeing the DBD Division, it is appropriate for the Director of Administration to also have the ability to appoint a designee from his

department to also serve on the Task Force and Steering Committee; and

WHEREAS, because the Department of Public Works plays a critical role in achieving the County's federal DOT DBE goals, it is important that the Director of Public Works maintain his role on the Task Force and Steering Committee; and

WHEREAS, in light of these concerns, it is no longer necessary to include three representatives from the Department of Public Works on the Task Force and Steering Committee; and

WHEREAS, interest has been expressed by members of the County Board of Supervisors to provide for greater County Board participation on the DBE Task Force and Steering Committee, and such increased participation would be valuable as the County's strategies to comply with new Federal DBE regulations are implemented; now, therefore

BE IT RESOLVED, that the composition of the Disadvantaged Business Enterprise Task Force and Disadvantaged Business Enterprise Steering Committee shall each be modified to include the Director, Department of Administration; Director, Department of Public Works and an appointee of the Director of the Department of Administration instead of three staff members from the Department of Public Works; and

BE IT FURTHER RESOLVED, that the size of both the DBE Task Force and DBE Steering Committee shall be increased by adding one member of the County Board of Supervisors, who shall serve on both the Task Force and Steering Committee; and

BE IT FURTHER RESOLVED, that technical support for the Steering Committee shall be provided by the Director of Disadvantaged Business Development and his division staff.

Fiscal Note:

Adoption of this resolution would result in no tax levy impact for Milwaukee County.

REFERRED TO THE COMMITTEE ON FINANCE AND AUDIT.

File No. 01-148

By Supervisors Nyklewicz and Borkowski:

WHEREAS, the Milwaukee County Public Art Program was initiated as part of the 2000 Capital Improvement Budget; and

WHEREAS, policies and procedures for the Public Art Program were adopted by the County Board on June 22, 2000, (File No.00-300); and

WHEREAS, the purpose of the Public Art Program as stated in the adopted policies and procedures is to "integrate a wide range of public art into the community and reflect the diversity of communities, artistic disciplines and points of view"; and

WHEREAS, the Milwaukee County Public Art Program was initiated as part of the 2000 Capital Improvement Budget; and

WHEREAS, among the adopted goals of the program are:

- "To enhance the aesthetic quality of Milwaukee County public places and spaces"
- "To enhance and preserve the artistic heritage and cultural history of Milwaukee County"
- "To contribute to the civic pride of our community;" and

WHEREAS, among the criteria for selection of art is "context," which is defined as "consideration should be given to the architectural, historical, geographical and socio-cultural context of the site;" and

WHEREAS, the Public Art Program is funded with public dollars, specifically requiring that 1% of the cost of eligible projects be designated for public art for that project; and

WHEREAS, a Public Arts Committee was established to oversee the program, including the responsibility to secure proposals for eligible projects, appoint a selection panel for each eligible project, obtain community input, review and approve selection panel recommendations on artists and assist the Department of Public Works in the execution of artist contracts; and

WHEREAS, the Public Art Committee has chosen to select and contract with three artists for public art for the new parking structure under construction at General Mitchell International Airport; and

WHEREAS, one of the artists selected for the parking garage project has designed a sculpture called "Blue Shirt," a 34 foot high, 40

foot wide piece which will occupy the outside and inside of the structure at the northeast corner; and

WHEREAS, the artist's concept of the piece is to reflect the physiology of the body and images of the human anatomy; and

WHEREAS, this concept is not in keeping with one of the criteria for art selection regarding "context," since the "Blue Shirt" has nothing to do with parking or airports; and

WHEREAS, the "Blue Shirt" does not provide an enhancement or amenity to the parking structure, which was among the philosophies discussed when the Public Art Program was promoted; and

WHEREAS, the "Blue Shirt" sculpture will cost \$200,000; and

WHEREAS, because the Public Art Committee has the final authority to contract with artists for public art projects, the County Board and the public in general have no input in the selection of artists and art pieces, even though public dollars are used to finance the program; and

WHEREAS, if the public and County Board do not have a voice in deciding which artists and art pieces are approved as part of the program, the program should be abolished and/or redesigned to be funded only with private donations; now, therefore

BE IT RESOLVED, that the County Board of Supervisors does hereby abolish the Milwaukee County Public Art Program; and

BE IT FURTHER RESOLVED, that if a Public Art Program is re-established it shall be funded with private dollars.

Fiscal Note:

Adoption of this resolution will eliminate the requirement that 1% of the cost eligible capital improvement projects be set aside for public art.

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

File No. 01-149

By Supervisors Krug and De Bruin:

WHEREAS, specific policies and procedures to govern the Public Art Program were adopted by the County Board on June 22, 2000, in File No. 00-300, including the establishment of a Public Art Committee which is charged with appointing members to a selection panel to review and recommend to the Public Art Committee artists for eligible capital improvement projects; and

WHEREAS, the Public Art Committee is further charged with reviewing and approving the selection of artists recommended by the review panels; and

WHEREAS, the Public Art Committee acts independently and its decisions on the selection of artists for various eligible capital improvement projects is not subject to further review or approval by the County Board; and

WHEREAS, according to File No. 00-300, the policies and procedures for the Milwaukee County Public Art Program are to be reviewed by the Parks, Energy and Environment Committee and the County Board after one year; and

WHEREAS, the Public Art Program is financed with public dollars, specifically 1% of the cost of an eligible capital improvement project is earmarked for public art for that project; and

WHEREAS, the County Board oversees the expenditure of public dollars and should thus have the authority to review and approve artists and art projects recommended by the Public Art Committee; and

WHEREAS, the policies and procedures of the Public Art Program should thus be amended to provide for County Board review and approval of public art projects recommended by the Public Art Committee for various eligible capital improvement projects; and

WHEREAS, the County Board standing committee with jurisdiction over the departmental project which is eligible to be designated in the Public Art Program should review the recommendations of the Public Art Committee and make a recommendation to the County Board on public art projects to be approved for that project; now, therefore

BE IT RESOLVED, that the County Board of Supervisors does hereby amend the policies and procedures of the Milwaukee County Public Art Program to provide that the County Board shall review and approve all public art projects recommended by the Public Art Committee for all eligible capital improvement projects included in the Milwaukee County Public Art Program; and

BE IT FURTHER RESOLVED, that the County Board standing committee with jurisdiction over a departmental capital improvement project designated in the Public Art Program shall review the recommendations of the Public Art Committee and make a recommendation to the County Board on public art projects to be approved for that capital improvement project.

Fiscal Note:

Adoption of this resolution will not require an expenditure of funds.

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

File No. 01-150

By Supervisor White:

WHEREAS, the Milwaukee County Public Art Committee was established by the Milwaukee County Board of Supervisors and given the authority to identify potential projects in the category of "integrated" public art and not the category of "non-integrated" public art; and

WHEREAS, the Milwaukee County Public Art Committee was given the authority to identify potential projects and artists and to approve of the "integrated public art" projects; and

WHEREAS, the Milwaukee County Public Art Committee, upon realizing that it was unable to recommend "integrated public art" projects for inclusion in the construction of the new parking garage at General Mitchell International Airport due to the timing of the construction; and

WHEREAS, the Public Art Committee decided, without County Board approval, to recommend and approve "non-integrated public art" projects; and

WHEREAS, one of the projects identified and approved by the Public Art Committee is an external, two-story tall, landmark symbol in the shape of a shirt made from a blue plastic-like material; and

WHEREAS, some members of the Committee on Transportation, Public Works and Transit expressed strong concerns and objections to the Public Art Committee approving a major "non-integrated public art" project, contrary to the initial intent of the County Board; and

WHEREAS, the "Big Blue Shirt" project is not in keeping with the intent of the County Board, and, as a "non-integrated" public art project, could have serious consequences on public relations and marketing efforts throughout Milwaukee County, and, specifically, on the image of General Mitchell International Airport; now, therefore

BE IT RESOLVED, that the "Big Blue Shirt" project, a major "non-integrated" public art project, as approved by the Public Art Committee, is hereby denied and the proposed contract to construct it is hereby terminated; and

BE IT FURTHER RESOLVED, all of the funds appropriated by the County Board and proposed for the "Big Blue Shirt" project be redesignated exclusively for "integrated" public art projects, and that any future "non-integrated" public art projects identified by the Public Art Committee must receive final approval by a majority vote of the County Board of Supervisors.

Fiscal Note:

According to terms of his professional artist contract, the artist of the "Blue Shirt" public art sculpture is entitled to receive payment "for all work performed and services rendered up to the effective date of the termination" of his contract. At this time, the exact amount of this payment is unknown and will not be determined until the artist has submitted payment requests and supportive documentation to the County.

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

File No. 01-156

By Supervisors Krug and Nyklewicz:

WHEREAS, the Public Art Committee approved the selection of artist Dennis Oppenheim to be one of three artists whose work would be incorporated as public art in the new parking structure under construction at General Mitchell International Airport; and

WHEREAS, Oppenheim's piece is an architectural/sculpture entitled "Blue Shirt," which would occupy the outside and inside of the new parking structure at the northeast corner; and

WHEREAS, the sculpture would be made of a light weight material and would be seen as a transparent two story building, 34 feet high and 40 feet wide; and

WHEREAS, one of the original concepts of the Public Art Program was to include art work which would be integrated into the capital improvement project similar to art incorporated into the Midwest Express Center; and

WHEREAS, among the guidelines for the Public Art Program is that consideration be given to the architectural, historical, geographical and sociocultural context of the site; and

WHEREAS, the proposed Oppenheim art work does not readily adhere to these public art guidelines as originally envisioned by the program; and

WHEREAS, a professional artist contract with Mr. Oppenheim has been negotiated and signed by the appropriate County officials and Mr. Oppenheim in accordance with the policies and procedures of the Public Art Program as adopted by the County Board; and

WHEREAS, according to terms of the contract, Milwaukee County has the right to terminate the agreement without cause; and

WHEREAS, under terms of the contract, if the County terminates the agreement without cause, the County is obligated to pay the artist for all work performed and services rendered up to the effective date of the termination; and

WHEREAS, Milwaukee County should terminate the contract with Mr. Oppenheim because the proposed art piece is not in keeping with the original intent of the Public Art Program; now, therefore

BE IT RESOLVED, that the Milwaukee County Board of Supervisors does hereby terminate without cause the professional artist contract with Dennis Oppenheim in accordance with authority granted under the termination clause of his professional artist contract; and

BE IT FURTHER RESOLVED, that, in accordance with the termination clause of the professional artist contract, Mr. Oppenheim shall be paid by Milwaukee County for all work performed and services rendered up to the effective date of the termination of this contract.

Fiscal Note:

In accordance with the terms of the contract with the artist, the County will be required to pay for work and services performed up to the effective date of the contract termination. At the present time, those costs are undetermined and will not

be known until the artist has submitted supportive documentation to the County.

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

RESOLUTIONS/ORDINANCES
BY AND FROM STANDING COMMITTEES

By the Committee on Personnel - 1 Item.

File No. 01-134

(Item 1) WHEREAS, Chapter 58 of the General Ordinances of Milwaukee County was created in 1972; and

WHEREAS, it created an Employee's Retirement System Department; and

WHEREAS, in 1977, the County Executive's Budget recommended the creation of a Department of Personnel which incorporated various personnel functions, including the day-to-day administration of the retirement system; and

WHEREAS, upon adoption of the budget for 1978, the Milwaukee County Board of Supervisors transferred all of the positions in the Employee's Retirement System Department into the newly-renamed Department of Personnel; and

WHEREAS, the adoption of the 1978 budget implicitly repealed Chapter 58 of the Milwaukee County General Ordinances; and

WHEREAS, the Employee's Retirement System has functioned since 1978 as set forth in the budget for that year and every year thereafter; and

WHEREAS, Chapter 58 should now be amended to conform to the factual situation that now exists; now, therefore

BE IT RESOLVED, that the Milwaukee County Board of Supervisors does hereby adopt the following:

AN ORDINANCE

To amend Chapter 58 of the General Ordinances of

Milwaukee County relating to the Employee's Retirement System Department.

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

SECTION 1. Chapter 58 of the General Ordinances of Milwaukee County is hereby amended to read as follows:

Chapter 58

EMPLOYEE'S RETIREMENT SYSTEM DIVISION

58.01 Division created.

(1) There is hereby created within the Department of Human Resources a division to be known as the "employee's retirement system division" for the general administration of the employee's retirement system in accordance with the County Ordinances and the rules adopted by the pension board.

(2) The division shall be in charge of an administrator designated as "Retirement System Manager" who shall be appointed by the Director of Human Resources and who shall serve as ex officio secretary of the pension board if so elected.

(3) The Retirement System Division shall be provided with sufficient staff and resources to carry out the functions and purpose of the division.

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

Fiscal Note:

The adoption of this ordinance will not result in the expenditure of any funds. This fiscal note was prepared by the Corporation Counsel.

The foregoing resolution/ordinance correctly states the action taken by the said committee at a meeting held February 9, 2001.

**KATHLEEN A. ARCISZEWSKI
Chairperson**

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

The question was on adoption.

On a motion by Supervisor Arciszewski, **Item 1 WAS REFERRED BACK TO THE COMMITTEE ON PERSONNEL.**

By Supervisor Arciszewski, Chairman:

From the Committee on Personnel, reporting on 7 Items.

File No.01-103
(Journal, February 15, 2001)

(Item 1) From the Director, DHR, requesting authorization to submit an application to the Private Industry Council to allow Milwaukee County to participate in the 2001 Step-Up Youth Employment Program, and if approved by the Private Industry Council (PIC), authorization to accept Federal Workforce Investment Act (WIA) funds to Milwaukee Employment and Training, Inc. (MET) as reimbursement for actual program expenses, by recommending adoption of the following:

A RESOLUTION

WHEREAS, since 1993, Milwaukee County has participated in the PIC's Step-Up Youth Employment Program; and

WHEREAS, this program, recently expanded from summer only to year-round, provides career exposure and meaningful on-the-job training to economically-disadvantaged area youth and is funded through the WIA; and

WHEREAS, the 2000 program employed approximately sixty (60) young men and women in several County departments and had a total operating budget of nearly \$66,000; and

WHEREAS, there is good reason to believe WIA funds will be available in 2001; and

WHEREAS, due to similarities in program goals and objectives, for the last several years the Step-Up has been successfully administered by MET in conjunction with the Milwaukee County Youth Employment Program (MYCEP); and

WHEREAS, per WIA/PIC guidelines, labor union concurrence is required for County participation in the "Step-Up" Program; now, therefore

BE IT RESOLVED, that Milwaukee County Board of Supervisors does hereby authorize and direct the Director of the Department of Human Resources to submit an application to the Private Industry Council in order to allow Milwaukee County to participate in the 2001 Step-Up Youth Employment Program; and

BE IT FURTHER RESOLVED, that if approved by the Private Industry Council, the Director of the Department of Human Resources is hereby authorized and directed to accept Job Training Partnership Act funds and distribute these funds to Milwaukee Employment and Training, Inc. as reimbursement for actual program expenses.

Fiscal Note:

Sufficient funds are contained in Org. Unit 1140 - Department of Human Resources 2001 Adopted Budget to cover any administrative expenses related to this request not directly reimbursed by the PIC.

File No. 00-559(a)
(Journal, September 28, 2000)

(Item 2) From Executive Director, Milwaukee District Council 408, (AFSCME) notifying of their intent to negotiate an existing labor agreement with Milwaukee County which expires December 31, 2000 by recommending adoption of the following resolution:

A RESOLUTION

WHEREAS, the negotiations staff of the Personnel Committee of the Milwaukee County Board of Supervisors and Milwaukee District Council 48, AFSCME, AFL-CIO, and its appropriate affiliated locals, have concluded negotiations and have reached agreement on all issues relating to wages, hours, and conditions of employment for employees in the bargaining unit represented by Milwaukee District Council 48, AFSCME, AFL-CIO, and its appropriate affiliated locals, modifying the previous agreement in the following respects:

- (1) Providing for termination of the Agreement on December 31, 2001.
 - (2) Providing for the deletion of the no layoff clause in the Management Rights section.
-

(3) Providing for a \$175 one time ratification bonus to employees with an assigned work week of twenty (20) or more hours who are on the payroll as of the first pay period following ratification.

(4) Providing a two percent (2%) wage increase effective June 24, 2001.

(5) Providing for modification of the pro rata benefits language.

(6) Providing for an increase in shift differential from 35 cents to 40 cents.

(7) Providing for an increase in weekend differential from 35 cents to 40 cents.

(8) Providing for language changes in temporary assignments:

(a) There shall be no temporary assignments to a higher classification if a position is permanently vacant, except for seasonal positions.

(b) An employe's bargaining unit seniority shall be interrupted if the temporary assignment to a higher classification to a non-bargaining unit position exceeds one hundred twenty (120) working days in a calendar year.

(9) Retirement Leave

(10) Providing for retirement benefit changes:

(a) Five (5) year vesting.

(b) Multiplier increase of 0.5% for all service on and after January 1, 2000 (1.5% to 2% for employes hired after January 1, 1982).

(c) The final average salary of employes who became members of the Employees' Retirement System prior to January 1, 1982 shall be recalculated to include a "bonus" of 7.5% for each year of service (or a portion thereof) after January 1, 2001, up to a maximum of 25%.

(d) For each year of service after January 1, 2001 eight (8) years of pension service credit earned before 2001 will be credited at the rate of the higher multiplier as stated above for employes hired after January 1, 1982.

(e) Providing for employees who become members of the Employees' Retirement System prior to January 1, 1994 shall receive full payment of all accrued sick allowance at the time the employee retires. Such payment shall be made in lump sum and shall not be included in the calculation of employee's final average salary for pension purposes nor shall pension service credit be granted in connection with the lump sum payment. The payment shall have no effect on the employee's retirement date. If permissible under the IRS, provisions may be placed in a back drop account.

(f) Providing for a "Back Drop" pension benefit.

(11) Providing for each eligible employee enrolled in the County Health Plan or HMO approved by the County shall pay \$80 per month single and \$100 per month family coverage plans retroactive to January 1, 2001.

(a) Providing for the following change in inpatient and out-patient treatment of mental and nervous disorders and other drug abuse (AODA) of the Plan Document for Milwaukee County Health Plan.

1. Providing for 80% of the contracted rate rather than 100% for an employee and the dependent use of an in-patient PPO facility and thirty (30) days rather than seventy (70) days hospitalization as long as it is approved by the PPO.

2. Providing for 50% payment rather than 80% of the contracted rate for a non-PPO.

3. Providing for up to twenty-five (25) visits for out-patient treatment when authorized by the PPO and providing for 95% reimbursement rather than 100%.

4. Providing for an increase from fifteen (15) to thirty (30) days per calendar year in day treatment or partial hospitalization and shall be paid at 95% of the contracted rate rather than 100% at an authorized PPO facility.

5. Providing for the first fifteen (15) visits of out-patient treatment authorized by the PPO but not provided by a PPO provider shall be paid at 50% of the contracted rate for all medically necessary and appropriate treatment as determined by the PPO. When authorized by the PPO up to thirty (30) days per calendar year, per insured, of day treatment or partial hospitalization shall be paid at 50% of the contract rate for all authorized stays at non-PPO facility.

(b) Providing the insured uses a PPO physician, the Major Medical annual deductible will be reduced from \$250 to \$150 per insured, and from \$750 to \$450 per family per year.

(c) Providing prescription drug coverage which shall be carved out of the Milwaukee County Health Plan. Such coverage shall be provided through a pharmacy benefit management program approved by the County. The employee shall pay 10% of the cost for a generic drug, or 20% of the cost for a brand name drug (\$3 minimum) at point of purchase. A maximum supply of any given prescription shall be thirty (30) days at a pharmacy and ninety (90) days via mail order with a maximum cost to the employee of \$75. This coverage shall be provided through a pharmacy benefit management program approved by the County.

(d) Providing for a disease management program.

(e) Providing medical providers of excellence.

(12) Providing for vacation after one thousand forty (1,040) hours of employment. Forty (40) Hours of leave shall be granted and providing for language modification.

(13) Providing for the substitution of the word "more" senior than "most" senior in Section 2.32(1).

(14) Providing for the release of three (3) full time bargaining unit employees, named by the Director of AFSCME, District Council 48, from their normal and customary duties and responsibilities in order to conduct union business. This agreement replaces in its entirety any and all contractual provisions, agreements, and practices that release three (3) specific bargaining unit members from specific locals.

(15) Provides for the Director of Risk Management & Insurance or designee to serve as chairperson of the County Safety Program.

(16) Provides for the deletion of specific language relative to bomb threat procedures at Department of Social Services Building; and retitle the section as Security Procedure, maintaining existing language in sub. 5.

(17) Provides for the elimination of Section 3.10, Employee Training.

(18) Provides for changes in classification to include reallocations during the term of the agreement.

(19) Provides for the deletion of the first step of the grievance procedure.

(20) Provides for the deletion of Section 6.01 related to Equipment Operators I and II.

(21) Provides Milwaukee County to establish a subcommittee at the Department of Human Services to meet within sixty (60) days after ratification to address the changes in schedule of hours.

(22) Provides for deletion of language previously implemented and no longer relevant.

(23) Providing for a classification study of all clerical positions represented by Locals 1654 and 594.

; and

WHEREAS, such agreement was ratified by the membership of Milwaukee District Council 48, AFSCME, AFL-CIO, and its appropriate affiliated locals, on January 30, 2001; now, therefore,

BE IT RESOLVED, that such agreement, which is incorporated herein by reference in File No. 00-559, is hereby ratified by the Milwaukee County Board of Supervisors and the County Executive and County Clerk are authorized and directed to execute same; and

BE IT FURTHER RESOLVED, that the Director of the Department of Administration is hereby authorized and directed to determine the appropriate source of funds in the 2001 adopted budget to implement the terms of this Resolution. The Director of the Department of Administration is hereby authorized and directed to prepare an appropriation transfer request at a later date, if necessary.

Fiscal Note:

It is anticipated that this Resolution shall have the following increased expenditure:

District Council 48 Approximate Additional Projected Costs

	<u>2001</u>
Wages (including FICA)	\$1,365,094
Signing Bonus (including FICA)	692,512
Shift Differential (including FICA)	67,417
Weekend Differential (incl. FICA)	33,868

Health Premiums	(438,396)
Health Mgmt. Programs	(1,159,723)
Retirement Improvements	<u>\$3,321,466</u>
	\$3,882,238

File No. 00-559(b)
(Journal, September 28, 2000)

(Item 3) From Executive Director, Milwaukee District Council 48, (AFSCME) notifying of their intent to negotiate an existing labor agreement with Milwaukee County which expires December 31, 2000, by recommending adoption of the following:

A RESOLUTION

WHEREAS, the negotiations staff of the Personnel Committee of the Milwaukee County Board of Supervisors and Milwaukee District Council 48, AFSCME, AFL-CIO, and its appropriate affiliated locals, have concluded negotiations and have reached agreement on all issues relating to wages, hours, and conditions of employment for employees in the bargaining unit represented by Milwaukee District Council 48, AFSCME, AFL-CIO, and its appropriate affiliated locals, modifying the previous agreement in the following respects:

(1) Providing for termination of the Agreement on December 31, 2004.

(2) Providing:

(a) Effective the first pay period in 2002 (December 23, 2001) the annual wages of bargaining unit members shall be increased by two percent (2%) .

(b) Effective June 23, 2002 wages of the bargaining unit members shall be increased by two percent (2%) .

(c) Effective the first pay period in 2003 (December 22, 2002) wages of the bargaining unit members shall be increased by three percent (3%) .

(d) Effective the first pay period in 2004 (December 21, 2003) wages of the bargaining unit members shall be increased by two percent (2%)

(e) Effective June 20, 2004 wages of the bargaining unit members shall be increased by two percent (2%)

(3) Providing in pay period one of 2003 the final average salary shall be calculated on the three highest consecutive years of service.

(4) Providing effective January 1, 2002 the fourth Friday in November which shall be considered a minor holiday.

(5) Providing for 200 hours of vacation after fifteen (15) years and providing for two hundred forty (240) hours of vacation after twenty (20) years effective January 1, 2002.

; and

WHEREAS, such agreement was ratified by the membership of Milwaukee District Council 48, AFSCME, AFL-CIO, and its appropriate affiliated locals, on January 30, 2001; now, therefore,

BE IT RESOLVED, that such agreement, which is incorporated herein by reference in File No. 00-559, is hereby ratified by the Milwaukee County Board of Supervisors and the County Executive and County Clerk are authorized and directed to execute same; and

BE IT FURTHER RESOLVED, that the Director of the Department of Administration is hereby authorized and directed to determine the appropriate source of funds in the 2002, 2003, and 2004 adopted budget to implement the terms of this Resolution. The Director of the Department of Administration is hereby authorized and directed to prepare an appropriation transfer request at a later date, if necessary.

Fiscal Note:

It is anticipated that this Resolution shall have the following increased expenditure:

District Council 48 Approximate Additional Projected Costs

	<u>2002</u>	<u>2003</u>	<u>2004</u>
Wages (incl. FICA)	\$4,163,810	\$4,261,150	\$4,418,245
Signing Bonus (incl. FICA)	---	---	---
Shift Differential (incl. FICA)	---	---	---
Weekend Differential (incl. FICA)	---	---	---
Health Premiums	---	---	---
Health Mgmt. Programs	---	---	---
Retirement Improvements	---	<u>352,910</u>	<u>352,910</u>
	<u>\$4,163,810</u>	<u>\$4,614,060</u>	<u>\$4,771,155</u>

File No. 00-559(c)
(Journal, September 28, 2000)

(Item 4) From Executive Director, Milwaukee District Council 48, (AFSCME) notifying of their intent to negotiate an existing labor agreement with Milwaukee County which expires December 31, 2000, by recommending adoption of the following:

A RESOLUTION

WHEREAS, the "2001 Memorandum of Agreement between County of Milwaukee and Milwaukee District Council 48, AFSCME, AFL-CIO and its appropriate affiliated locals" provides for a Permanent Arbitrator Agreement for 2001 between the County of Milwaukee; Milwaukee District Council 48, AFSCME, AFL-CIO; and Sherwood Malamud; and

WHEREAS, the Permanent Arbitrator Agreement for 2001 provides that the County and the Union each pay one half of the fees specified within the agreement; and

WHEREAS, the Director of Labor Relations has recommended that the Permanent Arbitrator Agreement for 2001 be approved, and that the County Executive and County Clerk be authorized and requested to execute the said agreement on behalf of Milwaukee County; and

WHEREAS, the Personnel Committee voted on February 9, 2001 to recommend that the said request be approved; now, therefore,

BE IT RESOLVED, that the County Board of Supervisors does hereby approve the 2001 Permanent Arbitrator Agreement, which is incorporated herein by reference and a copy of which has been placed in File No. 00-559(c); and

BE IT FURTHER RESOLVED, that the County Executive and County Clerk are hereby authorized and requested to execute the said agreement on behalf of Milwaukee County.

Fiscal Note:

Adoption of the subject resolution will not require an additional appropriation of funds. Funds in the amount of \$37,209 for this purpose were included in the adopted 2001 County Budget for the Department of Labor Relations. Information for this fiscal note was provided by the Department of Labor Relations.

File No. 00-559(d)
(Journal, September 28, 2000)

(Item 5) From Executive Director, Milwaukee District Council 48, (AFSCME) notifying of their intent to negotiate an existing labor agreement with Milwaukee County which expires December 31, 2000, by recommending adoption of the following:

A RESOLUTION

WHEREAS, the "2002-2004 Memorandum of Agreement between County of Milwaukee and Milwaukee District Council 48, AFSCME, AFL-CIO and its appropriate affiliated locals" provides for a Permanent Arbitrator Agreement for 2002-2004 between the County of Milwaukee; Milwaukee District Council 48, AFSCME, AFL-CIO; and Sherwood Malamud; and

WHEREAS, the Permanent Arbitrator Agreement for 2002-2004 provides that the County and the Union each pay one half of the fees specified within the agreement; and

WHEREAS, the Director of Labor Relations has recommended that the Permanent Arbitrator Agreement for 2002-2004 be approved, and that the County Executive and County Clerk be authorized and requested to execute the said agreement on behalf of Milwaukee County; and

WHEREAS, the Personnel Committee voted on February 9, 2001 to recommend that the said request be approved; now, therefore,

BE IT RESOLVED, that the County Board of Supervisors does hereby approve the 2002-2004 Permanent Arbitrator Agreement, which is incorporated herein by reference and a copy of which has been placed in File No. 00-559(d); and

BE IT FURTHER RESOLVED, that the County Executive and County Clerk are hereby authorized and requested to execute the said agreement on behalf of Milwaukee County.

Fiscal Note:

Adoption of the subject resolution will require an appropriation of additional funds in the estimated amounts of:
Year 2002 - \$1,200 and Year 2004 - \$1,080.

File No. 00-578(a)
(Journal, September 28, 2000)

(Item 6) From President, Technicians, Engineers and Architects

of Milwaukee County (TEAMCO), notifying of their intent to negotiate an existing labor agreement with Milwaukee County which expires December 31, 2000, by recommending adoption of the following:

A RESOLUTION

WHEREAS, the negotiations staff of the Personnel Committee of the Milwaukee County Board of Supervisors and the Technicians, Engineers, and Architects of Milwaukee County have concluded negotiations and have reached agreement on all issues relating to wages, hours, and conditions of employment for employes in the bargaining unit represented by the Technicians, Engineers, and Architects of Milwaukee County, modifying the previous agreement in the following respects:

(1) Providing for termination of the Agreement on December 31, 2001.

(2) Providing for elimination of the no layoff language.

(3) Providing a two percent (2%) pay increase effective pay period thirteen (13) of the year 2001.

(4) Providing for auto allowance at the current Federal Government rate per mile. Also, providing new language clarifying mileage to and from home and the work site.

(5) Providing for a "Back Drop" pension benefit.

(6) Providing the final average salary of employes who become members of the Employe Retirement System prior to January 1, 1982, shall be recalculated to include a "Bonus" of 7.5% for each year of service (or portion thereof) after January 1, 2001, up to a maximum of 25%.

(7) Providing for five year vesting.

(8) Providing multiplier increase of 0.5% for all service on and after January 1, 2000 (1.5% to 2% for employes hired after January 1, 1982).

(9) Providing for each year of service after January 1, 2001 eight (8) years of pension service credit earned before 2001 will be credited at the rate of the higher multiplier as stated above for employes hired after January 1, 1982.

(10) Providing for employees hired prior to 1994 eliminating retirement leave pay-out of a portion of accrued sick allowance at the time of retirement and providing the funds will be placed in a "drop account" within the pension fund and then the employee may request an immediate cash pay-out or roll the funds over to an IRA.

(11) Providing for an employee hired on or after January 1, 1994, eliminating the retirement pay-out of a portion of accrued sick allowance at the time of retirement and providing to continue health insurance coverage after retirement until the cash value of accrued sick allowance is exhausted.

(12) Providing for each eligible employee enrolled in the County Health Plan or HMO approved by the County shall pay \$80 per month single and \$100 per month family coverage plans.

(A) Providing for the following change in inpatient and out-patient treatment of mental and nervous disorders and other drug abuse (AODA) of the Plan Document for Milwaukee County Health Plan.

1. Providing for 80% of the contracted rate rather than 100% for an employee and the dependent use of an in-patient PPO facility and thirty (30) days rather than seventy (70) days hospitalization as long as it is approved by the PPO.

2. Providing for 50% payment rather than 80% of the contracted rate for a non-PPO.

3. Providing for up to twenty-five (25) visits for out-patient treatment when authorized by the PPO and providing for 95% reimbursement rather than 100%.

4. Providing for an increase from fifteen (15) to thirty (30) days per calendar year in day treatment or partial hospitalization and shall be paid at 95% of the contracted rate rather than 100% at an authorized PPO facility.

5. Providing for the first fifteen (15) visits of out-patient treatment authorized by the PPO but not provided by a PPO provider shall be paid at 50% of the contracted rate for all medically necessary and appropriate treatment as determined by the PPO. When authorized by the PPO up to thirty (30) days per calendar year, per insured, of day treatment or partial hospitalization shall be paid at 50% of the contract rate for all authorized stays at non-PPO facility.

(B) Providing the insured uses a PPO physician, the Major Medical annual deductible will be reduced from \$250 to \$150 per insured, and from \$750 to \$450 per family per year.

(C) Providing prescription drug coverage which shall be carved out of the Milwaukee County Health Plan. Such coverage shall be provided through a pharmacy benefit management program approved by the County. The employee shall pay 10% of the cost for a generic drug, or 20% of the cost for a brand name drug (\$3 minimum) at point of purchase.

(D) Providing for a disease management program.

(E) Providing medical providers of excellence.

(13) Providing effective January 1, 2001 the fourth Friday in November which shall be considered a minor holiday.

(14) Providing for new language and procedure related to injury or illness in the line of duty.

(15) Providing for licensing reimbursement for all bargaining unit employes.

(16) Providing for continuation of tuition and dues reimbursement.

; and

WHEREAS, such agreement was ratified by the membership of the Technicians, Engineers, and Architects of Milwaukee County on January 18, 2001; now, therefore,

BE IT RESOLVED, that such agreement, which is incorporated herein by reference in File No.00-578, is hereby ratified by the Milwaukee County Board of Supervisors and the County Executive and County Clerk are authorized and directed to execute same; and

BE IT FURTHER RESOLVED, that the Director of the Department of Administration is hereby authorized and directed to determine the appropriate source of funds in the 2001 adopted budget to implement the terms of this Resolution. Director of the Department of Administration is hereby authorized and directed to prepare an appropriation transfer request at a later date, if necessary.

Fiscal Note:

It is anticipated that this Resolution shall have the following increased expenditure:

TEAMCO Approximate Additional Projected Costs

	<u>2001</u>
Wages (including FICA)	\$20,957
Health Premiums	(17,640)
Health Mgmt. Programs	(5,091)
Retirement Improvements	<u>50,785</u>
	\$49,001

File No. 00-578(b)
(Journal, September 28, 2000)

(Item 7) From President, Technicians, Engineers and Architects of Milwaukee County (TEAMCO), notifying of their intent to negotiate an existing labor agreement with Milwaukee County which expires December 31, 2000, by recommending adoption of the following:

A RESOLUTION

WHEREAS, the negotiations staff of the Personnel Committee of the Milwaukee County Board of Supervisors and the Technicians, Engineers, and Architects of Milwaukee County, have concluded negotiations and have reached agreement on all issues relating to wages, hours, and conditions of employment for employees in the bargaining unit represented by the Technicians, Engineers, and Architects of Milwaukee County modifying the previous agreement in the following respects:

(1) Providing for termination of the Agreement on December 31, 2004.

(2) Providing:

(A) Effective the first pay period of year 2002 (December 23, 2001) wages of the bargaining unit shall be increased by three percent (3%) .

(B) Effective the first pay period of year 2003 (December 22, 2002) the wages of the bargaining unit shall be increased by three percent (3%) .

(C) Effective the first pay period of 2004 (December 21, 2003) wages of the bargaining unit shall be increased by two percent (2%) .

(D) Effective the thirteenth pay period of year 2004, (June 20, 2004) wages of the bargaining unit shall be increased by two percent (2%) .

(3) Providing in pay period one 2003 the final average salary shall be calculated on the three highest consecutive years of salary.

(4) Providing for fifty (50) hours of vacation after the first six (6) months of employment effective January 1, 2002. Also providing that years of service shall include any creditable pension service earned with the County, State of Wisconsin, or any municipality within the State of Wisconsin.

(5) Providing for sick leave allowance balances accrued during previous periods of employment with Milwaukee County shall be restored to the employe.

; and

WHEREAS, such agreement was ratified by the membership of the Technicians, Engineers, and Architects of Milwaukee County, on January 18, 2001; now, therefore,

BE IT RESOLVED, that such agreement, which is incorporated herein by reference in File No. 00-578, is hereby ratified by the Milwaukee County Board of Supervisors and the County Executive and County Clerk are authorized and directed to execute same; and

BE IT FURTHER RESOLVED, that the Director of the Department of Administration is hereby authorized and directed to determine the appropriate source of funds in the 2002, 2003, 2004 adopted budget to implement the terms of this Resolution. The Director of the Department of Administration is hereby authorized and directed to prepare an appropriation transfer request at a later date, if necessary.

Fiscal Note:

It is anticipated that this Resolution shall have the following increased expenditure:

TEAMCO Approximate Projected Costs

	<u>2002</u>	<u>2003</u>	<u>2004</u>
Wages (including FICA)	\$63,501	\$65,406	\$67,817
Health Premiums	---	---	---
Health Mgmt. Programs	(5,091)	(5,091)	(5,091)
Retirement Improvements	---	5,299	5,299
	<u>\$58,410</u>	<u>\$65,614</u>	<u>\$68,025</u>

The foregoing report correctly states the action taken by the said committee at a meeting held February 9, 2001.

KATHLEEN A. ARCISZEWSKI
Chairperson

The question was on adoption.

SEPARATE ACTION was requested on **Items 2, 3, 4, 5, 6 and 7.**

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

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

Thereupon, **Items 2, 3, 6 and 7 WERE ADOPTED** by the following vote:

AYES—Arciszewski, Bailey, Borkowski, Coggs-Jones, Davis, Diliberti, Holloway, Jasenski, Johnson, Krug, Launstein, Lutzka, Mayo, McGuigan, Podell, Quindel, Ryan, Schmitt, Weishan, White, Zielinski and the Chairman—22. **NOES**—De Bruin and Nyklewicz—2. **EXCUSED**—Aldrich—1.

Thereupon, **Items 4 and 5 WERE ADOPTED** by the following vote:

AYES—Arciszewski, Bailey, 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**—De Bruin—1. **EXCUSED**—Aldrich—1.

By Supervisor De Bruin, Chairperson:

From the Committee on Finance and Audit, reporting on 17 Items.

File No. OI-145(a)
(Journal, February 15, 2001)

(Item 1a) From Fiscal and Budget Administrator, requesting

approval of the initial authorizing resolutions and combining resolution for corporate purpose general obligation bonds, Series 2001A , 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 \$2,290,000 for the public purpose of providing for the construction, improvement and maintenance of highways and bridges. There be and there thereby 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. 01-145(b)
(Journal, February 15, 2001)

(Item 1b) From Fiscal and Budget Administrator, requesting approval of the initial authorizing resolutions and combining resolution for corporate purpose general obligation bonds, Series 2001A, 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 \$2,705,000 for the public purpose of financing the acquisition, repair, replacement and improvement of buses and other equipment and facilities for the mass transit transportation system. 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. 01-145(c)
(Journal, February 15, 2001)

(Item 1c) From Fiscal and Budget Administrator, requesting approval of the initial authorizing resolutions and combining resolution for corporate purpose general obligation bonds, Series 2001A, 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 \$22,560,000 for the public purpose of financing the development, construction, improvement, renovation, repair and equipping of park, recreational and cultural facilities and related improvements. 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. 01-145(d)
(Journal, February 15, 2001)

(Item 1d) From Fiscal and Budget Administrator, requesting approval of the initial authorizing resolutions and combining resolution for corporate purpose general obligation bonds, Series 2001A, 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 \$5,505,000 for the public purpose of financing health and human services projects, including the renovation and improvement of health and human services buildings, the demolition of buildings 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. 01-145(e)
(Journal, February 15, 2001)

(Item 1e) From Fiscal and Budget Administrator, requesting approval of the initial authorizing resolutions and combining resolution for corporate purpose general obligation bonds, Series 2001A, 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 \$8,025,000 for the public purpose of financing general government projects, including 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. 01-145(f)
(Journal, February 15, 2001)

(Item 1f) From Fiscal and Budget Administrator, requesting approval of the initial authorizing resolutions and combining resolution for corporate purpose general obligation bonds, Series 2001A, 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 \$240,000 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. 01-145(g)
(Journal, February 15, 2001)

(Item 1g) From Fiscal and Budget Administrator, requesting approval of the initial authorizing resolutions and combining resolution for corporate purpose general obligation bonds, Series 2001A, by recommending adoption of the following:

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 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 February 15, 2001:

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 \$2,290,000 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.

Dated February 15, 2001.

By Order of the County Board of Supervisors

Mark Ryan, County Clerk

File No. 01-145(h)
(Journal, February 15, 2001)

(Item 1h) From Fiscal and Budget Administrator, requesting approval of the initial authorizing resolutions and combining resolution for corporate purpose general obligation bonds, Series 2001A, by recommending adoption of the following:

**RESOLUTION COMBINING BOND ISSUES AND PROVIDING
FOR THE SALE OF GENERAL OBLIGATION CORPORATE
PURPOSE BONDS, SERIES 2001A**

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:

PURPOSE	AMOUNT
Highways and Bridges	\$2,290,000
Mass Transit	2,705,000
Park, Recreational and Cultural Facilities	22,560,000
Health and Human Services Projects	5,505,000
General Government Projects	8,025,000
Public Art Projects	240,000

; 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 2001A" which shall be issued in the amount of \$41,325,000 (the "Bonds") .

Section 2. Official Terms of Offering. The Director of the Department of Administration 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 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. Published Notice of Bond Sale. The Director of the Department of Administration 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 Administration may determine. The Notice of Bond Sale shall be in substantially the form attached to and made a part of 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 Administration to the payment of issuance expenses with respect to the Bonds. The issuance expenses are estimated to total approximately \$92,650 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.

File No. 01-88
(Journal, February 15, 2001)

(Item 2) From the Sheriff, requesting the creation of one additional Deputy Sheriff I position in the Sheriff's Department for the Day Reporting Center, by recommending adoption of the following:

A RESOLUTION

WHEREAS, on November 3, 1998, the Milwaukee County Community Justice Center for Day Reporting began as a pilot project to divert offenders away from jail and into a community alternative while maintaining public safety and the 2001 Adopted Budget provides total funding of \$984,065 with County tax levy of \$244,065 and Federal funding of \$740,000; and

WHEREAS, last spring, the Milwaukee County Day Reporting Center (DRC) was providing services to a daily population averaging almost 35 offenders, mostly female, and that number has increased to an average of 50 offenders per day with the goal of serving an average of 75 offenders per day in 2001 and the increase in population has necessitated the hiring of the additional Deputy Sheriff as the grant had originally intended; and

WHEREAS, the Milwaukee County DRC was awarded \$822,221 in State and Federal grant funds from the Anti-Drug Abuse Act of 1988 for 2000 operating expenses and the original award period was for one year and has been renewed for one year with funding of \$622,222 including the required cash match; and

WHEREAS, the Deputy Sheriff I positions are responsible to ensure tight controls and swift, certain removal of program violators to define clear limits and to stabilize the offender; and

WHEREAS, the presence of sworn security provides a clear reminder that the DRC is an intermediate sanction and that attendance and participation are mandatory; and

WHEREAS, the deputies will verify the offender's residence and track down any program no shows and verify the legitimacy of excused absences; and

WHEREAS, the grant funds also provide for the reimbursement of the Sheriff for vehicle leasing costs associated with DRC related operations; and

WHEREAS, the Committee on Finance and Audit, at its meeting on February 8, 2001, recommended (vote 7-0) the creation of one position of Deputy Sheriff I, pay range 17BZ, effective March 1, 2001, as recommended by the Department of Administration, with said position asterisked for abolishment if grant funds are no longer available to offset the cost of the position, less the required match of 10%; and

WHEREAS, the Committee on Personnel, at its meeting on February 9, 2001, recommended (vote 7-0) that the position to be created be classified as Deputy Sheriff I, pay range 17BZ, as recommended by the Department of Human Resources; now, therefore,

BE IT RESOLVED, that the following position action is approved for the Sheriff's Department, effective March 1, 2001:

Org. Unit 4000-Sheriff

	<u>Title Code</u>	<u>Title</u>	<u>No. of Positions</u>	<u>Pay Range</u>
Create:	61450	Deputy Sheriff I	1*	17BZ

*This position is asterisked for abolishment if grant funds are no longer available to offset the cost of the position, less the required match of 10%.

Fiscal Note:

Approval of this request to create one position of Deputy Sheriff I, effective March 1, 2001, will result in increased expenditures for personal services and fringe benefits of

approximately \$42,437 for the remainder of the year. This amount is offset with \$38,193 in Federal grant funds for a net tax levy impact of \$4,244. For 2002, the full year cost for personal services and fringe benefits is expected to be approximately \$54,180, offset with \$48,762 in Federal grant funds for a net tax levy impact of \$5,418. It is expected that these tax levy funds will be absorbed within existing personal service appropriations or provided as part of the 2002 Adopted Budget. For 2001, match funds were included as a part of the 2001 Adopted Budget. This fiscal note was prepared by the Department of Administration.

File No. 01-84

(Journal, January 18, 2001)

(Item 3) From Director of Parks, Recreation and Culture, requesting the creation of one position of Safety, Security and Training Manager and the abolishment of one position of Training Assistant - Parks, both effective March 1, 2001, by recommending adoption of the following:

A RESOLUTION

WHEREAS, the Parks Department currently has the following four authorized positions assigned to various aspects of safety, security and training:

- 1 Safety and Training Coordinator - Parks
- 1 Security Coordinator
- 1 Safety and Training Specialist
- 1 Training Assistant - Parks

; and

WHEREAS, the Security Coordinator was created in the 1997 budget to respond to increasing concerns for the security of employees, the public and County assets and the Safety and Training Specialist was created in the 1994 budget as a result of increased concerns regarding workplace safety; and

WHEREAS, the Safety and Training Coordinator Parks and Training Assistant - Parks were created in the late 1980s to provide specialized training in the use of Parks Department equipment, operations and procedures; and

WHEREAS, while there has been some turnover in the Safety and Training Specialist position since its creation, there has been

more substantial turnover in the Training Assistant - Parks position, with recruiting and retaining individuals for the Training Assistant - Parks position being difficult due to the level of pay and internal promotional opportunities available to Parks staff; and

WHEREAS, in 1997 Milwaukee County entered into an agreement with MATC/Channel 10/36 for a television anchor point at Lincoln Park, with annual training resources provided by MATC as part of the compensation package, with the Safety and Training Coordinator Parks administering the training provided by MATC, including supervisory and small equipment training and individual classes on work-related subjects; and

WHEREAS, the safety, security and training needs of the Parks Department have become increasingly complex as a result of increased State and Federal regulation of workplace safety, concerns for the safety of the public using Park buildings and areas, increased emphasis on security through prevention measures and investigation of incidents and allegations, work with community groups and law enforcement agencies, heightened training needs related to more complicated equipment, and the turnover of staff as long-term skilled employees leave the Parks Department, primarily due to retirement; and

WHEREAS, there is a county-wide effort, which includes participation by the Parks Department, to improve safety and security in all departments, with several committees and focus groups, including the Employee Safety Committee, the Safety Oversight Committee and the Employee Safety and Health Consortium, actively pursuing those objectives; and

WHEREAS, the Parks Department has reviewed the interrelation of the safety, security and training functions, the need to provide improved coordination between the three areas, and the skill level needed to effectively meet safety, security and training needs and, because there is usually overlap between safety and training, security and training and even security and safety, many activities cannot be segregated into pure safety, security or training; and

WHEREAS, the Safety and Training Coordinator Parks currently oversees safety and training activities, assisted by the Safety and Training Specialist, and the Security Coordinator oversees security-related activities; and

WHEREAS, one position of Safety, Security and Training Manager is requested to coordinate activities and provide backup, allow flexibility in dealing with major projects or events, continue to

increase the professional level of the staff assigned to the safety, security and training activities and deal with the increasingly complex workload, partially offset with the abolishment of one vacant position of Training Assistant - Parks; and

WHEREAS, some of the Training Assistant - Parks' duties have been assumed by the Safety and Training Coordinator and the Safety and Training Assistant while the position has been vacant, with other duties either not performed, performed by experienced staff in the field, or included in the MATC training program referenced above, and the requested Safety, Security and Training Manager will improve coordination of these activities within the Parks Department and with other areas of the County such as Risk Management; and

WHEREAS, the Committee on Finance and Audit, at its meeting on February 8, 2001, recommended (vote 7-0) the creation of one position of Safety, Security and Training Manager, Grade 15, and the abolishment of one vacant position of Training Assistant - Parks, effective March 1, 2001, as recommended by the Department of Administration; and

WHEREAS, the Committee on Personnel, at its meeting on February 9, 2001, recommended (vote 7-0) that the position to be created be classified as Parks Safety Security Training Manager, Grade 15, as recommended by the Department of Human Resources; now, therefore,

BE IT RESOLVED, to effectively meet the safety, security and training needs of the Department, for direct coordination and supervision of existing staff and available resources and to provide the level of managerial expertise required to meet the Parks Department's needs and provide a safe, secure environment for staff and the visiting public, the following position actions are approved for the Parks Department, effective March 1, 2001:

Org. Unit 9000-Dept. of Parks

	<u>Title Code</u>	<u>Title</u>	<u>No. of Positions</u>	<u>Pay Range</u>
Create:	76590	Parks Safety Security Training Manager	1	Grade 15
Abolish:	05790	Training Assistant - Parks	1	

Fiscal Note:

Creation of one position of Parks Safety Security Training Manager results in a cost of \$47,156, partially offset by

savings of \$34,592 from the abolishment of one vacant position of Training Assistant - Parks. The remaining cost of \$12,564 will be absorbed within existing Parks Department salaries and wages appropriations. This fiscal note was prepared by the Department of Administration.

File No. 01-89

(Journal, February 15, 2001)

(Item 4) From Director of Public Works, requesting the abolishment of six positions of Airport Grounds Attendant and the creation of six positions of Airport Maintenance Worker-Seasonal, by recommending adoption of the following:

A RESOLUTION

WHEREAS, due to the continued growth of General Mitchell International Airport, the scope of building and grounds maintenance has increased; and

WHEREAS, the purpose of the requested positions is to assist Airport Maintenance Workers in maintaining Airport facilities, grounds and roadways to standards required by Federal, State and local laws and regulations; and

WHEREAS, this will allow the regular appointment Airport Maintenance Workers to be used for more skilled assignments and provide more experienced personnel to work on the airfield side of the Airport; and

WHEREAS, the primary duties of the Airport Maintenance Worker-Seasonal will include operating motorized vehicles and lawn maintenance equipment, including light trucks with trailers; operating small pieces of equipment; cutting and trimming grass; pruning trees and shrubs; maintaining flowerbeds; and assisting with landscaping and planting of Airport property; and

WHEREAS, in addition, Airport Maintenance Worker-Seasonal duties will include maintaining and cleaning the Airport terminal, parking structure stairways, parking areas, fence lines and outlying properties; and

WHEREAS, the request to abolish the six positions of Airport Grounds Attendant-Seasonal results from their limited job duties and the difficulty in filling these positions, due to their very low hourly rate; and

WHEREAS, the Airport Grounds Attendant-Seasonal positions

operate small pieces of grounds maintenance equipment and are allowed to drive pick-up trucks for transportation to job sites, but are not allowed to use trailers to tow equipment; and

WHEREAS, the regular appointment Airport Maintenance Workers are therefore required to drive light trucks with trailers to transport equipment to job sites; and

WHEREAS, the Committee on Finance and Audit, at its meeting on February 8, 2001, recommended (vote 7-0) the abolishment of six vacant positions for Airport Grounds Attendant-Seasonal and the creation of six positions of Airport Maintenance Worker-Seasonal, pay range 11P, effective February 18, 2001, as recommended by the Department of Administration; and

WHEREAS, the Committee on Personnel, at its meeting on February 9, 2001, recommended (vote 7-0) that the positions to be created be classified as Airport Ground Worker (Seasonal), pay range 51 (Step 1, pay range 11P) , as recommended by the Department of Human Resources, with the understanding that the Director of Labor Relations agreed to and would stipulate these positions as being part of the collective bargaining unit; now, therefore,

BE IT RESOLVED, that the following position actions are approved for the Department of Public Works - Airport Division, effective February 18, 2001:

Org. Unit 5040 - Department of Public Works-Airport Division

	<u>Title Code</u>	<u>Title</u>	<u>No. of Positions</u>	<u>Pay Range</u>
Abolish:	40690	Airport Grounds Attendant-Seasonal	6	51 (\$5.6549/hr)
Create:	40680	Airport Ground Worker (Seasonal)	6	51 (\$10.4026/hr) (Step 1, p.r. 11P)

Fiscal Note:

The Airport will use the 2001 allocation of \$17,532 for the six Airport Grounds Attendant-Seasonal abolished positions to fund the requested six Airport Ground Worker (Seasonal) positions, by limiting the number of hours worked in 2001, resulting in no tax levy increase. For 2002, the \$43,001 cost of the six Airport Ground Worker (Seasonal) positions to be created, based on the Airport's estimated use of 40 hours per

week for 16 weeks at the requested pay range of 11P, will be offset with Airport revenue, resulting in no tax levy impact. This fiscal note was prepared by the Department of Administration.

File No. 01-90
(Journal, February 15, 2001)

(Item 5) From Director of Human Services, requesting the abolishment of the following positions: one Clerk Typist 2, one Medical Records Supervisor and two Admission Representative; and the creation of one Assistant Medical Records Administrator and two Account Clerk 2 positions at the Mental Health Division, by recommending adoption of the following:

A RESOLUTION

WHEREAS, the Mental Health Division (MHD), in order to maintain its accreditation and address the requirements of various statutory review agencies, is mandated to perform quality assurance monitoring of the maintenance of medical records; and

WHEREAS, MHD intends to fill the requested position of Assistant Medical Record Administrator with a certified Medical Records professional qualified to perform this quality assurance function; and

WHEREAS, staff from MHD Admissions who interview clients also have responsibility for verifying third party payee information, while staff from Accounts Receivable have all other responsibilities relating to third party payees; and

WHEREAS, the complexity of working with third party payees continues to increase; and

WHEREAS, obtaining and processing accurate third party payee information is vital to ensure that MHD receives full reimbursement; and

WHEREAS, shifting the verification process for third party payee information from Admissions to Accounts Receivable will permit MHD to centralize all third party payee functions in one area, resulting in improved internal controls and increased reimbursement levels; and

WHEREAS, the Committee on Finance and Audit, at its meeting on February 8, 2001, recommended (vote 5-0) the abolishment of one

position of Clerk Typist 2, one position of Medical Record Supervisor and two positions of Admission Representative, and the creation of one position of Assistant Medical Record Administrator, pay range 23M, and two positions of Account Clerk 2, pay range 11, effective February 18, 2001, as recommended by the Department of Administration; and

WHEREAS, the Committee on Personnel, at its meeting on February 9, 2001, recommended (vote 7-0) that the positions to be created be classified as Assistant Medical Records Administrator MH, pay range 23M, and Account Clerk 2, pay range 11, as recommended by the Department of Human Resources; now, therefore,

BE IT RESOLVED, that the following position actions are approved for the Department of Human Services Mental Health Division, effective February 18, 2001:

Org. Unit 6300 - Department of Human Services-Mental Health Division

<u>Title Code</u>	<u>Title</u>	<u>No. of Positions</u>	<u>Pay Range</u>
Abolish:			
01000	Clerk Typist 2	1	5
52060	Medical Record Supervisor	1	14M
02280	Admission Representative	2	7A
Create:			
52120	Assistant Medical Records Administrator MH	1	23M
04000	Account Clerk 2	2	11

Fiscal Note:

The fiscal effect of abolishing one position of Clerk Typist 2 is a savings of \$23,435 for personal services and fringe benefits for the remainder of 2001 and \$28,732 for 2002. The fiscal effect of abolishing one position of Medical Record Supervisor is a savings of \$32,127 for personal services and fringe benefits for the remainder of 2001 and \$39,388 for 2002. The fiscal effect of abolishing two positions of Admission Representative is a savings of \$48,388 for personal services and fringe benefits for the remainder of 2001 and \$59,324 for 2002. Combined, the

total savings resulting from the requested abolishments equal \$103,950 in 2001 and \$127,444 in 2002.

The fiscal effect of creating one position of Assistant Medical Records Administrator MH is \$42,844 for personal services and fringe benefits for the remainder of 2001 and \$52,527 for 2002. The fiscal effect of creating two positions of Account Clerk 2 is \$58,786 for personal services and fringe benefits for the remainder of 2001 and \$72,072 for 2002. Combined, the total fiscal effect of creating the requested positions equals \$101,630 in 2001 and \$124,599 for 2002.

The net fiscal effect of the requested position actions results in a savings for personal services and fringe benefits of \$2,320 for the remainder of 2001 and \$2,845 in 2002.

This fiscal note was prepared by the Department of Administration.

File No. 01-129

(Journal, February 15, 2001)

(Item 6) From Director of Human Services, requesting abolishment of a vacant Clerk Steno 2 position and creation of a Secretarial Assistant position in the Child Welfare Division to provide confidential and advanced clerical support to the Deputy Administrator-Child Welfare and the Integrated Services Coordinator positions to ensure the efficient operation of the Child Welfare Division, by recommending adoption of the following:

A RESOLUTION

WHEREAS, the DHS Child Welfare Division recently reclassified the position of Executive Coordinator - Child Welfare to Deputy Administrator - Child Welfare, with the newly reclassified position assuming responsibility for providing direction to the Out of Home Care and Adoptions programs; and

WHEREAS in June 2000, the position of Integrated Services Coordinator was created to assist in the planning and management of the On-Going Case Management fee-for-service system; and

WHEREAS, neither of these positions have clerical support assigned to them, resulting in these administrators having to perform clerical functions in addition to their administrative duties; and

WHEREAS, the Committee on Finance and Audit, at its meeting on February 8, 2001, recommended (vote 6-0) the abolishment of

one position of Clerk Stenographer 2 and the creation of one position of Secretarial Assistant, pay range 14M, effective February 18, 2001, as recommended by the Department of Administration, with said position asterisked to be abolished when grant funds are no longer available to offset the cost of the position; and

WHEREAS, the Committee on Personnel, at its meeting on February 9, 2001, laid over this item upon the recommendation of the Director of Human Resources, who indicated the necessary information to make a recommendation regarding classification and rate of pay was not provided by the Department of Human Services; now, therefore,

BE IT RESOLVED, that the following position actions are approved for the Department of Human Services, effective February 18, 2001, with the understanding that the classification and rate of pay of the created position has yet to be determined:

Org. Unit 8000 - Department of Human Services

	<u>Title Code</u>	<u>Title</u>	<u>No. of Positions</u>	<u>Pay Range</u>
Abolish:		Clerk Stenographer 2	1	6
Create:	N/A	Secretarial Assistant	1*	14M**

*This position is asterisked and will be abolished should funding no longer be available.

**This proposed pay range has not been approved by the Department of Human Resources, Committee on Personnel and County Board. A determination is anticipated during the March Committee cycle. The fiscal note below is based on an anticipated pay range of 14M, but would be subject to change based on a final determination by the Department of Human Resources, Committee on Personnel and County Board.

Fiscal Note:

The fiscal effect of creating one position of Secretarial Assistant within the Child Welfare Division is \$32,127 for personal services and fringe benefits for the remainder of 2001 and \$39,388 in 2002, assuming a pay range of 14M. These expenditures will be partially offset by abolishing one

existing vacant position of Clerk Stenographer 2, with a savings of \$24,101 for personal services and fringe benefits for the remainder of 2001 and \$29,548 in 2002. The net result is an increase in personal services and fringe benefit expenditures of \$8,026 in 2001 and \$9,840 in 2002, which are 100% offset by revenues from the State-County Contract for Child Welfare Services. This fiscal note was prepared by the Department of Administration.

File No. 00-1
(Journal, December 16, 1999)

(Item 7)

WHEREAS, department requests for transfers within their own accounts have been received by the Department of Administration, Fiscal Affairs, and the Director finds that the best interests of Milwaukee County will be served by allowance of such transfers;

THEREFORE, BE IT RESOLVED, that the Director, Department of Administration, is hereby authorized to make the following transfers in the 2000 appropriations of the respective listed departments:

	<u>From</u>	<u>To</u>
1) <u>WP401010 Park Land Acquisition</u>		
8526 Land		\$27,246
3606 Agricultural/Land Rentals	\$27,246	

A 2000 transfer of \$27,246 is requested by the Director of Parks, Recreation and Culture to recognize revenue from agricultural lease payments to be used for the purchase of park lands in capital project WP401 - Park Land Acquisition.

Resolution File No. 94-727, adopted in September of 1994 by the County Board of Supervisors, directed that any agricultural lease revenue above \$30,000 per year be used to acquire land for future park purposes, as outlined in the Park and Open Space Plan.

Agricultural lease payments received in 2000 totaled \$57,246. The Real Estate Section of the Economic Development Division of the Department of Administration, which administers the agricultural leases and the collection of rental fees, will be transferring \$27,246 to the Parks Department according to the adopted resolution.

This appropriation transfer of \$27,246 recognizes the receipt of revenue from agricultural leases of parkland in excess of \$30,000 and increases the Parks Department's capital appropriation for land purchases by the same amount.

TRANSFER APPROVED BY COUNTY EXECUTIVE 02-05-01.
TRANSFER APPROVED BY FINANCE AND AUDIT COMMITTEE 02-08-01 (VOTE 6-0).

File No. 01-1
(Journal, December 21, 2000)

(Item 8)

WHEREAS, department requests for transfers within their own accounts have been received by the Department of Administration, Fiscal Affairs, and the Director finds that the best interests of Milwaukee County will be served by allowance of such transfers;

THEREFORE, BE IT RESOLVED, that the Director, Department of Administration, is hereby authorized to make the following transfers in the 2001 appropriations of the respective listed departments:

	<u>From</u>	<u>To</u>
1) <u>1021 County Executive's Veterans Service</u>		
8123 Purchase of Service		\$312,500
2699 Other Federal Grants and Reimbursements	\$312,500	

A 2001 transfer of \$312,500 is requested by the County Executive-Veterans Service Office to recognize receipt of revenue from a grant from the United States Department of Labor to continue the Social Development Commission's Homeless Veterans Employment and Training Services Project.

The Milwaukee County Veterans Service Office has served as the applicant agency for the Social Development Commission's Homeless Veterans Employment and Training Services Project since its inception. The department has been notified of the award of a grant in the amount of \$312,500 by the U.S. Department of Labor-Veterans' Employment and Training Service to continue the present employment and training services, as well as include other services that are designed to 1) expand access and lower barriers to direct service for under-served veteran populations; 2) increase the availability of mental/behavioral support services; 3) reinforce retention through individualized ancillary education and training services, to include computer proficiency; and 4) provide vigorous follow-along, coaching and monitoring to individuals in training and employment.

This transfer recognizes the receipt of revenue from the U.S. Department of Labor and increases the expenditure authority by the same amount for the purpose of meeting the employment and training needs of homeless and at-risk veterans.

Approval of this appropriation transfer request results in no tax levy impact.

TRANSFER APPROVED BY COUNTY EXECUTIVE 02-05-01.

TRANSFER APPROVED BY FINANCE AND AUDIT COMMITTEE 02-08-01 (VOTE 6-0).

2) <u>8000 Department of Human Services</u>		
2260 Income Maintenance Administration	\$ 333,398	\$ 446,541
2299 Other State Grants and Reimbursements	221,043	
4932 Other Private Funding		982,683
5199 Salaries and Wages	1,197,236	152,386
5312 Social Security Taxes	91,591	11,658
6050 Contract Professional Services-Short Term		50,000
6148 Professional Services-Recurring Operations	152,000	30,286
8123 Purchase of Service		563,400
8551 Machinery and Equipment-Replace (Capital)		12,000

	<u>From</u>	<u>To</u>
<u>1950 Employee Fringe Benefits</u>		
5403 Health Insurance-Major Medical, Surgery	290,685	36,999

A 2001 transfer of \$874,783 is requested by the Director of the Department of Human Services (DHS) to align the DHS Financial Assistance Division (FAD) 2001 Adopted Budget with the State/County contract. The 2001 FAD budget was prepared well in advance of the completion of contract negotiations resulting in the need for this reconciliation transfer.

This transfer reflects a net revenue decrease of \$874,783 consisting of: a revenue increase of \$221,043 in Other State Grants & Reimbursements; a revenue decrease of \$113,143 in Income Maintenance Administration revenue; and a revenue decrease of \$982,683 in Other Private Funding Revenue provided by the area Wisconsin Works (W-2) contract agencies.

The net revenue decrease of \$874,783 is 100% offset with expenditure reductions consisting of: a decrease in Personal Services expenditures of \$1,378,469; a decrease in Professional Services of \$71,714; an increase in Purchase of Services of \$563,400; and an increase in Machinery & Equipment (Replacement) expenditures of \$12,000.

Approval of this appropriation transfer request results in a zero tax levy impact.

TRANSFER APPROVED BY COUNTY EXECUTIVE 02-05-01.

TRANSFER APPROVED BY FINANCE AND AUDIT COMMITTEE 02-08-01 (VOTE 6-0).

3) <u>8000 Department of Human Services</u>		
2221 Administration 51.42 Board		\$ 78,912
2229 51.42 Board Purchase of Service	\$ 78,912	78,912
2240 CIP 1A	852,878	
2242 COP-W	438,737	
2299 Other State Grants and Reimbursements	181,189	
5199 Salaries and Wages	27,260	82,428
5312 Social Security Taxes	2,085	6,306
8123 Purchase of Service		217,349
8140 CIP-1A		789,271
8142 COP-W		393,003
8164 Purchase of Service 51.42 Board	78,912	
<u>1950 Employee Fringe Benefits</u>		
5403 Health Insurance-Major Medical, Surgery	6,815	20,607

A 2001 transfer of \$1,393,892 is requested by the Director of the Department of Human Services (DHS) to align the DHS Adult Services Division (ASD) 2001 Adopted Budget with the State/County contract. The 2001 ASD budget was prepared well in advance of the completion of contract negotiations resulting in the need for this reconciliation transfer.

This transfer reflects a net revenue increase of \$1,393,892 consisting of: a revenue decrease of \$78,912 in 51.42 Board Administration revenue; a revenue increase of \$852,878 in Community Integration Program (CIP) 1A; a revenue increase of \$438,737 in Community Options Program - Waiver (COP-W); and a revenue increase of \$181,189 in Other State Grants & Reimbursements.

The net revenue increase of \$1,393,892 is 100% offset with increased expenditures consisting of an increase in Personal Services expenditures of \$73,181 and an increase in Purchase of Services of \$1,320,711.

Approval of this appropriation transfer request results in a zero tax levy impact.

TRANSFER APPROVED BY COUNTY EXECUTIVE 02-05-01.

TRANSFER APPROVED BY FINANCE AND AUDIT COMMITTEE 02-08-01 (VOTE 6-0).

	<u>From</u>	<u>To</u>
4) <u>8000 Department of Human Services</u>		
2229 51.42 Board Purchase of Service	\$ 310,000	\$ 99,593
2299 Other State Grants and Reimbursements		220,036
2241 CIP 1B	420,424	
2243 CIP-II	1,488,081	
5199 Salaries and Wages		118,848
5312 Social Security Taxes		9,091
8123 Purchase of Service	220,036	
8143 CIP-II		1,750,853
8164 Purchase of Service 51.42 Board	99,592	310,000
<u>1950 Employee Fringe Benefits</u>		
5403 Health Insurance-Major Medical, Surgery		29,712

A 2001 transfer of \$1,898,876 is requested by the Director of the Department of Human Services (DHS) to align the DHS Adult Services Division (ASD) 2001 Adopted Budget with the State/County contract for Alcohol and Other Drug Abuse (AODA) Primary Prevention, Community Integration Program (CIP) II, CIP 1B, Foster Care Continuation, and IV Drug programs. The 2001 ASD budget was prepared well in advance of the completion of contract negotiations resulting in the need for this reconciliation transfer.

This transfer reflects a net revenue increase of \$1,898,876 consisting of: an increase of \$210,407 in 51.42 Board Purchase of Service revenue; a revenue decrease of \$220,036 in Other State Grants & Reimbursements; an increase of \$420,424 in CIP 1B revenue; and an increase of \$1,488,081 in CIP II.

The net revenue increase of \$1,898,876 is 100% offset with increased expenditure consisting of an increase in Personal Services expenditures of \$157,651 and an increase of \$1,741,225 in client services expenditures.

Approval of this appropriation transfer request results in a zero tax levy impact.

TRANSFER APPROVED BY COUNTY EXECUTIVE 02-05-01.

TRANSFER APPROVED BY FINANCE AND AUDIT COMMITTEE 02-08-01 (VOTE 6-0).

5) <u>8000 Department of Human Service</u>		
2260 Income Maintenance		\$153,004
2299 Other State Grants and Reimbursements	\$2,569,239	
5189 Direct Labor Transfer Out	209,468	
5190 Direct Labor Transfer In		209,468
5199 Salaries and Wages		16,565
5312 Social Security Taxes		1,267
5489 Fringe Benefit Transfer Out-Indirect	66,925	
5490 Fringe Benefit Transfer In-Indirect		66,925
6030 Advertising		22,233
6105 Consultant Fees-Administrative Management		123,176
6147 Professional Services (DP) Consulting Fees		87,950
6803 Auto Allowance		9,167
6999 Sundry Services		14,137
7910 Office Supplies		6,123
7973 Minor Office Equipment		7,200
7999 Sundry Materials and Supplies		20,913
8110 Payments to Patients		300,000
8117 Monetary		250,000
8121 Child Care		266,667
8123 Purchase of Service		490,000
8124 Miscellaneous Service Charge		285,373

	<u>From</u>	<u>To</u>
8129 Student-18 Year Old Aid	41,600	
8164 Purchase of Service 51.42 Board		366,667
8166 Miscellaneous		279,824
8167 Monetary-Non Reimbursable	93,568	
<u>1950 Employee Fringe Benefits</u>		
5403 Health Insurance-Major Medical, Surgery		4,141

A 2001 transfer of \$2,416,235 is requested by the Director of the Department of Human Services (DHS) to modify the 2001 Adopted Budget for the Alcohol and Other Drug Abuse (AODA) Temporary Aid to Needy Families (TANF) grant to reflect full year funding.

This transfer reflects a net revenue increase of \$2,416,235 consisting of a decrease of \$153,004 in Income Maintenance Administration revenue and an increase of \$2,569,239 in Other State Grants & Reimbursements.

The net revenue increase of \$2,416,235 is 100% offset with increased expenditures consisting of: an increase in Personal Services and Fringe Benefits expenditures of \$21,973; an increase in Services expenditures of \$256,663; an increase in Commodities expenditures of \$34,236; and an increase in Purchase of Service expenditures of \$2,103,363.

Approval of this appropriation transfer request results in a zero tax levy impact.

TRANSFER APPROVED BY COUNTY EXECUTIVE 02-05-01.

TRANSFER APPROVED BY FINANCE AND AUDIT COMMITTEE 02-08-01 (VOTE 6-0).

6) <u>9910 University of Wisconsin Extension</u>		
6999 Sundry Services		\$2,280
4999 Other Miscellaneous Revenue	\$2,280	

A 2001 transfer of \$2,280 is requested by the Assistant Director, University Extension to increase expenditure and revenue appropriations to recognize receipt of City grant funding to support the UW Extension's role in the Young Green's Entrepreneurial Project 2000.

County Board Resolution 00-720, adopted December 21, 2000, retroactively authorized the Director, University Extension to seek and accept \$2,280 in grant funding from the City Block Grant for the Young Green's Entrepreneurial Project 2000. The project was designed to assist urban children in low-income neighborhoods to gain skills in social-economic development while providing a community service. The UW Extension partnered with Project Focal Point and the Kujichagulia Lutheran Center to reach the Brochert Field and Parklawn neighborhoods. The more than 100 participants learned how to grow annual and perennial flowers, herbs and vegetables and developed a marketing strategy. The youth learned to work with adults and build a coalition to sell produce at stores and farmers markets. The partnership brought together community and university resources.

This fund transfer recognizes the receipt of City Block Grant revenue and increases expenditure authority of the University Extension Service by the same amount to cover the costs associated with the young Green's Entrepreneurial Project.

TRANSFER APPROVED BY COUNTY EXECUTIVE 02-05-01.

TRANSFER APPROVED BY FINANCE AND AUDIT COMMITTEE 02-08-01 (VOTE 6-0).

February 15)

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2001 CONTINGENCY APPROPRIATION SUMMARY

2001 Unallocated Contingency Appropriation Budget	\$ 5,500,000
Approved Transfers from Budget through February 8, 2001	\$ <u>5,500,000</u>
Unallocated Contingency Balance 02/08/2001	
Transfers Recommended by Finance & Audit Committee 02/08/2001	\$ <u>0</u>
Total Transfers Requested to Finance & Audit Committee	\$ <u>5,500,000</u>
Net Balance	

2000 CONTINGENCY APPROPRIATION SUMMARY

2000 Unallocated Contingency Appropriation Budget	\$ 4,576,194
Approved Transfers from Budget through February 8, 2001	
Legal Fees for Tobacco Industry Litigation	(500,000)
SCS of Wisconsin, Inc., Demolition of Pools Lawsuit	(110,725)
New DBE Record Keeping System	(45,000)
Acute Inpatient Census Reduction Plan	(298,030)
Legal Fees for Moss-American Contamination Litigation	(40,000)
Guardian ad Litem Adversary Counsel Fees	(625,000)
Return of Tobacco Litigation Fees (Marathon County)	30,000
Additional Return of Tobacco Litigation Fees (Marathon County)	1,314
Sheriff Inmate Medical Service Fees and Drug Expenses	(1,125,000)
Sheriff's Contract With Pyramid HIM Services	(412,420)
Additional Return of Tobacco Litigation Fees (Marathon County)	5,187
Lawsuit Against City of West Allis - Storm Water Fees	(100,000)
Guardian ad Litem and Adversary Counsel Shortfalls	(625,000)
Election Commission Presidential Shortfall	(49,245)
Unallocated Contingency Balance 02/08/2001	\$ <u>682,275</u>
Transfers Recommended by Finance & Audit Committee 02/08/2001	
Total Transfers Requested to Finance & Audit Committee	\$ <u>0</u>
Net Balance	\$ <u>682,275</u>

File No. 00-1
(Journal, December 16, 1999)

(Item 9)

WHEREAS, department requests for transfers between separate departmental accounts have been received by the Department of Administration, Fiscal Affairs, and the Director finds that the best interests of Milwaukee County will be served by allowance of such transfers;

THEREFORE, BE IT RESOLVED, that the Director, Department of Administration, is hereby authorized to make the following transfers in the 2000 appropriations of the respective listed departments:

	<u>From</u>	<u>To</u>
1) <u>1965 County Legal Fees</u>		
8405 Miscellaneous Legal Fees		\$5,000
<u>1130 Corporation Counsel</u>		
6106 Legal Fees-General	\$5,000	

A 2000 transfer of \$5,000 is requested by Corporation Counsel to continue the West Allis storm water lawsuit. Surplus appropriations are available in Legal Fees in the Corporation Counsel budget to be transferred to the Miscellaneous Legal Fees budget.

In 1997, Wisconsin Statute Section 66.076 was amended to permit local municipalities to create utilities to collect fees for storm water and surface water management. Such storm water utilities have the authority to construct, maintain and operate any plant or equipment deemed necessary for storm water management. In addition to using their general fund, property taxes, special assessments or proceeds of municipal obligations, the storm water utilities are authorized to raise revenue to finance storm water utilities through service charges.

The City of West Allis imposes a fee on all impervious surfaces that are owned by Milwaukee County within the boundaries of the City of West Allis. This fee has been in effect since April 1, 1997, and from this date through November 30, 1999, Milwaukee County paid the City of West Allis \$72,424 in storm water utility fees. It is anticipated that more municipalities may adopt ordinances for storm water utilities. If all municipalities within Milwaukee County adopted storm water utilities and imposed fees on the County's property, Milwaukee County could face fees of approximately \$1 million per year.

On November 4, 1999, the Milwaukee County Board of Supervisors adopted a storm water policy (File No. 98-712 (a)(c)) that states: "The land the County owns should be valued for its functional role in receiving and reducing storm water runoff from the surrounding developed lands. This functional role requires greater understanding, and is one of the basic reasons the County should not be burdened with local storm water utility fees that impair the County's ability to provide and maintain these undeveloped lands."

County Board File No. 00-54, adopted January 20, 2000, authorized the initiation of a lawsuit against the City of West Allis, challenging the storm water fees imposed by West Allis on Milwaukee County property lying within West Allis and attempting to recoup all fees paid, as well as to obtain a declaratory judgment as to the validity of the West Allis ordinance. An amount of \$35,000 for outside counsel was appropriated at that time, and transfers of \$25,000 and \$100,000 from the Appropriation for Contingencies were approved by the County Board on June 22, 2000 and November 2, 2000, respectively, to continue the action. In December 2000, \$30,000 in surplus funds was transferred from Corporation Counsel Personal Services to Miscellaneous Legal Fees to further continue the lawsuit.

The funds appropriated to date have been expended, and the Department is requesting \$5,000 be transferred from Corporation Counsel Legal Fees-General to Miscellaneous Legal Fees to continue the West Allis storm water lawsuit. Sufficient funds to cover the \$5,000 expenditure are available in the Corporation Counsel budget due to lower than anticipated costs for legal fees during 2000.

Approval of this transfer request will not increase tax levy.

TRANSFER APPROVED BY COUNTY EXECUTIVE 02-05-01.

TRANSFER APPROVED BY FINANCE AND AUDIT COMMITTEE 02-08-01 (VOTE 6-0).

File No. 00-1
(Journal, December 16, 1999)

(Item 10)

WHEREAS, department requests for transfers within their own accounts have been received by the Department of Administration, Fiscal Affairs, and the Director finds that the best interests of Milwaukee County will be served by allowance of such transfers;

THEREFORE, BE IT RESOLVED, that the Director, Department of Administration, is hereby authorized to make the following transfers in the 2000 appropriations of the respective listed departments:

	<u>From</u>	<u>To</u>
1) <u>1160 Information Management Services</u>		
8555 Furniture and Fixtures-New		\$200,000
8557 Computer Equipment-New (Capital)		230,600
5199 Salaries and Wages	\$400,000	
5312 Social Security Taxes	30,600	
8590 Capital Outlay Contra	430,600	
<u>1985 Capital Outlay/Depreciation Contra</u>		
8595 Budget Abatement-Cap A/C		430,600

A 2000 transfer of \$430,000 is requested by the Director, Department of Administration to provide for the planning and potential consolidation of the Information Management Services Division (IMSD) to City Campus at 27th and Wells Streets.

IMSD currently occupies County-owned space on the County Grounds on property proposed to be sold/leased to Children's Hospital of Wisconsin for future expansion. If this property is sold or leased, IMSD will have to move staff and equipment (the "server" farm for the west side of the County is located at IMSD West). It is currently anticipated that any agreement with Children's Hospital will provide funding to relocate County functions from this property.

Even if the property is not sold or leased, it is the County's intent and direction to move staff to County-owned buildings when possible. An assessment is currently being done to determine if the five story building at 27th and Wells would accommodate the potential move of the County's mainframe computer, servers and other equipment as well as County department connections to this equipment to assure functioning during an IMSD move. Some building modifications will be needed to accommodate the mainframe and an assessment will be needed to determine if workstations and furniture can be reused from existing locations.

In addition to the staff located at the County grounds, IMSD has staff and equipment located at its main location in Schlitz Park as well as in the Department of Administration - Fiscal Affairs Division offices on the 3rd floor of the Courthouse. If it is determined that the five story building at City Campus can accommodate the mainframe computer and other equipment and/or negotiations with Children's Hospital are concluded successfully, it may be desirable/necessary for the County to proceed with consolidating IMSD functions, equipment and employees. This transfer could provide a source of funding to allow a portion of this consolidation to proceed.

This transfer is being forwarded to allow the opportunity to utilize surplus 2000 funds for possible continued planning and consolidation of IMSD to the City Campus location at 27th and Wells.

No actions would be taken to expend these funds without more detailed plans and cost estimates being brought back to the County Board and the County Executive for further consideration and approval.

Surplus appropriations are available in Salaries and Wages accounts to absorb this transfer due to staff vacancies in positions IMSD was unable to fill.

DQA Modification

This transfer is recommended for approval in order to allow carryover of these funds into 2001. Expenditure of these funds will not be allowed until the County's 2000 year end surplus/deficit has been determined. If it is determined that these funds are not needed to achieve an acceptable surplus, the funds will be included in the final recommended carryover report due from the Department of Administration by April 2.

If it is determined that the funds are needed to increase the 2000 surplus or to offset a deficit, they will not be recommended for carryover into 2001 and will therefore not be available for the purposes described in this fund transfer.

TRANSFER APPROVED BY COUNTY EXECUTIVE 02-05-01.

TRANSFER APPROVED BY FINANCE AND AUDIT COMMITTEE 02-08-01 (VOTE 6-0).

File No. 01-100
(Journal, February 15, 2001)

(Item 11) From the County Treasurer, requesting authorization to enter into a professional service contract with JER Revenue Services for collection of difficult delinquent property tax accounts, by recommending adoption of the following:

A RESOLUTION

WHEREAS, the Milwaukee County Treasurer is charged by State Statute and County Ordinance to collect delinquent property taxes from the 18 suburban municipalities; and

WHEREAS, despite the best efforts of the Treasurer's office, some accounts remain uncollected for reasons that include 1) the property is too small for any building, 2) the property is suspected of

being contaminated, or 3) some other reason unique to the financial or legal situation of the owner; and

WHEREAS, uncollected delinquent property tax accounts cost Milwaukee County taxpayers approximately \$14.9 million in 2000; and

WHEREAS, the Milwaukee County Treasurer has searched for an appropriate collection company to pursue collection of difficult delinquent property tax accounts and, after contacting several such companies, received proposals from four; and

WHEREAS, the Treasurer has concluded that JER Revenue Services is best able to provide collection and other services such as assisting in brownfield development for the best price; and

WHEREAS, JER Revenue Services would require no up-front payment from Milwaukee County and would simply retain 15% of all collections, including delinquent property taxes, interest and penalties; now, therefore,

BE IT RESOLVED, that the Milwaukee County Treasurer is hereby authorized to enter into a professional services contract with JER Revenue Services for collection of difficult delinquent property tax accounts for the period of one year with the option of two one-year renewals and for a price not to exceed 15% of total collections.

Fiscal Note:

Adoption of this resolution would authorize the Milwaukee County Treasurer to enter into a contract with JER Revenue Services for collection of difficult delinquent property tax accounts. Milwaukee County's financial obligation to JER Revenue Services would be 15% of all outstanding delinquent property taxes, interest and penalties collected by the company. The County Treasurer has indicated that were the County not to enter into such a contract, it is likely that no money would be collected from these difficult accounts. Because the percentage payment provided to JER Revenue Services would come out of unbudgeted revenue, there would be no negative tax levy impact. There is potential for a significant positive tax levy impact through the County's retention of 85% of all unbudgeted collections, though the magnitude of that impact cannot be estimated at this time. The initial portfolio assigned to JER Revenue Services will range from \$3,000,000 to \$5,000,000 annually, with the number and types of accounts to be determined by the County Treasurer. A fund transfer will be required in the

future in order to allow for the recognition of the revenue and to provide expenditure authority for the cost of the contract. This fiscal note was prepared by the County Board Fiscal and Budget Analyst based on information provided by the County Treasurer and the Department of Administration.

File No. 00-460(a)(b)
(Journal, September 28, 2000)

(Item 12) An adopted resolution authorizing the creation of a work group to address general comments in the 1999 Memorandum on Internal Control and providing that the work group submit a report to the Finance and Audit Committee in February, 2001, by recommending adoption of the following:

A RESOLUTION

WHEREAS, per Chapter 57 of the Milwaukee County Code of General Ordinances, the Department of Audit contracts with an outside auditor on an annual basis to audit the County's financial statements; and

WHEREAS, as part of its audit of the general purpose financial statements of Milwaukee County for the year ended December 31, 1999, Arthur Andersen LLP prepared a Memorandum on Internal Control which contained two general recommendations, both of which were also contained in the 1998 Memorandum:

1. That the County consider establishing standard due diligence procedures to be utilized prior to entering into certain ventures with private sector or other outside entities to finance projects that the County determines to be beneficial to taxpayers;
2. That the County consider implementing a risk management program to assess and address current and long-term business risks and environmental changes that may impact the County's business;

and

WHEREAS, in its General Response to the two general comments contained in the 1999 Memorandum on Internal Control, the Department of Audit recommended that a work group be convened to address general comments in the 1999 Memorandum; and

WHEREAS, at its meeting on September 28, 2000, the County Board enacted a Resolution calling for creation of such a work group consisting of the Director, Department of Administration, and other individuals from his Department that he deems appropriate, the Director, Department of Audit, and other individuals from his Department that he deems appropriate, and the County Board Fiscal and Budget Analyst and directed the work group to submit a report to the Committee on Finance and Audit in February, 2001; and

WHEREAS, the report submitted by the work group in February 2001 indicated that a formal process of risk assessment is appropriate for business ventures entered into by Milwaukee County with private sector and other outside entities and recommended that the County Board direct DOA, County Board and Audit staff to develop administrative procedures for due diligence that address the following, as applicable, for each proposed venture:

- Cash flow projections
- Debt management
- Legal liability
- Financial reporting systems and controls
- Right-to-audit
- Project feasibility studies and market analysis
- Key factors for success/failure of the venture
- Governance structure and procedures
- Public policy impacts (e.g. Affirmative Action, Disadvantaged Business)
- Employee/labor relations impacts (including benefits)
- Environmental concerns
- Tax consequences
- Capital management (e.g. maintenance)
- Conflicts of interest/ethics
- Performance measurements

; and

WHEREAS, the report recommended that the administrative procedures be provided to the Finance and Audit Committee as an informational item for its September 20, 2001 meeting; and

WHEREAS, the report noted that the auditors' recommendations regarding business risk are not as conducive to a checklist tool and instead suggest a fundamental, strategic change in the way Milwaukee County government views risk management that goes beyond a traditional insurance-based approach and addresses noninsurance risk factors including environmental risks, process risks, information for risk decision making and risks involving intergovernmental funding; and

WHEREAS, the report recommended the creation of a Risk Management team - consisting of one representative each from the DOA Fiscal Affairs Division, DOA Risk Management Division, Department of Audit and County Board - to define, plan and recommend a strategic business risk management strategy for Milwaukee County, with a long-range goal of integrating this process into Milwaukee County's strategic business planning; now, therefore,

BE IT RESOLVED, that the Milwaukee County Board of Supervisors hereby authorizes and directs staff from the Department of Administration, County Board and Department of Audit to develop administrative procedures for due diligence to be utilized by Milwaukee County before entering into business venture with outside entities; and

BE IT FURTHER RESOLVED, that the administrative procedures shall be provided to the Finance and Audit Committee as an informational item for its September 20, 2001 meeting; and

BE IT FURTHER RESOLVED, that a Risk Management team - consisting of one representative each from the DOA Fiscal Affairs Division, DOA Risk Management Division, Department of Audit and County Board - shall be created to define, plan and recommend a strategic business risk management strategy for Milwaukee County, with a long-range goal of integrating this process into Milwaukee County's strategic business planning.

Fiscal Note:

Enactment of this resolution will result in no additional expenditures but will require the use of staff time and resources. This fiscal note was prepared by the County Board Fiscal and Budget Analyst.

File No. 01-101

(Journal, February 15, 2001)

(Item 13) From Director of Audits, submitting the 2000 Annual Report Audit Hotline and Audit Activity Related to Fraud, Waste and Abuse, dated January 2001, by recommending that the said report be received and placed on file.

File No. 01-130

(Journal, February 15, 2001)

(Item 14) Resolution by Supervisors Davis and White, modifying the composition of the Disadvantaged Business Enterprise

Task Force and Disadvantaged Business Enterprise Steering Committee to include the Director, Department of Administration; Director, Department of Public Works; and an appointee of the Director of the Department of Administration instead of three staff members from the Department of Public Works, and increasing the size of both the DBE Task Force and DBE Steering Committee by adding an additional member from the County Board of Supervisors, by recommending adoption of the following:

AN AMENDED RESOLUTION

WHEREAS, on July 22, 1999, the Milwaukee County Board of Supervisors adopted a Resolution [File No. 99-340(a)(b)] creating a 22-member Task Force to develop a plan to comply with new Federal Disadvantaged Business Enterprise (DBE) regulations; and

WHEREAS, the Task Force was to include three County Supervisors, three DPW staff members and a representative of the County Executive, as well as 15 additional members from the private sector; and

WHEREAS, the Resolution also created a Steering Committee to provide oversight to the Task Force consisting of the following members from the Task Force: the three County Supervisors, the three DPW staff members and the County Executive's representative; and

WHEREAS, the 2001 Adopted Milwaukee County Budget transferred the Disadvantaged Business Development Section from the Department of Public Works to the Department of Administration-Fiscal Affairs Division; and

WHEREAS, in light of this shift, it is appropriate to include the Director, Department of Administration, on both the DBE Task Force and the DBE Steering Committee; and

WHEREAS, because the Department of Public Works plays a critical role in achieving the County's federal DOT DBE goals, it is important that the Director of Public Works maintain his role on the Task Force and Steering Committee; and

WHEREAS, in light of these concerns, it is no longer necessary to include three representatives from the Department of Public Works on the Task Force and Steering Committee; and

WHEREAS, interest has been expressed by members of the County Board of Supervisors to provide for greater County Board

participation on the DBE Task Force and Steering Committee, and such increased participation would be valuable as the County's strategies to comply with new Federal DBE regulations are implemented; now, therefore

BE IT RESOLVED, that the composition of the Disadvantaged Business Enterprise Task Force and Disadvantaged Business Enterprise Steering Committee shall each be modified to include the Director, Department of Administration, or his/her designee; Director, Department of Public Works; and an additional member of the County Board of Supervisors instead of three staff members from the Department of Public Works; and

BE IT FURTHER RESOLVED, that technical support for the Steering Committee shall be provided by the Director of Disadvantaged Business Development and his division staff.

Fiscal Note:

Adoption of this resolution would result in no tax levy impact for Milwaukee County.

File No. 01-131
(Journal, February 15, 2001)

(Item 15) From Director, County Health Related Programs, requesting retroactive permission to submit and, if awarded, accept a cooperative grant request from the Division of County Health Related Programs, the Department on Aging and the Mental Health Division, for the "Building the New American Community" project and to discuss funding from the Department of Health and Human Services, Health Resources and Services Administration for provision of information services technology, by recommending adoption of the following:

A RESOLUTION

WHEREAS, the Division of County Health Related Programs obtained a notice of a competitive grant project from the National Conference of State Legislatures (NCSL) regarding planning grants for programs for refugee and immigrants in early January 2001; and

WHEREAS, the Director of the Division of County Health Related Programs contacted the Director of the Department on Aging and the Director of the Mental Health Division seeking their interest and cooperation in submitting a letter of interest to the NCSL for the grant; and

WHEREAS, the letter of interest was due on January 26, 2001 to be eligible for further consideration in the funding process; and

WHEREAS, each of the county agencies prepared a short overview of the project as it would be implemented by the respective agency, including the development of targeted case management, nursing and access services from the Department on Aging, development of patient educational materials for disease management from the Division of County Health Related Programs and an assessment of immigrant programming needs by the Mental Health Division; and

WHEREAS, the NCSL will select programs submitting a letter of interest for additional grant request information and a possible site visit during March 2001 at which time the three county agencies will continue to develop and respond to the NCSL grant request; and

WHEREAS, the Division of County Health Related Programs received a Community Access Program (CAP) grant from the Department of Health and Human Services, Health Resources and Services Administration (HRSA), for \$900,000 in 2000; and

WHEREAS, as part of the grant process, HRSA hosted a meeting of all 23 grantees in October to discuss the grants, the focus of the CAP and the sharing of information and requests for technical assistance from the grantees; and

WHEREAS, during this meeting CAP grantees from other communities expressed an interest in information services and technology available to address eligibility and enrollment issues; and

WHEREAS, the Division of County Health Related Programs provided a brief overview of the web-based data program which is available to County General Assistance Medical Program staff and medical providers which resulted in HRSA requesting a special demonstration of the program during a national conference call with CAP grants; and

WHEREAS, the Division of County Health Related Programs has already been contacted by the Community Action Programs in Austin, Texas, Cincinnati, Ohio and Chicago, Illinois regarding the program and from these conversations each CAP grantee requested information regarding the availability and cost of the program whether HRSA would support the development of the program for the CAP grantee agency; and

WHEREAS, a properly established program which would create a national hub for the Community Action Programs data needs could

be established that would be time and cost efficient for HRSA to fund; and

WHEREAS, one of the goals of the CAP grant is the development of infrastructure for communities and the sharing of ideas and resources between CAP grantees which increases the likelihood that HRSA would fund the project; and

WHEREAS, since the CAP is a multiple year program with increased funding available in 2001 and 2002, this program would cover all equipment needs of the project, consulting and staff time and provide indirect and overhead expenses for the Division of County Health Related Programs and the Information Management Services Division; and

WHEREAS, to protect the ownership and rights of the county's eligibility database, certain copyright documents need to be filed with federal agencies which would be used to establish the rights of the county to the programs; and

WHEREAS, County ordinances and resolutions require that authorization of the County Board of Supervisors be obtained before grants or external funding can be sought and/or accepted; and

WHEREAS, the Committee on Health and Human Needs, on February 7, 2001, and the Committee on Finance and Audit, on February 8, 2001, recommended approval (votes 6-0 and 7-0, respectively) of the Director of County Health Related Programs' request to retroactively submit and, if awarded, accept the aforementioned grant; now, therefore,

BE IT RESOLVED, that the Director of the Division of County Health Related Programs is authorized to work with the Department on Aging and the Mental Health Division and to develop and submit a grant response for the National Conference of State Legislatures "Building the New American Community" program and, if awarded funds from this grant process, to accept those funds on behalf of the County; and

BE IT FURTHER RESOLVED, that the Director of the Division of County Health Related Programs is authorized to continue discussions with the Department of Health and Human Services for the establishment of the County as an information services technical provider to HRSA and other Community Access Program grant recipients through the use and/or modification of the General Assistance Medical Program eligibility database and, if HRSA agrees, to submit and accept funds from HRSA to provide said services; and

BE IT FURTHER RESOLVED, that in order to protect the ownership and rights to the program developed by the County, copyrights and other documents establishing the parameters of ownership and use of the product would need to be filed with the proper agencies, the Division of County Health Related Programs is authorized to work with Corporation Counsel and to submit said documentation to the proper federal agencies.

Fiscal Note:

The submission of the letter of interest to the National Conference of State Legislatures for the "Building the New American Community" grant did not require any tax levy support to the Department on Aging, the Division of County Health Related Programs and the Mental Health Division. If the recommendation to submit additional grant documents for consideration of funding is authorized and if selected to submit a full grant request, the submission of a full proposal will require staff time and current resources of the agencies responding, but additional tax levy support is not required.

Authorization to pursue obtaining copyrighting of the current General Assistance Medical Program eligibility database will require staff time and resources from the Division of County Health Related Programs and Corporation Counsel. Licensing and copyright fees will be paid with existing appropriations for the Division of County Health Related Programs and, therefore, will not require additional tax levy support.

Approval of the recommendation to pursue discussions with the Department of Health and Human Services, Health Resources and Services Administration will not require any additional tax levy support.

File No. 00-400(a)(a)
(Journal, September 28, 2000)

(Item 16) An adopted ordinance relating to the provision of certain County service contracts and a mechanism to reduce labor disputes and resulting interruption of services to County residents, by recommending adoption of the following:

A RESOLUTION

WHEREAS, on September 28, 2000, the Milwaukee County Board of Supervisors adopted an Ordinance (File No. 00-400)

creating Chapter 31 of the General Ordinances of Milwaukee County, otherwise known as the "Labor Peace Ordinance"; and

WHEREAS, this Ordinance requires that each private employer that enters into a contract with Milwaukee County for the provision of human services worth \$250,000 or more agree to sign a labor peace agreement with any labor organization seeking to represent its employees; and

WHEREAS, the Metropolitan Milwaukee Association of Commerce has filed a lawsuit against Milwaukee County seeking to nullify the Labor Peace Ordinance on the grounds that it is legally invalid; and

WHEREAS, because the Corporation Counsel has issued two legal opinions indicating that the Labor Peace Ordinance would be found invalid if challenged in court, he has stated that it would be inappropriate for his office to defend the County in this litigation, and he has requested authorization to seek and retain outside legal counsel to represent Milwaukee County in defending the legal validity of the Labor Peace Ordinance; and

WHEREAS, the Corporation Counsel has indicated that \$50,000 would be an appropriate level of initial funding for legal fees associated with the County's defense of the legal validity of the Labor Peace Ordinance, though it is impossible to predict whether additional funding ultimately may be required or what the total amount of necessary funding may be; now, therefore,

BE IT RESOLVED, that Corporation Counsel is hereby authorized and directed to identify and execute a contract with outside legal counsel for a not-to-exceed amount of \$50,000 for the purpose of defending Milwaukee County in litigation challenging the legal validity of Chapter 31 of the General Ordinances of Milwaukee County, otherwise known as the "Labor Peace Ordinance"; and

BE IT FURTHER RESOLVED, that the provisions of Chapter 56.30 of the Milwaukee County Code of General Ordinances are hereby waived in regard to the execution of this contract; and

BE IT FURTHER RESOLVED, that the Corporation Counsel shall report back to the Committees on Finance and Audit and Judiciary, Safety and General Services on a regular basis regarding the status of this litigation.

Fiscal Note:

Adoption of this Resolution would authorize the

expenditure of up to \$50,000 for legal fees associated with the County's contract with outside legal counsel to defend the legal validity of the Labor Peace Ordinance. The Corporation Counsel's 2001 Budget contains \$540,000 in a Miscellaneous Legal Fees account - of which \$500,000 has been authorized for expenditure on legal fees associated with the County's lawsuit against the State of Wisconsin and tobacco companies - and \$10,000 in a Legal Fees - General account. It is assumed that funding necessary to pay the legal fees associated with the Labor Peace lawsuit would first come from these accounts, resulting in no additional tax levy impact. However, if costs associated with this lawsuit plus the tobacco litigation plus other legal needs that would require funding from either of these two accounts exceed \$550,000, then a fund transfer from an alternative source would be required. This fiscal note was prepared by the County Board Fiscal and Budget Analyst.

File No. 01-147

(Journal, February 15, 2001)

(Item 17) From Director of Disadvantaged Business Development, requesting that authority be granted to the Director of Public Works to prepare and submit a DBE Capacity Building grant application for \$300,000 to Federal Transit Administration, by recommending adoption of the following:

A RESOLUTION

WHEREAS, in May 2000, the County Board approved development of the Disadvantaged Business Enterprise (DBE) Capacity Building Program in response to the requirements of 49 CFR Part 26 of the new Federal DBE regulations; and

WHEREAS, the objectives of the new Federal DBE Program are to ensure that:

- (1) DBEs compete on a level playing field;
- (2) DBE's can compete successfully outside the DBE program;
- (3) Milwaukee County meets its DBE participation requirement by using race and gender neutral means to the maximum extent feasible;

and

WHEREAS, in order to achieve these objectives, it is critical for the County to develop a DBE Capacity Building Program, having the following goals:

- (1) Increase the number of DBEs participating in the DBE program;
- (2) Provide technical and financial assistance to DBEs;
- (3) Assist in capacity building of local DBEs;
- (4) Increase direct contractual relationship building between majority and minority firms;

and

WHEREAS, the Adopted 2001 Milwaukee County Budget appropriated \$290,000 in the Disadvantaged Business Development (DBD) budget to develop and carry out this DBE Capacity Building Program, offset with Federal Transit Administration (FTA) reimbursement and grant revenue of \$290,000; and

WHEREAS, the FTA is authorized to make grants for a program of transit projects under Section 5307 of the Federal Transit Act; and

WHEREAS, a program of transit projects which are eligible for funding under Section 5307 of the Act, and which are consistent with the estimated amount of Section 5307 funds available to Milwaukee County has been developed; and

WHEREAS, on January 31, 2001, the Transportation, Public Works and Transit Committee conducted a public hearing to add planning and development of a DBE Capacity Building Program to Milwaukee County's 2001 Program of Projects; and

WHEREAS, the Director, Department of Public Works, with the support of the Director, Department of Administration, has requested authorization to prepare and submit an application for \$300,000 to the FTA for development of the DBE Capacity Building Program; and

WHEREAS, the grant contract for FTA financial assistance will impose certain obligations upon Milwaukee County including providing a 20% local share of the project cost; now, therefore,

BE IT RESOLVED, that the Director, Department of Public Works, is hereby authorized and directed to execute and file an application on behalf of Milwaukee County and the Department of Administration with the U.S. Department of Transportation, Federal Transit Administration, for 80% reimbursement aid for financing the planning and development of a \$300,000 Local Business Devel-

opment Program pursuant to Section 5307 of the Federal Transit Act, as amended; and

BE IT FURTHER RESOLVED, that the Director, Department of Public Works, is hereby authorized to execute and file with such applications an assurance or any other document required by the U.S. Department of Transportation effectuating the purpose of Title VI of the Civil Rights Act of 1964; and

BE IT FURTHER RESOLVED, that the Director, Department of Public Works, is hereby authorized to furnish such additional information as the U.S. Department of Transportation may require in connection with the grant application for this project; and

BE IT FURTHER RESOLVED, that the Director, Department of Public Works, is hereby authorized to execute a grant agreement on behalf of Milwaukee County with the U.S. Department of Transportation for aid in the financing of this project.

Fiscal Note:

In a May 10, 2000 report from the DBE Steering Committee [File No. 99-340(a)(c)], it was estimated that the DBE Capacity Building Program would cost \$290,000. The County Board subsequently authorized proceeding with the DBE Capacity Building (Local Business Development) Program subject to funding. The 2001 Adopted County Budget provided funding of \$290,000 for the Program, offset with \$290,000 FTA reimbursement revenue. The Program is projected to require a local share of \$60,000 and Federal share of \$240,000, for a total project cost of \$300,000. It is anticipated at this time that the \$60,000 local share requirement will be provided from 2001 budgeted expenditures, which will be identified by the DBD Director and the Director, Department of Administration. This fiscal note was prepared by the Department of Administration.

The foregoing report correctly states the action taken by the said committee at a meeting held February 8, 2001.

LYNNE D. DE BRUIN
Chairperson

The question was on adoption.

SEPARATE ACTION was requested on **Items 1, 10 and 16.**

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

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

Supervisor Lutzka **SUBMITTED** the following Amendment to Item 1, File No. 01-145:

ADD a total of approximately \$5 million to the initial authorizing resolutions and combining resolution for corporate purpose general obligation bonds, series 2001A, in order to restore the amount of bonds to be issued in each category of projects to the total amount budgeted. The Department of Administration and bond counsel shall restructure the bond issue and make the necessary modifications to the bond amounts, authorizing resolutions and combining resolution to effectuate this restoration of funding. Adoption of this amendment will increase the amount of the issue of "General Obligation Corporate Purpose Bonds, Series 2001A" to approximately \$46,325,000, though that amount could be modified slightly because of the need to account for an increase in bond issuance costs due to the higher level of bonding.

Thereupon, the foregoing Amendment **FAILED OF ADOPTION** by the following vote:

AYES—Coggs-Jones, Holloway, Launstein, Lutzka, Mayo and Zielinski—6. **NOES**—Arciszewski, Bailey, Borkowski, Davis, De Bruin, Diliberti, Jasenski, Johnson, Krug, McGuigan, Nyklewicz, Podell, Quindel, Ryan, Schmitt, Weishan, White and the Chairman—18. **EXCUSED**—Aldrich—1.

DIVISION OF THE QUESTION was requested on Item 1.

SEPARATE ACTION was requested on Items 1c, 1f and 1h.

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

AYES—Arciszewski, Bailey, Borkowski, Coggs-Jones, Davis, De Bruin, Diliberti, Holloway, Jasenski, Johnson, Krug, Launstein,

Lutzka, McGuigan, Nyklewicz, Podell, Quindel, Ryan, Schmitt, Weishan, White, Zielinski and the Chairman—23. **NOES**—Mayo—1. **EXCUSED**—Aldrich—1.

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

AYES—Arciszewski, Bailey, Borkowski, Coggs-Jones, Davis, De Bruin, Diliberti, Holloway, Jasenski, Johnson, Krug, Launstein, McGuigan, Podell, Quindel, Ryan, Schmitt, Weishan, White, Zielinski and the Chairman—21. **NOES**—Lutzka, Mayo and Nyklewicz—3. **EXCUSED**—Aldrich—1.

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

AYES—Arciszewski, Bailey, Coggs-Jones, Davis, De Bruin, Diliberti, Holloway, Jasenski, Johnson, Launstein, Lutzka, Mayo, McGuigan, Podell, Ryan, Schmitt, Weishan, White, Zielinski and the Chairman—20. **NOES**—Borkowski, Krug, Nyklewicz and Quindel—4. **EXCUSED**—Aldrich—1.

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

AYES—Arciszewski, Bailey, Borkowski, Davis, De Bruin, Diliberti, Jasenski, Johnson, Krug, Launstein, McGuigan, Nyklewicz, Podell, Quindel, Ryan, Schmitt, Weishan, White, Zielinski and the Chairman—20. **NOES**—Coggs-Jones, Holloway, Lutzka and Mayo—4. **EXCUSED**—Aldrich—1.

On a motion by Supervisor Diliberti, the Board **RECESSED** to 2:00 p.m.

The Board **RECONVENED** at 2:06 p.m. this same day.

Supervisor Ordinans in the Chair.

PRESENT: Arciszewski, Borkowski, Coggs-Jones, Davis, De Bruin, Diliberti, Jasenski, Johnson, Krug, Launstein, Lutzka, Mayo, McGuigan, Nyklewicz, Quindel, Ryan, Schmitt, Weishan, White, Zielinski and the Chairman—21. **ABSENT:** Bailey, Holloway and Podell—3. **EXCUSED:** Aldrich—1.

From the Committee on Finance and Audit (continued):

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

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

Supervisor De Bruin moved to place Item 16 on file.

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

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

By Supervisor Quindel, Chairperson:

**From the Committee on Health and Human Needs,
reporting on 14 Items.**

File No. 01-85
(Journal, January 18, 2001)

(Item 1) From the Director, Veterans Service Office, requesting authorization to apply 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 2001, by recommending adoption of the following:

A RESOLUTION

WHEREAS, Wisconsin has a historic commitment to the welfare of its veterans as evidenced by the provision of a wide range of assistance to compensate for time lost and sacrifices made by our ex-servicemen and women; and

WHEREAS, this assistance is codified in State law and rules; and

WHEREAS, State law also mandates that each county is to provide a vehicle by which its veterans can be assisted in gaining their and the county's fair and just share of available State and Federal assistance; and

WHEREAS, the State of Wisconsin Department of Veterans Affairs, in an effort to help promote and enhance county efforts in

assisting veterans, offers a \$13,000 grant to the State's largest counties if minimal requirements are met; and

WHEREAS, Milwaukee County applied for and received this State grant in 1999 and in 2000; and

WHEREAS, the 2001 Adopted Budget for the Veterans Service Office includes an amount of \$13,000, equal to the amount of the maximum \$13,000 grant available in 2001; and

WHEREAS, the Director of the Veterans Service Office has requested authorization to apply to the State of Wisconsin for the County Veterans Service Officer Grant in the amount of \$13,000; and

WHEREAS, this request was considered by the Health and Human Needs Committee at its February 7, 2001 meeting, at which time, the Committee voted to recommend approval of the said request; now therefore,

BE IT RESOLVED, that the Milwaukee County Board of Supervisors hereby authorizes and directs the Director of the Veterans Service Office to apply to the State of Wisconsin for the County Veterans Service Officer Grant in the amount of \$13,000 and to accept said grant, if awarded, for 2001.

Fiscal Note:

Approval of this resolution is anticipated to result in the receipt of revenue in the amount of \$13,000, the amount of which was included in Veterans' Service Office's 2001 Adopted Budget.

File No. 01-104
(Journal, February 15, 2001)

(Item 2) From Director, Office for Persons with Disabilities, requesting authorization to expend \$1,000 from the Trust Fund to support the Christmas in May Project, by recommending adoption of the following:

A RESOLUTION

WHEREAS, the Milwaukee County Commission for Persons with Disabilities (Commission) has been established by Chapter 73 of the General Ordinances of Milwaukee County to promote independence in handicapped and disabled persons; and

WHEREAS, the Commission is empowered by Section 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 Commission has been authorized to establish a Trust Fund Account by action of the Milwaukee County Board of Supervisors (File No. 83-156) ; and

WHEREAS, funds placed into this trust account are to be used for those purposes which the Commission determines will meet its objectives; and

WHEREAS, funds in this account cannot be expended unless and until prior approval is given by the Commission; and

WHEREAS, the Commission voted unanimously at its regular monthly meeting of June 12, 2000 to support the Christmas In May Project at a level of \$1,000; and

WHEREAS, the Christmas In May Project provides much needed home repairs, upgrades, and accessibility modifications to persons who are elderly and have disabilities; and

WHEREAS, funds utilized for the \$1,000 sponsorship are to come from the Commission's Expendable Trust Fund; 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 allocate \$1,000 from the trust fund of the Commission for Persons with Disabilities to be expended for the Christmas In May Project for the purpose stated above.

Fiscal Note:

There will be no tax levy effect of this action, since funds to be expended will be private funds contained in the Commission's Trust Fund account.

File No. 01-105
(Journal, February 15, 2001)

(Item 3) Ordinance by Supervisor McGuigan, to amend Sections 1.11(c) (3) and (4) of the General Ordinances of Milwaukee County relating to the standing committees of the County Board and

their areas of jurisdiction, by recommending that the said ordinance as appearing in the Journal of Proceedings of February 15, 2001, be placed on file.

File No. 00-34(a)(f)
(Journal, December 16, 1999)

(Item 4) Reference file established by the County Board Chairman, relative to Department on Aging Contracts with Service Providers for Programs, by recommending adoption of following:

A RESOLUTION

WHEREAS, on December 16, 1999, the Milwaukee County Board of Supervisors authorized the Director, Department on Aging, to execute contracts with Transit Express, Inc. to provide Group Transportation Services, Individualized Transportation Services, and Meal Site Transportation Services for the Department's clients from January 1, 2000 through December 31, 2000 (File No. 00-34 [a][a]); and

WHEREAS, in that same resolution, the County Board also authorized the Department on Aging to execute a contract with Amera-Care Transport, Inc., to provide Nursing Home Visitation Transportation Services from January 1, 2000 through December 31, 2000; and

WHEREAS, the actual usage of specific transportation services is a function of client need, weather, and other factors which cannot be precisely known at the time contracts are awarded; and

WHEREAS, client needs for Group Transportation Services, Meal Site Transportation Services and Nursing Home Visitation Transportation Services required less funding than was awarded in 2000, while the need for Individualized Transportation Services exceeded the funding awarded; and

WHEREAS, consequently, \$31,854 remains unexpended in the Department's 2000 contracts for Group Transportation, Meal Site Transportation and Nursing Home Visitation Transportation Services, while the Department's 2000 contract to provide Individualized Transportation Services has been over-expended; and

WHEREAS, the Department on Aging is seeking authorization to adjust contract awards among these providers to reflect actual client usage of these programs in 2000; now, therefore,

BE IT RESOLVED, that the Milwaukee County Board of Supervisors hereby authorizes and directs the Director, Department on Aging, to adjust the following 2000 contract awards:

1. Decrease by \$2,670, from \$45,000 to \$42,330, the contract with Amara-Care Transport, Inc., to provide Nursing Home Visitation Transportation Services;
2. Decrease by \$5,505, from \$175,510, to \$170,005, the contract with Transit Express, Inc., to provide Group Transportation Services;
3. Decrease by \$23,679, from \$497,500 to \$473,821, the contract with Transit Express, Inc., to provide Meal Site Transportation Services; and
4. Increase by \$31,854, from \$386,243 to \$418,097, the contract with Transit Express, Inc., to provide Individualized Transportation Services.

Fiscal Note:

Approval of this resolution will not require the expenditure of any County Tax Levy not previously authorized in the Department on Aging's 2000 Adopted Budget. The resolution reallocates previously authorized funds among existing contracts.

File No. 00-34(a)(g)
(Journal, December 16, 1999)

(Item 5) 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 16, 1999, the Milwaukee County Board of Supervisors authorized the Director, Department on Aging, to execute a contract with Goodwill Industries of Southeastern Wisconsin and Metropolitan Chicago, Inc., to provide Sun Squad/Winter Watch services for the period January 1 through December 31, 2000 (File No. 00-34[a][a]); and,

WHEREAS, the Sun Squad/Winter Watch Program provides snow shoveling and lawn care services to low-income elderly and disabled homeowners throughout Milwaukee County; and,

WHEREAS, the cost of providing these services during 2000 exceeded the contract funding originally awarded by \$6,226; and,

WHEREAS, Goodwill Industries of Southeastern Wisconsin and Metropolitan Chicago, Inc., has requested an additional reimbursement of \$6,226 to cover the actual costs of providing these services during 2000; and

WHEREAS, the Department on Aging has identified funding to reimburse Goodwill Industries of Southeastern Wisconsin and Metropolitan Chicago, Inc., for these costs; now, therefore,

BE IT RESOLVED, that the Milwaukee County Board of Supervisors hereby authorizes and directs the Director, Department on Aging, to increase by \$6,226, from \$146,000 to \$152,226, the Department's 2000 contract with Goodwill Industries of Southeastern Wisconsin and Metropolitan Chicago, Inc., for the provision of Sun Squad/Winter Watch services.

Fiscal Note:

Adoption of this resolution will not require the expenditure of any County Tax Levy. Funds needed for the contract increase will be provided from the Department's 2000 Federal and State grants.

File No. 01-136
(Journal, February 15, 2001)

(Item 6) 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 adoption of the following:

A RESOLUTION

WHEREAS, the 2001 Adopted Budget for the Milwaukee County Division of County Health Related Programs included continued funding for the Milwaukee County Sports Authority, which serves as a 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 Sports Authority Board submitted recommendations regarding the operational needs and parameters of the program, as outlined in the 2000 Adopted Budget

and submitted those recommendations to the County Board of Supervisors in May 2000 for review and subsequent approval by the County Board and signature by the County Executive (File No. 00-95[a][a]) ; and

WHEREAS, these recommendations outlined the review process for funding requests, generation of recommendations to the County Board, and general disbursement of funds to organizations; and

WHEREAS, the Sports Authority Board met in January 2001 to review proposals and the staff recommendations regarding funding requests; and

WHEREAS, the following funding requests were received:

Agape Center for Educational Excellence, Inc.	\$5,000
The Al Moreland Boxing Club	\$15,000
Athletes for Youth, Inc.	\$5,000
Boys & Girls Clubs of Greater Milwaukee	\$15,000
Catholic West Eagles Athletic Association	\$8,100
COA Youth & Family Centers	\$4,000
College Prep Leadership - Camp Matawa Experience	\$10,000
Community Outreach for Academic & Athletic Achievement	\$10,500
D.W. Wildcats Youth Development, Inc.	\$10,000
Girl Scouts of Milwaukee Area, Inc.	\$15,000
Hooper's Club, Inc.	\$6,500
Journey House, Inc.	\$15,000
The Marquette Academic Tennis Leadership	\$12,500
Marquette - Meet the Wilderness Excursion	\$9,200
Merrill Park Neighborhood Association	\$5,500
Milwaukee Baseball School and All Sports Academy	\$12,000
MPS-Hamilton High School	\$26,525
Neighborhood Involved Children Operation Plan	\$15,000
New Horizons Center After School Athletic Program	\$5,000
N. O. R. I, Inc.	\$2,900
Northeast Milwaukee Little League	\$10,000
Opportunities Industrialization Center of Greater Milwaukee	\$15,000
Urban Ecology Center, Inc.	\$5,000
Warning! Allstar Rasslin' Club	\$5,700

; and

WHEREAS, the Sports Authority has reviewed and discussed staff recommendations; and

WHEREAS, the Sports Authority has recommended funding for the following agencies:

D.W. Wildcats Youth Development	\$5,000
Girl Scouts of Milwaukee Area, Inc.	\$10,000
Hooper's Club, Inc.	\$6,500
Journey House, Inc.	\$12,000
Milwaukee Baseball School and All Sports Academy	\$10,000
New Horizons Center After School Athletic Program	\$3,500
Northeast Milwaukee Little League	\$7,000
Opportunities Industrialization Center of Greater Milwaukee	\$10,000
Urban Ecology Center, Inc.	\$5,000

; now, therefore,

BE IT RESOLVED, that the Milwaukee County Board of Supervisors hereby approves and authorizes the Director of County Health Programs to distribute Sports Authority funding to the following organizations:

D.W. Wildcats Youth Development	\$5,000
Girl Scouts of Milwaukee Area, Inc.	\$10,000
Hooper's Club, Inc.	\$6,500
Journey House, Inc.	\$12,000
Milwaukee Baseball School and All Sports Academy	\$10,000
New Horizons Center After School Athletic Program	\$3,500
Northeast Milwaukee Little League	\$7,000
Opportunities Industrialization Center of Greater Milwaukee	\$10,000
Urban Ecology Center, Inc.	\$5,000

Fiscal Note:

The 2001 Adopted Budget includes \$200,000 for the Milwaukee County Sports Authority. There will be no additional tax levy impact to the County from this action. This fiscal note was prepared by the Division of County Health Related Programs.

File No. 01-137
(Journal, February 15, 2001)

(Item 7) From Director, Department of Human Services, requesting authorization and approval for the Mental Health Division to enter into a fourth-year contract with the State of Wisconsin - Division of Children and Family Services to provide the Safety

Service Program in Sites 2 and 5 of the Bureau of Milwaukee Child Welfare (BMCW) in the amount of \$4,626,796, by recommending adoption of the following:

A RESOLUTION

WHEREAS, Section 56.06 of the Milwaukee County Code of Ordinances requires that the Standing Committees and County Board of Supervisors approve the application for and acceptance of State and Federal funds to implement programs; and

WHEREAS, the Milwaukee County Human Services Department - Mental Health Division was awarded the Safety Service Contract in Sites 2 and 5 of the Bureau of Milwaukee Child Welfare to serve intact families, where there has been a substantiated allegation of child maltreatment; and

WHEREAS, the Mental Health Division has effectively developed, implemented, and managed the Safety Services Program in Sites 2 and 5; and

WHEREAS, the State Division of Children and Family Services desires to enter into another contract with the Mental Health Division to provide these services in 2001; now, therefore,

BE IT RESOLVED, that the Milwaukee County Board of Supervisors hereby authorizes and directs the Director of the Mental Health Division to enter into a contract with the Department of Health and Family Services in the amount of \$4,626,796 to provide safety services to families in Sites 2 and 5 of the Bureau of Milwaukee Child Welfare for the period of January 1, 2001 through December 31, 2001.

Fiscal Note:

The \$4,626,796 in Safety Service monies is made up entirely of State revenue, the amount of which has been included in the Mental Health Division's 2001 Adopted Budget. No County tax levy funding is required for this program.

File No. 01-32(a)(b)
(Journal, December 21, 2000)

(Item 8) Reference file established by the County Board Chairman, relative to State Social Services/Mental Health Contract with the Department of Health and Family Services (DHFS), by recommending adoption of the following:

A RESOLUTION

WHEREAS, the State of Wisconsin has made available General Purpose Revenue/Medicaid Funds to fund infrastructure enhancements in managed care demonstration sites; and

WHEREAS, the State of Wisconsin Department of Health and Family Services has awarded a portion of these funds to Milwaukee County in the amount of \$120,000, through Addendum Number 01-42 to the CY 2001 State/County Contract entitled "Mental Health/Alcohol or Other Drug Abuse Managed Care Demonstration Project - Use of General Purpose Revenue/Medicaid Funds"; and

WHEREAS, the Milwaukee County Mental Health Division utilizes these funds to develop improved data systems; now, therefore,

BE IT RESOLVED, that the Milwaukee County Board of Supervisors hereby authorizes and directs the Director of the Department of Human Services to sign Addendum Number 01-42 to the CY 2001 State/County Contract entitled "Mental Health/Alcohol or Other Drug Abuse Managed Care Demonstration Project - Use of General Purpose Revenue/Medicaid Funds."

Fiscal Note:

Adoption of this resolution will not require an expenditure of tax levy funds. General Purpose Revenue/Medicaid funding of \$120,000 is contained in the MHD's 2001 Adopted Budget.

File No. 00-637(a)(a)
(Journal, February 15, 2001)

(Item 9) From the Director, Department of Human Services, requesting authorization to amend the 2001 Contract with the State Department of Administration by \$697,146 to a new contract amount of \$2,698,930, in order to accept additional funding available from the State for the operation of the Low Income Home Energy Assistance Program for the period October 1, 2000 through September 30, 2001, by recommending adoption of the following:

A RESOLUTION

WHEREAS, Section 16.385 of the Wisconsin State Statutes governs the operation of the Low Income Home Energy Assistance Program and Section 46.215 requires Milwaukee County to provide Energy Assistance services to county residents; and

WHEREAS, the State has provided a contract for the operation of Low Income Home Energy Assistance for the period of October 1, 2000 through September 30, 2001; and

WHEREAS, the State has now amended the 2001 contract to provide an additional \$697,146 for client crisis services; now therefore,

BE IT RESOLVED, that the Milwaukee County Board of Supervisors hereby authorizes and directs the Director of the Department of Human Services to increase the 2001 contract with the State Department of Administration (DOA), for the operation of the Low Income Home Energy Assistance Program, by \$697,146, to a new contract amount of \$2,698,930, in order to accept additional funding available from the State.

Fiscal Note:

The State of Wisconsin Department of Administration will fund the budgeted costs, for the period October 1, 2000 to September 30, 2001, for the operation of the Energy Assistance Program. No tax levy funding will be required.

File No. 01-138
(Journal, February 15, 2001)

(Item 10) From the Director, Department of Human Services, requesting authorization to enter into a Professional Services Contract with The Management Group (TMG), in the amount of \$93,200, to develop a Single Coordinated Care Plan for consumers with substance abuse problems participating in multi-systems and with the Planning Council for Health and Human Services, in the amount of \$26,300, to conduct cross systems training workshops for individuals involved with families in multi-systems who have substance abuse problems, for the period of January 1, 2001 through December 31, 2001, by recommending adoption of the following:

A RESOLUTION

WHEREAS, the Adult Services Division must submit for review and approval to the County Board and County Executive all professional service contracts in excess of \$20,000; and

WHEREAS, the Adult Services Division has recommended entering into professional service contracts to support activities associated with implementation of the AODA TANF Grant and the Family Services Initiative; and

WHEREAS, the Adult Services Division has funds available in the AODA/TANF Grant to purchase professional services in the "Best Practice and Training" area; now, therefore,

BE IT RESOLVED, that the Milwaukee County Board of Supervisors hereby authorizes and directs the Director of the Department of Human Services to enter into the following professional service contracts for the period January 1, 2001 through December 31, 2001:

<u>Contractor</u>	<u>Service</u>	<u>2001 Contract</u>
The Management Group	Development of a single coordinated case plan utilized by multi-systems serving families with AODA issues	\$93,200
The Planning Council of Health & Human Services	Conduct case system training workshops	\$26,300

Fiscal Note:

Adoption of this resolution will result in an increase of CY 2001 expenditures and corresponding equal revenue offset in the AODA/ TANF Grant with no tax levy effect.

File No. 01-139
(Journal, February 15, 2001)

(Item 11) From Director, Department of Human Services, requesting authorization to enter into a professional service contract with E jj Olson and Associates for the period of January 1, 2001 through August 31, 2001, for the purpose of conducting a comprehensive three to five year long-range plan for the Adult Services Division (ASD) focusing on children and adults with developmental and physical disabilities under the age of 60, by recommending adoption of the following:

A RESOLUTION

WHEREAS, the Department of Human Services - Adult Services Division has identified the need to develop a comprehensive long-range plan in Milwaukee County for persons with disabilities who are under the age of 60; and

WHEREAS, the Adult Services Division has allocated \$100,000 in its 2001 Adopted Budget for this purpose and developed a Request

for Proposals (RFP), soliciting organizations to assist with this effort; and

WHEREAS, E jj Olson & Associates responded to the RFP and has expertise to complete the plan and to deliver the products identified in the RFP; and

WHEREAS, the Adult Services Division, in conjunction with community representatives, reviewed the proposal submitted by E jj Olson & Associates and recommends that this vendor be awarded a contract to develop the plan; now, therefore,

BE IT RESOLVED, that the Milwaukee County Board of Supervisors hereby authorizes and directs the Director of the Department of Human Services to enter into a Professional Services contract with E jj Olson & Associates in the amount of \$100,000 for the period of January 1, 2001 through August 31, 2001 for the purpose of developing a comprehensive long-range plan in the Milwaukee County community for persons with disabilities who are under the age of 60.

Fiscal Note:

Adoption of this resolution will have no fiscal effect because the \$100,000 appropriation for this purpose is contained in the Adult Services Division's 2001 Adopted Budget.

File No. 01-35(a)(b)
(Journal, December 21, 2000)

(Item 12) Reference file established by the County Board Chairman, relative to Purchase of Human Service Contracts with the Adult Services Division, by recommending adoption of the following:

A RESOLUTION

WHEREAS, the Milwaukee County Department of Human Services - Adult Services Division developed a Request for Proposals and recommended two new vendors - Anew Health Care Services and M. L. Tharps & Associates - to replace Coleman and Williams, Ltd. as the provider of fiscal agent services in CY 2001; and

WHEREAS, "fiscal agent services" is a program under which an agent develops and implements a payent system, funded with long-term support funds, for providers of supportive home care services; and

WHEREAS, the Division's recommendation was approved by the County Board of Supervisors in December, 2000; and

WHEREAS, because of the change in fiscal agents, individual supportive home care service providers, who previously worked with Coleman and Williams in 2000, need to be transitioned to the two new vendors for CY 2001; and

WHEREAS, the Milwaukee County Adult Services Division has determined, in order to ensure an orderly transition, that Coleman and Williams should be retained through March 31, 2001 and that the new vendors should assume responsibility for fiscal agent services, effective April 1, 2001; and

WHEREAS, Milwaukee County's Adult Services Division has sufficient funds in its 2001 budget to provide for the provision of fiscal agent services in 2001 utilizing the proposed three month transition plan described above; and

WHEREAS, funding and a new contract to provide for the continuation of Coleman and Williams as the fiscal agent for the first three months of 2001 is required to enable the 360 existing in-home providers to be transitioned to the two new fiscal agent vendors; and

WHEREAS, because Coleman and Williams' monthly payroll for the 360 in-home providers averages \$330,000, the Adult Services Division has requested the authority to enter into a three month 2001 contract with Coleman and Williams for the amount of \$1,000,000; now, therefore,

BE IT RESOLVED, that the Milwaukee County Board of Supervisors hereby authorizes and directs the Director of the Department of Human Services to enter into retroactive three month 2001 contract with Coleman and Williams, Ltd., in the amount of \$1,000,000, for the period of January 1, 2001 through March 31, 2001, to provide fiscal agent services to supportive home care providers during the transition to two new 2001 fiscal agent vendors; and

BE IT FURTHER RESOLVED, that the Director of the Department of Administration is hereby authorized and directed to make the appropriate payments to Coleman and Williams, Ltd. for fiscal services provided prior to the date of enactment of this Resolution.

Fiscal Note:

Adoption of this resolution would authorize the Director of the Department of Human Services to enter into a three

month, \$1 million contract with Coleman and Williams, Ltd. for the provision of fiscal agent services to supportive home care providers for the period of January 1, 2001 through March 31, 2001. Contracts with two new vendors to provide these services would be delayed, from the original start date of January 1, 2001 to a revised start date of April 1, 2001. Approximately \$974,000 of the \$1 million contract amount, provided by the State of Wisconsin, will be for payment to in-home providers of supportive home care services. The remaining \$26,000 allocation represents an administrative fee retained by Coleman and Williams. Adoption of this resolution will have no tax levy impact, as the funding provided to Coleman and Williams will replace funding which would have been provided to the two new vendors for the first three months of 2001. Sufficient funds are contained in the ASD's 2001 Adopted Budget for this purpose. This fiscal note was prepared by the County Board Fiscal and Budget Analyst, based on information provided by the DHS - Adult Services Division.

File No. 01-35(a)(c)
(Journal, December 21, 2000)

(Item 13) Reference file established by the County Board Chairperson, relative to Purchase of Service Contracts with the Adult Services Division, by recommending adoption of the following:

A RESOLUTION

WHEREAS, the State Department of Health and Family Services, Bureau of Substance Abuse, has given the Department of Human Services' Adult Services Division \$310,000 in earmarked funding, in the CY 2001 State/County contract, for assistance for intravenous (IV) drug users; and

WHEREAS, the State Bureau of Substance Abuse has earmarked those funds for the AIDS Resource Center of Wisconsin, Inc. (ARCW) to continue outreach activities to IV-drug users in Milwaukee's Central City; and

WHEREAS, the Adult Services Division currently has subcontracted with the ARCW for an amount of \$75,000, for the purpose of conducting IV-drug outreach activities; and

WHEREAS, the Adult Services Division is able to utilize these additional funds to continue outreach efforts in Milwaukee County through an increased contract with the ARCW; now, therefore,

BE IT RESOLVED, that the Milwaukee County Board of Supervisors hereby authorizes and directs the Director of the Department of Human Services to increase the purchase of service contract with the AIDS Resource Center of Wisconsin, Inc., in the amount of \$310,000, for the period of January 1, 2001 through December 31, 2001 for the purpose of continuing outreach efforts to IV-drug users in the Central City area of Milwaukee.

Fiscal Note:

Adoption of this resolution will result in increased CY 2001 expenditures of \$310,000, offset by an amount of revenue, resulting in no tax levy effect.

File No. 01-35(a)(d)
(Journal, December 21, 2000)

(Item 14) Reference file established by the County Board Chairman, relative to Purchase of Human Service Contracts with Adult Services, by recommending adoption of the following:

A RESOLUTION

WHEREAS, in January 2001, the Department of Human Services - Adult Services' Division entered into a Purchase of Service contract with Wisconsin Correctional Service (WCS) for \$190,000 to operate a service access and prevention program for persons incarcerated in the Criminal Justice Facility and House of Correction; and

WHEREAS, WCS has indicated to the Adult Services Division that increased funding for AODA treatment has resulted in an increased volume of referrals for screening, treatment, and paperwork, required by the AODA Temporary Assistance to Needy Families (TANF) program; and

WHEREAS, WCS has also indicated that additional staff and resources are needed to manage the increased amount of work related to the increased volume of clients and paperwork; and

WHEREAS, the Adult Services Division has recognized the need for additional staff support at WCS to handle the workload; and

WHEREAS, the Adult Services Division has funding budgeted in the TANF grant to assist Central Intake Units, such as WCS, in meeting additional workload requirements associated with implementation of the TANF grant; now, therefore,

BE IT RESOLVED, that the Milwaukee County Board of Supervisors hereby authorizes and directs the Director of the Department of Human Services to increase the Purchase of Service Contract with Wisconsin Correctional Service (WCS), in the amount of \$32,178 and for the period of January 1, 2001 through December 31, 2001, for the purpose of assisting with additional workload requirements resulting from an increased volume of referrals for screening, treatment, and paperwork associated with the implementation of the TANF Grant assisting Central Intake Units.

Fiscal Note:

Adoption of this resolution will result in an increase of CY 2001 expenditures and an equal increase in offsetting revenues in the AODA TANF Grant, resulting in no tax levy impact.

The foregoing report correctly states the action taken by the said committee at a meeting held February 7, 2001.

ROGER QUINDEL
Chairperson

The question was on adoption.

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

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

By the Committee on Judiciary, Safety and General Services - 2 Items.

File No. 01-132

(Item 1) WHEREAS, South Milwaukee Savings Bank, now known as PyraMax Bank (hereinafter "the Bank") obtained a judgment in its favor against John Rooney Jr. in the amount of \$304,105.91 on September 26, 1994 and the Bank claimed that the clerk of circuit court failed to docket that judgment at the proper time as required by section 806.10(3), Wis. Stats., the judgment having been entered at approximately 3:30 p.m. on September 26,

1994, but not being docketed until 9:01 a.m. on September 27, 1994; and

WHEREAS, Mr. Rooney had earlier signed a deed conveying his one-half interest in two properties to his wife, Theresa Rooney, and Mrs. Rooney recorded those deeds on September 26, 1997 at 4:30 p.m. in the Register of Deeds office; and

WHEREAS, Mrs. Rooney was later able to and did mortgage those properties to Wauwatosa Savings Bank because the docketed judgment was not a lien against them given that the judgment was against Mr. Rooney only and was docketed after the transfer of the properties to Mrs. Rooney was recorded; and

WHEREAS, as a result of the mortgage transfer to Wauwatosa Savings Bank, South Milwaukee Savings Bank was no longer able to collect its judgment from those two properties that were valued at \$115,000.00; and

WHEREAS, the Bank submitted a claim against the clerk on June 20, 1996 and subsequently filed a suit in the circuit court against the clerk, Case No. 97-CV-2205; and

WHEREAS, in an appeal of this matter, the Wisconsin Supreme Court ruled that the clerk's office failed to docket the judgment at the proper time because the clerk's office did not docket the judgment immediately upon its entry and therefore violated its duties under section 806.10(3), Wis. Stats. ; and

WHEREAS, section 806.10(3) entitles the Bank to treble damages against the clerk and that on December 22, 1999 the Bank filed an offer of judgment in the amount of \$300,000.00 that will entitle it to twelve percent interest from that date if it recovers more than that amount and the Bank may be entitled to interest at the rate of five percent from June 20, 1996 to December 22, 1999; and

WHEREAS, the clerk claims that the Bank failed to act appropriately in its collection efforts against Mr. and Mrs. Rooney and therefore may not be entitled to recover all or part of its claim for \$345,000.00 (\$115,000.00 trebled) and that those claims are yet to be resolved in the litigation; and

WHEREAS, Corporation Counsel recommends an effort be made to settle this matter, but believes that the offer of judgment of \$300,000.00 is excessive; now, therefore,

BE IT RESOLVED, that the Corporation Counsel is hereby authorized and directed to file an offer of judgment in the matter of

South Milwaukee Savings Bank v. Barrett et al, Case No. 97-CV-2205 in the amount of \$250,000.00, including costs, interest and attorney's fees.

Fiscal Note:

Approval of this resolution will result in a charge of \$250,000.00 to a proper account to be determined by the Department of Administration if the offer is accepted by the Bank.

File No. 01-133

(Item 2) WHEREAS, Daphne Moutry-Allen filed a discrimination complaint against Milwaukee County alleging discrimination based upon her sex arising out of a mandatory clothing requirement adopted by the Office of the Medical Examiner; and

WHEREAS, this matter has proceeded through five days of hearing with the potential for three additional days of hearing together with additional litigation costs and expenses; and

WHEREAS, the negotiations between the parties have resulted in a settlement agreement under which Daphne Moutry-Allen will receive \$25,000.00 in full and final settlement of any and all claims she may have against Milwaukee County and further that the pending claims (ERD Case No.199900621; EEOC Charge No. 26G990776) will be resolved; and

WHEREAS, said agreement will resolve all claims for damages, attorney's fees and costs; and

WHEREAS, retained outside counsel, Lindner & Marsack, S.C., by James R. Scott, recommends such payment; and

WHEREAS, the Committee on Judiciary, Safety and General Services, on February 1, 2001, recommended approval of the settlement agreement (Vote 4-1) ; now, therefore

BE IT RESOLVED, that the Milwaukee County Treasurer is hereby authorized and directed to pay to Daphne Moutry-Allen \$25,000.00 in full satisfaction of any and all claims, including all expenses, costs, attorney's fees and damages alleged to have been sustained by Daphne Moutry-Allen, and upon payment of said \$25,000.00, Daphne Moutry-Allen agrees to the dismissal with prejudice of the discrimination complaint filed in ERD Case No.199900621 and EEOC Charge No. 26G990776.

Fiscal Note:

Approval of this resolution will result in \$25,000.00 being applied towards the County's deductible with the Wisconsin County Mutual Insurance Corporation.

The foregoing resolutions correctly state the action taken by the said committee at a meeting held February 1, 2001.

DAVID JASENSKI
Chairperson

Supervisor Jasenski **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 on adoption.

SEPARATE ACTION was requested.

Supervisor Jasenski **SUBMITTED the following Amendment to Item 1, File No. 01-132:**

DELETE the last **WHEREAS** clause and the **BE IT RESOLVED** clause and instead, **INSERT** the following:

"**WHEREAS**, Corporation Counsel recommends settlement of this litigation in the amount of \$275,000.00; now, therefore,

"**BE IT RESOLVED**, that the Milwaukee County Treasurer pay PyraMax Bank the sum of \$275,000 in full settlement of any and all claims arising out of the matter set forth above and dismissal of the pending court action in exchange for a full release."

The fiscal note is amended by **DELETING** the figure of "\$250,000.00" and instead, **INSERT** the figure of "\$275,000.00" consistent with the above language and figure changes.

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

AYES—Arciszewski, Bailey, Borkowski, Coggs-Jones, De Bruin, Diliberti, Holloway, Jasenski, Johnson, Lutzka, Mayo, McGuigan, Nyklewicz, Podell, Ryan, Schmitt, Weishan, White, Zielinski and the Chairman—20. **NOES**—Davis, Krug, Launstein and Quindel—4. **EXCUSED**—Aldrich—1.

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

AYES—Arciszewski, Bailey, Borkowski, Coggs-Jones, De Bruin, Diliberti, Holloway, Jasenski, Johnson, Lutzka, Mayo, McGuigan, Nyklewicz, Podell, Ryan, Schmitt, Weishan, White, Zielinski and the Chairman—20. **NOES**—Davis, Krug, Launstein and Quindel—4. **EXCUSED**—Aldrich—1.

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

AYES—Arciszewski, Bailey, Coggs-Jones, De Bruin, Diliberti, Holloway, Jasenski, Johnson, Krug, Mayo, McGuigan, Nyklewicz, Podell, Quindell, Schmitt, Weishan, White and the Chairman—18. **NOES**—Borkowski, Davis, Launstein, Lutzka, Ryan and Zielinski—6. **EXCUSED**—Aldrich—1.

By Supervisor Jasenski, Chairman:

From the Committee on Judiciary, Safety and General Services, reporting on 2 Items.

File No. 01-105
(Journal, February 15, 2001)

(Item 1) An ordinance by Supervisor McGuigan to amend Sections 1.11(a)(c) (3) and (4) of the General Ordinances of Milwaukee County relating to the standing committees of the County Board and their areas of jurisdiction, by recommending rejection of the said ordinance as appearing in the Journal of Proceedings of February 15, 2001.

File No. 99-46(a)(e)
(Journal, February 15, 2001)

(Item 2) From Manager, IMSD, requesting approval of an intergovernmental agreement with the City of St. Francis permitting access to Milwaukee County's 800 MHz trunked radio system for an initial ten-year period and successive ten-year periods thereafter, by recommending adoption of the following:

A RESOLUTION

WHEREAS, Milwaukee County (COUNTY) now owns and operates an 800 MHz trunked two-way radio system infrastructure providing County-wide coverage; and

WHEREAS, COUNTY would benefit immediately for purposes of Federal Communications Commission (FCC) licensing by having the added subscriber unit count resulting from City of St. Francis participation; and

WHEREAS, it is to the mutual benefit of COUNTY and the agencies defined herein to share the existing trunked radio system network and make most efficient use possible of scarce radio frequencies; and

WHEREAS, the municipality defined herein has a critical immediate need for improved two-way radio communications for safety and security purposes which may be met by shared use of the COUNTY trunked radio system; and

WHEREAS, public safety, delivery of critical services and disaster coordination are improved by cooperative participation of the parties on COUNTY's trunked radio system; and

WHEREAS, COUNTY has established the trunked radio system to initially serve its own two-way radio communications needs and recognizes additional County-wide public safety purposes; now, therefore,

BE IT RESOLVED, that in recognition of the mutual benefits arising from shared use of the trunked radio system, the County Executive and County Clerk are authorized to enter into an intergovernmental agreement between Milwaukee County and the City of St. Francis, contained herein in File No. 99-46, permitting access to Milwaukee County's 800 MHz trunked radio system for an initial ten-year period, and for successive ten-year periods thereafter.

Fiscal Note:

Adoption of this resolution will have no tax levy impact on Milwaukee County, but will require a minimal expenditure of staff time. This fiscal note was prepared by the Information Management Services Division Manager.

The foregoing report correctly states the action taken by the said committee at a meeting held February 1, 2001.

DAVID JASENSKI
Chairperson

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

The Chair **DECLARED Item 1 MOOT** due to the adoption of Item 16 from the Committee on Health and Human Needs.

By Supervisor Aldrich, Chairperson:

From the Committee on Parks, Energy and Environment, reporting on 5 Items.

File No. 01-123
(Journal, February 15, 2001)

(Item 1) From the Director, Department of Parks, Recreation and Culture, recommending that Ellen's Prestige Catering be awarded the catering and bar contract for the Harbor Lights Room of the Downtown Transit Center for one year, effective 1/1/2002, with an option for four additional one-year renewals, by recommending adoption of the following:

A RESOLUTION

WHEREAS, the Department of Parks, Recreation and Culture requested proposals for the catering and bar service at the Harbor Lights Room of the Downtown Transit Center; and

WHEREAS, the Department received three proposals for the catering and bar service at the Harbor Lights Room and judged each

of them based on their menu prices, staffing, marketing support, proposed sales and commission offered to the County; and

WHEREAS, the Department deemed Ellen's Prestige Catering as the business that can provide the best service to the public and the County; and

WHEREAS, Ellen's Catering proposed that 21% of sales be paid to the Department with a minimum guaranteed commission of \$60,000 annually; and

WHEREAS, the Attorney General has opined that the Harbor Lights Room of the Downtown Transit Center falls within the definition of a "public facility", as defined in section 125.51 (5) (b) of the Wisconsin Statutes and that the County can apply to the State Department of Revenue for a permit for a concessionaire to sell alcoholic beverages; and

WHEREAS, the Department of Parks, Recreation and Culture is recommending that the County Board of Supervisors approve an agreement with Ellen's Prestige Catering for the catering and bar contract for the Harbor Lights Room of the Downtown Transit Center for one year, commencing on January 1, 2002 with four one-year renewal options, upon mutual consent; and

WHEREAS, on February 6, 2000 the Committee on Parks, Energy and Environment voted 7-0 to recommend that the said request be approved; now, therefore,

BE IT RESOLVED, that the County Board of Supervisors does hereby approve and authorize the Director of the Department of Parks, Recreation and Culture to execute an agreement with Ellen's Prestige Catering for the catering and bar contract for the Harbor Lights Room of the Downtown Transit Center for one year, commencing on January 1, 2002, with four one-year renewal options, upon mutual consent; and

BE IT FURTHER RESOLVED, that the Chairperson of the County Board and the County Clerk are hereby authorized to apply to the Wisconsin Secretary of Revenue for the issuance of the retail "Class B" intoxicating liquor permit under S. 125.51 (5) (b)2, Wis. Stats., to take effect January 1, 2002, such permit to be issued in the name of Jim Zilli, as agent for Ellen's Prestige Catering, the catering and bar service at the Harbor Lights Room of the Downtown Transit Center, with said permit to be transmitted by the Department of Revenue to the City of Milwaukee.

Fiscal Note:

The subject resolution, if adopted, will not require an appropriation, but will result in a minimum of \$60,000 in revenue in 2002. This fiscal note is based upon information provided by the Department of Parks, Recreation and Culture staff.

File No. 01-124
(Journal, February 15, 2001)

(Item 2) From the Director, Department of Parks, Recreation and Culture, recommending that Ellen's Prestige Catering be awarded the bar contract for the Mitchell Park Horticultural Conservatory for one year, effective 1/1/2002, with an option for four additional one-year renewals, by recommending adoption of the following:

A RESOLUTION

WHEREAS, the Department of Parks, Recreation and Culture requested proposals for the bar service at the Mitchell Park Horticultural Conservatory; and

WHEREAS, the Department received four proposals for the bar service at the Mitchell Park Horticultural Conservatory and judged each of them based on their menu prices, staffing, marketing support, proposed sales and commission offered to the County; and

WHEREAS, the Department deemed Ellen's Prestige Catering as the business that can provide the best service to the public and the County; and

WHEREAS, Ellen's Catering proposed 30% of the bar sales paid to the Parks Department with a minimum guaranteed commission of \$24,000; and

WHEREAS, the Attorney General has opined that the Mitchell Park Horticultural Conservatory falls within the definition of a "public facility", as defined in section 125.51 (5) (b) of the Wisconsin Statutes and that the County can apply to the State Department of Revenue for a permit for a concessionaire to sell alcoholic beverages; and

WHEREAS, the Department is recommending that the County Board of Supervisors approve an agreement with Ellen's Prestige Catering for the bar contract for the Mitchell Park Horticultural

Conservatory for one year, commencing on January 1, 2002 with four one-year renewal options, upon mutual consent; and

WHEREAS, on February 6, 2000 the Committee on Parks, Energy and Environment voted 7-0 to recommend that the said request be approved; now, therefore,

BE IT RESOLVED, that the County Board of Supervisors does hereby approve and authorize the Director of the Department of Parks, Recreation and Culture to execute an agreement with Ellen's Prestige Catering for the bar service for the Mitchell Park Horticultural Conservatory for one year, commencing on January 1, 2002, with four one-year renewal options, upon mutual consent; and

BE IT FURTHER RESOLVED, that the Chairperson of the County Board and the County Clerk are hereby authorized to apply to the Wisconsin Secretary of Revenue for the issuance of the retail "Class B" intoxicating liquor permit under S. 125.51 (5) (b)2, Wis. Stats., to take effect January 1, 2002, such permit to be issued in the name of Jim Zilli, as agent for Ellen's Prestige Catering, the bar service at the Mitchell Park Horticultural Conservatory, with said permit to be transmitted by the Department of Revenue to the City of Milwaukee.

Fiscal Note:

The subject resolution, if adopted, will not require an appropriation, but will result in a minimum of \$24,000 in revenue in 2002. This fiscal note is based upon information provided by the Department of Parks, Recreation and Culture staff.

File No. 01-125
(Journal, February 15, 2001)

(Item 3) From the Director, Department of Parks, Recreation and Culture, requesting authorization to apply for and accept a Stewardship Program grant for Grant Beach redevelopment, by recommending adoption of the following:

A RESOLUTION

WHEREAS, the Parks Department's 2000 Adopted Capital Improvements Budget included \$50,000 for the preparation of a plan to redevelop the beach at Grant Park; and

WHEREAS, a beach redevelopment plan was approved by the Milwaukee County Board of Supervisors in May 2000 (County Board File No. 00-308, Journal, May 18, 2000); and

WHEREAS, the Parks Department's 2001 Adopted Capital Improvements Budget contains \$1,296,200 for the implementation of the plan recommendations; and

WHEREAS, the State of Wisconsin Stewardship Program provides grant funding assistance both for land acquisition and park development projects relating to outdoor recreation; and

WHEREAS, Stewardship Program grants are awarded on a 50% State/50% local basis; and

WHEREAS, the Director of the Department of Parks, Recreation and Culture, has requested authorization to apply for and accept the Stewardship Program grant for Grant Beach redevelopment; and

WHEREAS, on February 6, 2000 the Committee on Parks, Energy and Environment voted 7-0 to recommend that the said request be approved; now, therefore

BE IT RESOLVED, that the Parks Director is hereby authorized to apply for a State of Wisconsin Stewardship Program grant for the redevelopment of the beach at Grant Park; and

BE IT FURTHER RESOLVED, that the Parks Director is authorized to accept the grant funding and to process all documentation pertaining to the grant should it be approved by the State of Wisconsin.

Fiscal Note:

The \$1,296, 200 estimated for the redevelopment of the beach at Grant Park is included in the Parks Department's 2001 Adopted Capital Improvements Budget. Stewardship Program grants are awarded on a 50 per cent State/50 per cent local cost-share basis. If the Parks Department were to be awarded a grant, up to \$648,100 of the estimated total project cost would be funded by the State of Wisconsin. Milwaukee County would be responsible for the balance, or at least \$648,100. The 2001 Adopted Capital Improvements Budget shows this project as a bonded project. Therefore, County revenue will increase by the amount of the approved grant. Information for this fiscal note was provided by Department of Parks, Recreation and Culture staff.

File Nos. 01-126 and 00-712

(Journals, February 15, 2001 and December 21, 2000)

(Item 4) From the Director, Department of Parks, Recreation and Culture, requesting authorization to apply for and accept a

Stewardship Program grant for acquisition of land for the Milwaukee Kickers Soccer Club-Uihlein Soccer Park, and a resolution by Supervisors Krug, McGuigan and Quindel relative to the same subject matter, by recommending adoption of the following:

A RESOLUTION

WHEREAS, the Milwaukee County 2001 Adopted Capital Improvements Budget contains \$300,000 for the acquisition of two properties adjacent to the Milwaukee Kickers Soccer Club-Uihlein Soccer Park soccer complex; and

WHEREAS, the soccer complex, located in the 7000 block of West Good Hope road, accommodates 13 outdoor soccer fields and 3 indoor soccer fields on 51 acres of land purchased by the County in October of 1994; and

WHEREAS, the properties to be purchased include a 14-acre parcel identified as Melody Top, located to the west of the existing soccer park and a 17.5 acre parcel, the site of the former Lakefield Sand & Gravel Company, located south of the park; and

WHEREAS, on December 1, 2000 Supervisors Krug, McGuigan and Quindel introduced a resolution (File No. 00-712, Journal, December 21, 2000) which, in part, authorized and directed the Parks Director to apply for a Stewardship Grant from the Wisconsin Department of Natural Resources to acquire land for Uihlein Soccer Park and the Parks Committee, on December 12, 2000, referred the matter to Parks Department and County Board staff; and

WHEREAS, the Parks Department, in a report dated January 25, 2001 (File No. 01-126, Journal, February 15, 2001), requested authorization to submit a grant application to the State of Wisconsin Department of Natural Resources Stewardship Program for the acquisition of land for the Milwaukee Kickers Soccer Club-Uihlein Soccer Park and to accept the grant funding, should it be approved by the State of Wisconsin, and to process all documentation pertaining to the grant; and

WHEREAS, the Stewardship Program is administered by the Department of Natural Resources and provides funding assistance both for land acquisition and park development projects relating to outdoor recreation. Stewardship Program grants are awarded on a 50 per cent State/50 per cent local basis; and

WHEREAS, on February 6, 2000 the Committee on Energy and Environment voted 7-0 to recommend that the said request and

recommendation of the Director of the Department of Parks be approved; now, therefore,

BE IT RESOLVED, that the Parks Director is hereby authorized to apply for a State of Wisconsin Department of Natural Resources Stewardship Program grant for the acquisition of land for the Milwaukee Kickers Soccer Club-Uihlein Soccer Park; and

BE IT FURTHER RESOLVED, that the Parks Director is hereby also authorized to accept the grant funding and to process all documentation pertaining to the grant, should it be approved by the State of Wisconsin.

Fiscal Note:

A total of \$300,000 is included in the Parks Department's 2001 Adopted Capital Improvements Budget for land acquisition for the Milwaukee Kickers Soccer Club-Uihlein Soccer Park (\$100,000 in bonds and \$200,000 in Potawatomi revenue). Stewardship Program grants are awarded on a 50 per cent state/50 per cent local cost-share basis. In-kind matches, such as the value of donated lands, can be substituted for the required local funds. Information for this fiscal note was provided by the Department of Parks, Recreation and Culture staff.

File Nos. 01-127 and 00-712

(Journals, February 15, 2001 and December 21, 2000)

(Item 5) From the Director, Department of Parks, Recreation and Culture, requesting authorization to apply for and accept a Stewardship Program grant for acquisition of land for Kohl Park, and a resolution by Supervisors Krug, McGuigan and Quindel relative to the same subject matter, by recommending adoption of the following:

A RESOLUTION

WHEREAS, Kohl Park (formerly Park Site 71) is located on the far northwest side of the City of Milwaukee and consists of approximately 200 acres of undeveloped land; and

WHEREAS, a master plan for the park was completed in May, 2000 (File No. 00-364, Journal, July 20, 2000); and

WHEREAS, subsequent to the release of the master plan, discussions were held between representatives of the Kohl family and Milwaukee County about the possible sale to Milwaukee County of parcels of undeveloped land adjacent to Kohl Park; and

WHEREAS, the proposed parcels would enhance the planned development of Kohl Park; and

WHEREAS, the Milwaukee County 2001 Adopted Capital Improvements Budget contains \$150,000 for the acquisition of land for Kohl Park; and

WHEREAS, on December 1, 2000 Supervisors Krug, McGuigan and Quindel introduced a resolution (File No. 00-712, Journal, December 21, 2000) which, in part, authorized and directed the Parks Director to apply for a Stewardship Grant from the Wisconsin Department of Natural Resources to acquire land for Kohl Park and the Parks Committee, on December 12, 2000, referred the matter to Parks Department and County Board staff; and

WHEREAS, the Parks Department, in a report dated January 22, 2001 (File No. 01-127, Journal, February 15, 2001), has requested authorization to submit a grant application to the State of Wisconsin Stewardship Program for the acquisition of land adjacent to Kohl Park and to accept the grant funding, should it be approved by the State of Wisconsin, and to process all documentation pertaining to the grant; and

WHEREAS, the Stewardship Program is administered by the Department of Natural Resources and provides funding assistance both for land acquisition and park development projects relating to outdoor recreation. Stewardship Program grants are awarded on a 50 per cent State/50 per cent local basis; and

WHEREAS, on February 6, 2001 the Committee on Parks, Energy and Environment voted 7-0 to recommend that the said request and recommendation of the Director of the Department of Parks be approved; now, therefore

BE IT RESOLVED, that the Parks Director is hereby authorized to apply for a State of Wisconsin Stewardship Program grant for the acquisition of land for Kohl Park; and

BE IT FURTHER RESOLVED, that the Parks Director is hereby also authorized to accept the grant funding and to process all documentation pertaining to the grant, should it be approved by the State of Wisconsin.

Fiscal Note:

A total of \$150,000 is included in the Parks Department's 2001 Adopted Capital Improvements Budget for land

acquisition for Kohl Park. Stewardship Program grants are awarded on a 50 per cent State/50 per cent local cost-share basis. In-kind matches, such as the value of donated lands, can be substituted for the required local funds. Information for this fiscal note was provided by the Department of Parks, Recreation and Culture staff.

The foregoing report correctly states the action taken by the said committee at a meeting held February 6, 2001.

SHEILA A. ALDRICH
Chairperson

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

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

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

By Supervisor White, Chairperson:

From the Committee on Transportation, Public Works and Transit, reporting on 11 Items.

File No. 01-109
(Journal, February 15, 2001)

(Item 1) From Director of Public Works, requesting, in behalf of the Wisconsin Electric Power Company (WEPCo) approval for a permanent easement, upon, within and beneath land owned by Milwaukee County and leased to Fitness Development Associates

LLC at 8700 Watertown Plank Road, Wauwatosa, by recommending adoption of the following:

A RESOLUTION

WHEREAS, the facilities owned and operated by Fitness Development Associates on land leased from Milwaukee County at 8700 Watertown Plank Road, Wauwatosa, currently have 4160 V electric service provided by Milwaukee County and in August, 2000, the County notified Fitness Development Associates that it was no longer in the County's interest to continue such service; and

WHEREAS, Fitness Development Associates has requested new electric service from WEPCo; and

WHEREAS, WEPCo has requested a permanent easement upon, within and beneath land owned by Milwaukee County and leased to Fitness Development Associates LLC at 8700 Watertown Plank Road, Wauwatosa to install, operate, maintain and replace all necessary and appurtenant equipment under and above ground to transmit electric energy and signals to the facilities located at 8700 Watertown Plank Road, Wauwatosa; and

WHEREAS, the Transportation, Public Works and Transit Committee at its meeting on January 31, 2001, recommended approval of the request by vote of 7-0; now, therefore

BE IT RESOLVED, that the Milwaukee County Board of Supervisors does hereby approve the above referenced easement and authorizes the County Executive and other appropriate County officials to execute the necessary easement document.

Fiscal Note:

All responsibility and liability will be borne by WEPCo. No County funds are needed as a result of this action.

File No. 01-110
(Journal, February 15, 2001)

(Item 2) From Director of Public Works requesting approval of the Department of Public Works staff and consultant use plan for 2001 capital and selected major maintenance projects, by recommending adoption of the following:

A RESOLUTION

WHEREAS, Milwaukee County General Ordinances Chapter

56.30(4) (a) (1) requires that the Department of Public Works provide an updated 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 2001 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 County Board at its meeting on January 18, 2001, adopted a resolution prohibiting the issuance of a Request for Proposals or Request for Qualifications for an architect/consulting team for the Bender Park Golf Course until expressly authorized by the County Board and the County Executive; and

WHEREAS, the Committee on Transportation, Public Works and Transit at its meeting on January 31, 2001, recommended approval of the staffing plan by a vote of 6-0; and

WHEREAS, the Finance and Audit Committee at its meeting on February 8, 2001, recommended approval of the staffing plan by a vote of 7-0; now, therefore

BE IT RESOLVED, that the Milwaukee County Board of Supervisors does hereby approve the staffing and consultant use plan for 2001 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; and

BE IT FURTHER RESOLVED, that consultants to be retained for the Bender Park Golf Course project shall not be hired until authorized by the County Board and the County Executive.

Fiscal Note:

Adoption of this resolution will not require an expenditure of funds.

File No. 01-111
(Journal, February 15, 2001)

(Item 3) From Director of Public Works requesting authorization to include in the public hearing process, a project to construct a taxiway in the northeast hangar area of General Mitchell International Airport, by recommending adoption of the following:

A RESOLUTION

WHEREAS, Daniel Weber, a current airport tenant, has proposed to build a ten unit set of nested T-Hangars in the Northeast Hangar (general aviation) area of GMIA; and

WHEREAS, the most viable current GMIA location for the new hangar requires that a taxiway/taxilane be constructed to provide access to the east side of the nested T-hangars; and

WHEREAS, the Taxiway will be constructed to FAA standards for class II aircraft consisting of 4" bituminous asphalt on a 8" stone base; and

WHEREAS, to obtain 80% state funding assistance on this project, a public hearing must be held; and

WHEREAS, the Transportation, Public Works and Transit Committee at its meeting on January 31, 2001, recommended approval of Airport staff's recommendation that a public hearing for this project be held; now, therefore

BE IT RESOLVED, that the Airport Director is hereby authorized to include in the public hearing, construction of a new taxiway in the northeast hangar area of GMIA.

Fiscal Note:

Once agreement is reached with Mr. Weber and state financial assistance is approved, an appropriation transfer anticipating \$120,000 in state aid and utilizing \$30,000 of Airport Capital Improvement Account funding will be submitted to the County Board for approval.

File No. 01-112
(Journal, February 15, 2001)

(Item 4) From Director of Public Works, requesting authorization to apply for and accept grant funding for a Pilot Alternative Fuel Program at General Mitchell International Airport, by recommending adoption of the following:

A RESOLUTION

WHEREAS, the Environmental Protection Agency has determined that the seven county Southeast Wisconsin area is a severe non-attainment area for ozone air pollution; and

WHEREAS, Milwaukee County's General Mitchell International Airport is located within the non-attainment area; and

WHEREAS, one means of reducing the production of ozone-producing chemicals in the airport area is through the substitution of alternative fuels, such as compressed natural gas (CNG) in airport related motor vehicles; and

WHEREAS, the development of new fueling stations requires an increased and steady demand for CNG fuel; and

WHEREAS, future additions to the CNG fueling infrastructure will need an expanding customer base to economically justify the investment in facilities. This demand could come from local fleet owners; and

WHEREAS, to help establish a base demand for CNG, the Airport and Environmental Services Division staff propose that as part of the airport's normal shuttle replacement program, several passenger shuttles be replaced with CNG-powered buses; and

WHEREAS, GMIA's parking operator, APCOA, currently provides shuttle service for the airport's passenger and employee parking lots to the main terminal with eleven diesel-powered buses; and

WHEREAS, staff has proposed that four (4) of the shuttles be replaced with CNG fueled vehicles over the next two years using State Energy Program (SEP) funding to offset the incremental cost of each new CNG powered shuttle bus; and

WHEREAS, if successful, future grants may be sought to eventually obtain 100% CNG powered fleet replacement, thus further lowering emissions; and

WHEREAS, this project will also promote the visibility of the alternative fuel industry, as the vehicles will be labeled with signage stating they run on natural gas and are ULEV with the results of the demonstration to be shared with local fleet owners in efforts to attract a larger AFV base; and

WHEREAS, these project goals are also consistent with those of the Wisconsin Clean Cities - Southeast Area, which aims to promote the development of a critical mass of alternative fuel refueling stations and alternative fuel vehicles in order to facilitate the development of a viable alternative fuels industry which will meet the requirements of the Clean Air Act Amendments (CAAA) of 1990 and the Energy Policy Act (Eact) of 1992; and

WHEREAS, the entire effort will help to promote national energy security and will encourage industry within the State and will promote clean air in (Southeast Wisconsin) urban environment; and

WHEREAS, staff will inform the County Board of progress on this program; and

WHEREAS, this project would be implemented immediately after funding is approved, which is expected around September 1, 2001 with the acquisition of the first two CNG buses by the end of 2001, with the second two buses acquired by the end of 2002 and new vehicle acquisition to coincide with older vehicle normal retirement schedules; and

WHEREAS, the Transportation, Public Works and Transit Committee, at its meeting on January 31, 2001 concurred with airport and environmental services division that staff be authorized to seek and accept funding to cover the incremental cost of the purchase of up to four replacement airport shuttle vehicles with CNG powered ULEVs in a Pilot Alternative Fuel Vehicle Purchase Program; now, therefore

BE IT RESOLVED, that the airport and environmental services division staff be authorized to seek and accept funding from the State Energy Program (SEP) to cover the incremental cost of the purchase of up to four replacement airport shuttle vehicles with CNG powered ULEVs in a Pilot Alternative Fuel Vehicle Purchase Program.

Fiscal Note:

Airport funding is budgeted on a yearly basis to reimburse APCOA, the parking operator, for the purchase of replacement shuttle vehicles. If federal SEP funding is awarded, up to four CNG powered replacement vehicles will be purchased to meet ULEV specifications. A fund transfer will be required anticipating the grant funding.

File No. 01-113
(Journal, February 15, 2001)

(Item 5) From Director of Public Works, requesting authorization to relocate the Alexander Calder mobile Red, Black and Blue, for display at the new Milwaukee Art Museum, by recommending adoption of the following:

A RESOLUTION

WHEREAS, in 1987 Jane and Lloyd Pettit donated to Milwaukee County's General Mitchell International Airport the Alexander

Calder mobile Red, Black and Blue, for display in the new terminal building; and

WHEREAS, because of the space frame structure of the Milwaukee airport terminal, the mobile was not properly displayed; and

WHEREAS, the new Milwaukee Art Museum addition has designed a special area for the mobile; and

WHEREAS, the Art Museum has requested that the mobile be relocated there; and

WHEREAS, Mrs. Pettit has endorsed this new location;

WHEREAS, the Transportation, Public Works and Transit Committee at its meeting on January 31, 2001, recommended approval of the transfer; now, therefore

BE IT RESOLVED, that the Director of Public Works is hereby authorized to enter into a loan agreement with the Milwaukee Art Museum to relocate the Alexander Calder mobile Red, Black and Blue from General Mitchell International Airport to the Milwaukee Art Museum.

Fiscal Note:

Adoption of this resolution will have no fiscal effect.

File No. 01-114
(Journal, February 15, 2001)

(Item 6) From Director of Public Works, recommending 2.12 acres of airport land located north of 802, 822, and 834 E. Rawson Avenue be declared surplus property; and requesting authorization to sign any subsequent Letter of Release concerning this property, by recommending adoption of the following:

A RESOLUTION

WHEREAS, Milwaukee County recently declared three adjoining parcels of land located at 802, 822 and 834 E. Rawson Avenue surplus property in excess of Airport needs; and

WHEREAS, Milwaukee County recently directed the Economic Development Office to begin work on the disposition of this property into an airport compatible land use; and

WHEREAS, Kujawa Enterprises, Inc. (KEI) expressed an interest in purchasing this property in order to relocate its landscape business; and

WHEREAS, a transaction for the sale of this property between Milwaukee County and KEI is currently under contract; and

WHEREAS, a successful completion of this transaction is contingent upon KEI acquiring approximately 2.12 acres of airport owned land, purchased in 1959 under Federal Program FAAP-9-42-032-5912, located directly north of the contracted parcels; and

WHEREAS, the Airport Director has recommended that the land in question is excess to airport needs and can be declared surplus subject to FAA approval; and

WHEREAS, the Transportation, Public Works and Transit Committee at its meeting on January 31, 2001, recommended approval of the recommendation; now, therefore

BE IT RESOLVED, that the Milwaukee County Board of Supervisors does hereby declare approximately 2.12 acres of airport land north of three adjoining parcels at 802, 822, and 834 E. Rawson Avenue to be in excess of airport needs; and

BE IT FURTHER RESOLVED, that the Milwaukee County Board of Supervisors does hereby authorize the Airport Director to sign any relevant Letters of Release concerning this land; and

BE IT FURTHER RESOLVED, that the Economic Development Office of Milwaukee County is hereby authorized to begin disposition proceedings for this land; and

BE IT FURTHER RESOLVED, that, due to the existing contract with KEI for the adjacent parcels, negotiations for sale of this property should be restricted solely to KEI.

Fiscal Note:

Expenditure of staff time by the Economic Development Office will be required. All proceeds from the sale of this property will be placed in the Airport's capital improvement account for future A.I.P. eligible airport improvement or development projects.

File No. 01-115
(Journal, February 15, 2001)

(Item 7) From Director of Public Works, requesting auth-

orization to enter into an agreement with the Journal/Sentinel Company, for the placement of newspaper boxes and sale of newspapers at General Mitchell International Airport, by recommending adoption of the following:

A RESOLUTION

WHEREAS, in 1990 Milwaukee County entered into an agreement with the Paradies Shops to provide, operate and maintain a new newspaper box for all newspapers that were vended in the terminal building at GMIA; and

WHEREAS, the agreement allowed Paradies to recover the cost of the new newspaper boxes from the different newspaper companies that chose to go into the new units; and

WHEREAS, these boxes now have become shop worn and in disrepair and must be replaced; and

WHEREAS, the Transportation, Public Works and Transit Committee, at its meeting on January 31, 2001, recommended approval of Airport staff's recommendation to enter into a permit with Journal/Sentinel, Inc., for the placement of newspaper boxes and the sale of newspapers to the general public at GMIA; now, therefore

BE IT RESOLVED, that the Airport Director is hereby authorized to enter into a permit with Journal/Sentinel, Inc., for the placement of newspaper boxes and the sale of newspapers to the general public at GMIA, inclusive of the following:

1. The Permit shall commence on April 1, 2001, and shall continue on a month-to-month basis until terminated with thirty (30) days written notice by either party.
2. Journal/Sentinel, Inc. shall have the right to install, operate, and maintain self-service newspaper boxes upon the premises of the Airport through which to sell newspapers or dispense free news publications to the public.
3. Journal/Sentinel, Inc., shall be responsible for providing and maintaining newspaper boxes at locations throughout the Airport terminal building and parking structure, and can recover its costs with a one-time fee, or annual fee, or both, which fees are subject to approval of the Airport Director.
4. Journal/Sentinel, Inc., shall make newspaper boxes available

to any and all newspapers, subject to prior approval of the Airport Director.

Fiscal Note:

No permit fee is included. Authorization of this permit will have no fiscal effect on the Milwaukee County tax levy.

File No. 01-116
(Journal, February 15, 2001)

(Item 8) From Director of Public Works, recommending Milwaukee County consent to the assignment of Sybron International Corporation's interest in Airport Agreement No. HP-1174 from Sybron International Corporation to Harley Davidson Motor Corporation effective as of the hangar sale closing date, by recommending adoption of the following:

A RESOLUTION

WHEREAS, on April 15, 1996, Milwaukee County entered into Airport Agreement No. HP-1174 with Sybron International Corporation and Leeson Electric Corporation, as tenants in common, for the lease of land at GMIA on which their hangar is located; and

WHEREAS, the Agreement was for an initial term of ten (10) years with Lessee having the right to renew the Agreement for two (2) additional terms of five (5) years; and

WHEREAS, on September 28, 2000 the County Board consented to the assignment of Leeson Electric Corporation's interest in Airport Agreement No. HP-1174 from Leeson Electric Corporation to Christopher L. Doerr and Daniel L. Doerr, effective September 29, 2000 and then to a Limited Liability Company (LLC), in which each of the Doerrs would have a 50% interest, now known as Volare Partners, LLC; and

WHEREAS, Sybron International Corporation intends to sell its portion of the hangar to Harley Davidson Transportation Co., Inc., on or about March 1, 2001; and

WHEREAS, Sybron International Corporation is now requesting that Milwaukee County consent to the assignment of Sybron International Corporation's interest in Airport Agreement No. HP-1174 from Sybron International Corporation to Harley Davidson Transportation Co., Inc., due to the hangar sale; and

WHEREAS, the Transportation, Public Works and Transit Committee at its meeting on January 31, 2001, recommended approval of Airport staff's recommendation by a vote of 7-0; now, therefore

BE IT RESOLVED, that the Director of Public Works and the County Clerk are hereby authorized and directed to execute an appropriate document for the consent of Milwaukee County to the assignment of Sybron International Corporation's interest in Airport Agreement No. HP-1174 from Sybron International Corporation to Harley Davidson Transportation Co., Inc., effective as of the hangar sale closing date.

Fiscal Note:

Airport revenues will neither increase nor decrease as a result of this consent to assignment.

File No. 01-117
(Journal, February 15, 2001)

(Item 9) From Director of Public Works, requesting authorization to enter into a lease agreement with Astral Aviation, Inc. for the lease of land at General Mitchell International Airport, by recommending adoption of the following:

A RESOLUTION

WHEREAS, on October 7, 1982, Milwaukee County entered into an agreement with Phillip Morris Incorporated (HP-778), for the lease of land including a hangar on the northwest corner of General Mitchell International Airport (GMIA) expiring on August 31, 2007; and

WHEREAS, on September 2, 1994 the agreement was assigned to Astral Aviation, Inc. (Astral) and extended to August 31, 2010 with several further amendments involving changes to the square footage of land rented also having been approved since that time; and

WHEREAS, in a letter dated January 12, 2001 Astral indicated that with the aid of the airport engineering staff, a 220,000 square foot parcel of land also in the northwest corner of the airport near the intersection of West Layton and South Howell Avenues and north of Astral's existing hangar, had been identified for the development of a new hangar; and

WHEREAS, on that site, Astral wishes to construct a new

aircraft hangar of approximately 48,000 square feet and a contiguous 23,800 square foot, two story office structure for maintenance administration, aircraft parts storage and repair shops, along with parking for 125 cars; and

WHEREAS, Astral will remain liable for its existing aircraft maintenance hangar and office support structure located at 4792 South Howell Avenue until such time as it may be sold with a lease assignment necessary at that time; and

WHEREAS, to finance the new maintenance hangar, Astral is seeking Industrial Revenue Bonds through the City of Milwaukee which includes restrictions providing that title to the hangar vest in the County upon completion of the project, and that the lease for the land on which the hangar is located cannot be longer than 80% of the useful life of the hangar, (32 years); and

WHEREAS, all other terms of the proposed lease are standard to all airport leases; and

WHEREAS, in addition to accommodating the new Astral development, the relocation of an airport perimeter road will make 60,000 sq. ft. of additional land available for development for which a \$160,000 appropriation transfer is required; and

WHEREAS, a portion of Taxiway C must also be relocated at a cost of \$816,000 funded with \$612,000 in federal aid, \$102,000 in State Aid and \$102,000 from the Airport's Capital improvement reserve account; and

WHEREAS, Both projects require airline approval; and,

WHEREAS, the Transportation, Public Works and Transit Committee at its meeting on January 31, 2001, recommended approval of Airport staff's recommendation that: (1) an approximate 220,000 square foot parcel of land on the northwest corner of GMIA be leased to Astral Aviation, Inc., for a 32-year period; (2) the perimeter road relocation and Taxiway C relocation be approved; and (3) appropriation transfers be approved to cover these projects which will be submitted after the receipt of airline approval; now, therefore

BE IT RESOLVED, that (1) an approximate 220,000 square foot parcel of land on the northwest corner of GMIA be leased to Astral Aviation, Inc., for a 32-year period (2) the perimeter road relocation and Taxiway C relocation be approved; and (3) appropriation

transfers be approved to cover these projects with said transfers to be submitted after the receipt of airline approval.

Fiscal Note:

Relocation of the perimeter road and Taxiway C will result in an expenditure of \$816,000 including \$612,000 in federal funds; \$102,000 in state funds; and \$102,000 from the Airport Capital Improvement Reserve Account. Airport land rental revenues will increase by approximately \$44,000 annually as a result of the new lease.

File No. 01-118
(Journal, February 15, 2001)

(Item 10) From Director of Public Works, requesting authorization to sign Blanket Purchase Order Releases for buses and spare parts, by recommending adoption of the following:

A RESOLUTION

WHEREAS, the Milwaukee County Transit System (MCTS) owns 525 buses, which were purchased between 1985 and 2000; 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, 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 Department of Administration, Procurement Division, in accordance with Milwaukee County Ordinance Chapter 32 and FTA procurement regulations, entered into a price agreement with New Flyer Industries for the purchase of 141 replacement buses, extending from April 2000 through December 2003; and

WHEREAS, the first 30 replacement buses of the procurement are scheduled for delivery in 2001; and

WHEREAS, purchase orders for the next 60 replacement buses of the procurement are necessary now for bus delivery in 2002; and

WHEREAS, the Transportation, Public Works and Transit

Committee at its meeting on January 31, 2001, recommended approval of the recommendation; and

WHEREAS, the Finance and Audit Committee at its meeting on February 8, 2001, also recommended approval of the recommendation by a vote of 7-0; now, therefore

BE IT RESOLVED, that the Director of Public Works is hereby authorized to sign two Blanket Purchase Order Releases in April 2001 for 40 buses (40-ft) and one lot of spare parts and for 20 buses (30-ft) and one lot of spare parts for delivery in the spring of 2002, with the 17% Milwaukee County capital funding share provided in the year 2002 budget.

Fiscal Note:

The total project cost for the replacement of 141 buses is estimated to be \$38,275,000. Milwaukee County's share of the costs will be approximately \$6,560,000 of which \$2,744,000 will be required in 2002.

File No. 01-58

(Journal, January 18, 2001)

(Item 11) From Director of Public Works, recommending amendments to Chapter 67 related to issuance of permits for temporary occupancy of public way, public way special events and encroachments beyond public way, by recommending adoption of the following:

AN ORDINANCE

To repeal and recreate Chapter 67 of the General Ordinances of Milwaukee County relating to Public Way Permits.

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

SECTION 1. Chapter 67 of the General Ordinances of Milwaukee County, as amended to and including _____ is hereby repealed and recreated as follows:

**Chapter 67
Public Way Permits**

67.01 Public Way Construction Permits

(1) Definitions. For the purpose of this ordinance,

public way shall mean any County arterial highway as designated in Section 68.01 of County General Ordinances; property owner shall mean any owner of property adjacent to a County public way; public/private facility shall include but not be limited to any public utility, telecommunications carrier, telecommunications utility, alternative telecommunications utility.

(2) No excavation, opening, hole, trench, abandonment, or installation shall be made in any public way unless a permit for the purpose has been obtained from the director of public works except where required by contract with the county, or its agent, or where performed by county employees for repairing, reconstructing, or installing public facilities.

(3) Granting of Permits.

- (a) Upon application for a permit under sections 67.01 (2) and 67.01 (5) and payment of fees and deposits required in section 67.02 (1), the director of public works may, where not inconsistent with any other ordinance, issue a permit for said work.
- (b) The permit shall state the name of the applicant, the nature, purpose, and location of the excavation or installation, the amount of the permit and inspection fees, and the number of days for which the permit shall remain in force.
- (c) Permit applications shall be in the form and contain such additional information as required by the director of public works.
- (d) Only property owners, public/private facility owners or their contractors performing said work may apply for a permit.
- (e) Permits shall be issued only to property owners, public/private facility owners or their contractors performing said work.

(4) Excavation methods and regulations. When it is necessary to excavate in public ways for an installation or construction, the method shall be as prescribed in this section. The excavation shall be of sufficient width and

depth to permit the installation, special care being used to avoid damaging existing structures and/or facilities. The work shall be done in compliance with the rules and requirements prescribed by the director of public works. Backfilling of excavations in public ways shall be done in accordance with the current specifications on file in the office of the director of public works. Whenever any permittee, or its contractors or subcontractors shall fail to comply with said specifications, the director shall order the permittee to re-excavate and backfill in accordance with said specifications. If the permittee fails to comply with such order within the time set forth in the order, the director shall cause the same to be done and charge the cost thereof to the permittee.

(5) Permits for excavation in new highway pavements. The director of public works may grant permits for excavation of any public way that is less than 3 years old or resurfaced less than 3 years old only upon a showing that an emergency exists. An emergency shall include, but not be limited to a structural failure, clogging, and leakage of defects of any underground structures and/or facility. An application for new building sewer, water, steam, driveway or electrical service shall not be considered an emergency.

(6) Restoration of pavements. Restoration of all types of pavements in any public way shall be done in accordance with the current rules, regulations or specifications on file in the office of the director of public works.

(7) Obstructions. Whenever underground structures and/or facilities owned and maintained by the county are encountered, the work is to be conducted so as not to disturb them, except where the contract specification requires that they be removed or relocated. Such structures and/or facilities which are not to be removed or relocated shall be protected and supported in accordance with the current specifications on file in the office of the director and all other applicable laws. Any relocation and/or removal of County owned facilities shall be subject to approval by the director and the cost of such removal and/or relocation shall be paid by the permittee.

(8) Damage to underground structures. Whenever any permittee or its contractors or subcontractors shall damage any underground structure and/or facility, the permittee

shall notify the owner of such structure and/or facility immediately, and shall report the same to the owner in writing within 24 hours thereafter. If the owner is the county, such notice and report shall be made to director of public works. Damages to any underground structure and/or facility which may pose a public safety shall be reported to local emergency management authorities immediately.

(9) Abandonment of facilities. No facility, structure or installation located in the public way shall be abandoned unless a permit has been issued by the director of public works. A permit for abandonment of facilities, structures or installation shall be according to the current specifications on file in the office of the director and all other applicable federal and state laws.

(10) Removal of refuse. All refuse, excess dirt and material shall be removed from the public way as the work progresses or immediately upon its completion where placing of such material on public ways is permitted.

(11) Delay of work. Any permittee or its contractors or subcontractors making or causing any excavation in any public way shall proceed and complete such excavation, and backfill same within a reasonable time as set forth by and to the satisfaction of the director of public works. Whenever the excavation and backfilling is not completed within the time set forth by the director of public works, the director of public works shall cause backfilling of such excavation and charge the cost thereof to the permittee. No further permits shall be issued to such permit holder until such costs have been paid.

(12) Altering, damaging or entering storm sewers prohibited. No property owner, public/private facility owner or their contractor shall disturb, damage or enter any public storm sewer pipe, ditch, manhole, catch basin or other part of a storm sewer system for any public way without a permit from the director of public works.

(13) Changing of grade prohibited. No property owner, public/private facility owners or their contractor shall alter the grade of any public way without a permit from the director of public works.

(14) Addition or removal of material prohibited. No property owner, public/private facility owner or their

contractor shall deposit any material on any public way without a permit from the director of public works. No property owner, public/private facility owner or their contractor shall remove any material on public way owned by the County unless authorized by the director of public works.

(15) Correction of improper construction. Whenever an installation is constructed in violation of this chapter, the director of public works shall order such installation to be removed and properly placed. Upon refusal of the property owner, public/private facility owner or their contractor to do so within the time set forth in the order, the director of public works shall cause the necessary work to be done and charge the expense to such property owner, public/private facility owner or their contractor who has caused said violation.

(16) Submission of plans.

- (a) Complete plans for proposed installations, removal, or abandonment of structures and/or facilities under, upon, or over any public way shall be submitted and approved when required by the director of public works before a permit is issued; and complete plans of existing structures and/or facilities used, occupied, maintained or abandoned in pursuance of a permit, resolution, ordinance upon or over any public way shall be submitted when requested by the director of public works.
- (b) Completed plans, as required in sub. 1, shall include all drawings, profiles and plans necessary to clearly indicate the number, location, character, extent and amount of space occupied by the structure and/or facility. The plan shall also include schedule of operation, including the anticipated commencement date, completion date and total number of working days necessary for the project. Such plans shall be prepared at the expense of person owning, occupying or maintaining the structure and/or facility.

(17) Driveways. The director of public works is empowered to determine the type, width, location and

number of driveways and to regulate the distance between driveways to provide for the safety of pedestrians and motorists for any public way. The director of public works may issue a permit for the construction of a standard, depressed or raised street pavement driveway as set forth in this ordinance. All driveways shall be constructed in accordance with the provisions of the County driveway specification which may be supplemented by any additional reasonable rules and regulations of the director of public works as to the material used and the manner and methods to be adopted and employed during the construction of such driveways. Improvements, additions, or changes to the use of a property served by existing driveway(s) on any public way shall be subject to a permit for driveway(s) from the director of public works.

67.02 Fees and deposits.

(1) No permit shall be issued until a fee is paid and deposit is provided as established by the director of public works.

(2) Agencies of the U.S. government and the state of Wisconsin are exempt from paying fees for permits issued under this section. However, deposits may be required.

(3) Double fees. Where work is started, or the public way occupied without first obtaining a permit as required by this section, the fee specified shall be doubled, but the payment of such double fees shall not relieve any property owner, public/private facility owner or their contractor from fully complying with all the regulations of this Code in the execution of the work, nor from any other penalties prescribed by this chapter.

(4) Lapse of permit. If any work for which a permit has been issued has not started nor been resumed by the expiration date of the permit, the permit shall lapse and be void, and no work shall begin nor resume until a new permit is obtained and the appropriate fee paid.

(5) Refunds.

(a) Requests for refund shall be made in writing by the original permit holder within 30 days of issuance of the permit.

- (b) Any permittee requesting a refund for an unused permit shall be charged 20% of the permit fee with a minimum-processing fee of \$20 except that no refund shall be made when the permit fee is \$20 or less.
- (c) Any permittee requesting a refund for a permit which was issued in error by the director shall be entitled to a full refund of the permit fee.
- (d) No refund shall be made on a permit that has lapsed and been declared void.

(6) Inspection fees. No permit shall be issued until an inspection fee is paid as established by the director of public works.

(7) Restoration deposit.

- (a) All permittees shall deposit a sum estimated by the director of public works as sufficient to pay for the cost of restoration of the public way.
- (b) The restoration deposit is refunded upon written notification by the permittee that the work has been completed and the public way restored and satisfactory inspection by the department of public works.
- (c) If permittee fails to restore the public way or the restoration is determined by the director not to be satisfactory, the director may order the public way to be restored at the expense of the permittee. After the restoration is made, if the actual cost exceeds the deposit, the permittee shall be billed for the balance. If the actual cost is less than the deposit, the excess shall be refunded. Any permittee failing to pay the bill issued under this section within 30 days after the issuance shall not be granted any additional permits until such bill is paid.

67.03 Forfeiture for noncompliance.

(1) If work is not done in conformity with the permit, the director of public works may order the deposit

forfeited and if done without a permit, county costs in enforcing the ordinance and restoring the area to its original condition shall be charged to the property owner, public/private facility owner or their contractor who has done said work.

(2) Property owners, public/private facility owners or their contractors who have done work in a public way in violation of this chapter shall, upon conviction thereof, forfeit a penalty of not less than fifty dollars (\$50.00) nor more than five hundred dollars (\$500.00), in the discretion of the court, together with the costs of the action to collect the same, and in default of payment thereof, shall be subject to imprisonment in the house of correction for not more than ninety (90) days at the discretion of the court.

67.04 Director rules.

The director of public works is authorized to establish such additional rules, regulations, and fees to implement this chapter not inconsistent with the provisions of this chapter, as the director may deem necessary for the public interest.

67.05 Temporary occupancy of public ways.

(1) General regulation. The permit to occupy a public way during construction work is also intended for use in connection with the actual erection, construction, enlargement, alteration, repair, renovation, maintenance, removing or demolition of buildings and structures.

(2) No property owner, public/private facility owner or their contractor shall erect, place, or store any material, equipment, shed, roof, fence, or temporary walk, guard, device, or any other structure within the public ways without first obtaining a permit from the director of public works.

(3) The director of public works shall establish fees for such temporary permits.

(4) These regulations shall not apply to the temporary or partial obstruction of a public way or sidewalk for a period of not longer than 30 minutes and not more than 2 times a week by vehicles used in fuel delivery or refuse

collections provided that during such loading and unloading operations there remains an unobstructed sidewalk and public way width not less than 3 feet for pedestrians.

(5) Conditions of occupancy.

- (a) Permits for temporary occupancy of public ways and the duration of such permits shall be contingent upon compliance with the conditions of this section and rules and regulations established by the director of public works.
- (b) Such occupancy shall be limited to that part of the public way abutting the premises on which construction work is in progress.
- (c) The width of such occupancy into the roadway, including temporary walkway, shall be limited to a width established by the director of public works, but in no case shall be more than 20 feet.
- (d) Such materials, equipment, temporary buildings or structures referred to in section 67.05(1) and (2) shall not be placed, stored or erected within 4 feet of any tree, nor within 2 feet of any standpipe, fire or police alarm box, utility box, catch basin or manhole, nor within 15 feet of a fire hydrant, measured along the curb line, and shall not obstruct the access to any fire hydrant, fire cistern, standpipe, fire or police alarm box, utility box, catch basin or manhole.
- (e) Such material, equipment, temporary buildings or structures referred to in section 67.05(1) and (2) shall not be located within 20 feet of a street intersection, nor so placed, stored or erected as to obstruct normal observation of traffic or traffic control lights, signals, or signs, fire hydrants, fire and police alarm boxes, or to hinder the use of bus loading platforms or zones.
- (f) Drainage in street gutters or ditches shall be maintained at all times.
- (g) Property owners, public/private facility owners and contractors obtaining a permit shall be

responsible for placing and maintaining lights during darkness and at night in full view of the public at each excavation, pile of material, equipment, fence, temporary walk, shed enclosure, or other obstruction referred to in section 67.05(1) and (2) on any public way.

- (h) Unless permitted by the director of public works, earth or rubbish shall not be stored on any public way.
- (i) The permittee shall be required, at least one week prior to the temporary occupancy, to notify all abutting property owners of the anticipated period of occupancy, the number of working days involved, the date the occupancy is scheduled to begin, the date it is to end, the parking restrictions which shall apply and the traffic congestion which may occur.
- (j) The permittee shall be responsible for restoring the public way to its original condition at no cost to the county.

(3) Permits for temporary occupancy and use of public ways and any construction therewith regulated in section 67.01, shall be obtained from the director of public works, as regulated by section 67.01 and by the rules and regulations established by the director of public works. No permit shall be issued until a fee is paid and deposit is provided as established by the director of public works.

67.06 Public Way Special Event Permits

(1) No individual or group(s), public or private entity(s) may hold a special event in any public way unless a permit for the purpose has been obtained from the director of public works.

(2) Granting of Permits. Upon application for a permit to hold a special event and payment of fees established by the director of public works, the director may issue a permit for the special event. The permit shall state the name of the agency, the nature, purpose, duration and extent of the special event. Permit applications shall be in the form and contain such additional information as required by the director of public works.

(3) Only public taxing entities may apply for and obtain a special event permit.

(4) A traffic control plan, parking plan, and barricading plan shall be submitted to, and approved by the director of public works.

(5) The police department of the village or city within which the special event is to be held shall be responsible for traffic and parking control during the event.

(6) The permit application, traffic control plan, parking plan and barricading plan shall be approved by said local police department prior to submittal to the director of public works.

(7) The permittee shall be responsible for restoring the public way to its original condition at no cost to the county. The director of public works may require a restoration deposit before issuing a permit for special event.

(8) The special event permit application shall contain the following statement: "The permittee agrees to indemnify and save harmless the County from and against all liabilities, claims, demands, judgements, losses, and all suits at law or in equity, costs and expenses, including reasonable attorney fees, for injury or death of any person or loss or damage to the property of any person, firm, organization or corporation, including both parties hereto and their employees, arising from the holding of such special event." No permit may be issued unless the "county not liable" statement is stated on the written application.

67.07 Encroachments/obstructions/special privileges.

(1) General Requirements. Except as otherwise regulated in this chapter, no part of any building, structure, addition, alteration, or construction hereafter erected shall project into the public ways without first obtaining a special privilege granted by the county board and a permit therefor from the director of public works. No property owner or its agents, employees, or contractors shall permanently erect, place or store any material, equipment, shed, roof, fence, guard, or any other

device or structure on a public way nor shall any property owner or its agents, employees or contractors move any building or structure onto, across or over any public way without first obtaining a special privilege granted by the county board and a permit therefore from the director of public works.

(2) No property owner, or its agents, employees, or contractors shall erect, construct, enlarge, alter, repair, move, improve, remove, convert, raze or demolish any permissible projection, encroachment, or obstruction regulated in this chapter, or any existing projections, encroachments or obstructions without first obtaining a permit therefor from the director of public works.

(3) Maintenance and removal. All projections, encroachments, obstructions or special privilege facilities for which a permit is hereafter granted pursuant to the regulation of this chapter shall be maintained in good state or repair and in a safe condition.

(4) Structural supports. All projections permitted in this chapter, except footings and their support, shall be so constructed that their removal may be made without causing the building or structure to become structurally unsafe.

(5) Such projections, encroachments, obstructions or special privilege facilities shall be removed and the permit revoked whenever public necessity or public safety requires when ordered by a resolution by the county board. Owners shall be responsible for restoring the public way to its original condition at no cost to the county.

(6) No change or enlargement shall be made to any such existing projection, encroachment, obstruction or special privilege facility except in conformity with the requirements of this chapter.

(7) Permissible projections, obstruction and encroachments.

(a) Projections, obstructions and encroachments beyond or within the public way other than those listed in this section may be permitted by special privilege granted by the county board.

Under the conditions prescribed in this chapter and within the limitations regulated herein, the following projections, obstructions and encroachments into a public way may be permitted by the director of public works without a special privilege granted by the board:

- (1) signs or advertising devices attached to exterior walls of buildings and structures which may project a maximum of 4 feet and are minimum of 10 feet above the sidewalk grade when constructed as regulated by the director of public works;
- (2) flagpoles attached to the exterior walls of buildings or structures for the flying of federal, state, county or municipal flags only, may project a distance not closer than 3 feet from the curb line. The flag and the pole shall have at least 10 feet clearance above street walk.
- (3) retainment devices defined as a structural earth retainment facility or fence.

(8) Application. The owner of a property under consideration for the employment of a fence or retainment device defined as a structural earth retainment facility shall submit plans to the director of public works for review, approval and preparation of a recordable agreement to be executed by the owner and the proper County official. The property owner shall subsequently submit plans and obtain permits from the director of public works for the installation. Said retainment device or fence may project a distance no closer than 6 inches from either the existing or proposed location of the sidewalk.

(9) Conditions of recorded agreement and permit. The property owner shall agree to alter or remove the retainment device or fence, when deemed to interfere with a street maintenance or public improvement project, within 30 days of the receipt of written notice from the director of Public Works, and to restore the public way at no cost to the county to the satisfaction of the director of public works. The permittee agrees to maintain said

device or fence to the satisfaction of the director of Public Works. Should the owner fail to carry out the required work, the director of Public Works may cause removal of the retainment device or fence and shall certify the costs thereof in the proper manner to have them levied as special charges against such property, and the proper officials of the Milwaukee County shall enter such charges on the tax roles.

(10) Liability. Owners of property involving the placement of a projection, encroachment, obstruction or special privilege facility shall file with the county a certificate of insurance or rider on the homeowners policy indicating that the grantee holds a public liability policy in the sum of at least \$25,000 covering bodily injury to any one person, and \$50,000 covering bodily injury to more than one person in any one accident, and \$10,000 covering property damage to any one owner on the area or areas included within the recorded agreement and permits, and naming Milwaukee County as the insured. The insurance policy shall provide that it shall not be cancelled until after at least 30 days notice in writing to the county.

(11) The special privileges permit application shall contain the following statement: "The permittee agrees to indemnify and save harmless the County from and against all liabilities, claims, demands, judgements, losses, and all suits at law or in equity, costs and expenses, including reasonable attorney fees, for injury or death of any person or loss or damage to the property of any person, firm, organization or corporation, including both parties hereto and their employees, arising from the holding of such special privilege. No permit may be issued unless the "county not liable" statement is stated on the written application.

67.08 Right of Appeal.

Any person or entity who wishes to appeal a decision of the director of public works made in accordance with any provision or terms of this ordinance shall have the right to appeal under provisions as set forth in Chapter 110 of County Ordinances.

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

Fiscal Note:

Adoption of this ordinance will not require an expenditure of funds.

The foregoing report correctly states the action taken by the said committee at a meeting held January 31, 2001.

JAMES G. WHITE
Chairperson

The question was on adoption.

SEPARATE ACTION was requested on **Items 2, 5, 9 and 11.**

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

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

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

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

Thereupon, **Item 5 WAS ADOPTED** by the following vote:

AYES—Arciszewski, Bailey, Borkowski, Coggs-Jones, Davis, De Bruin, Diliberti, Holloway, Jasenski, Johnson, Krug, Lutzka, McGuigan, Nyklewicz, Podell, Quindel, Ryan, Schmitt, Weishan, White, Zielinski and the Chairman—24. **NOES**—Launstein and Mayo—2. **EXCUSED**—Aldrich—1.

Supervisor Bailey **SUBMITTED** the following **Amendment to Item 9, File No. 01-117:**

Add the following **BE IT FURTHER RESOLVED** clause:

"**BE IT FURTHER RESOLVED**, that the Airport Director may enter into this lease

agreement following a review and approval of the terms of the lease by Corporation Counsel."

Thereupon, the foregoing Amendment WAS ADOPTED by the following vote:

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

Thereupon, Item 9, AS AMENDED, WAS ADOPTED by the following vote:

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

On a motion by Supervisor Launstein, Item 11 WAS LAID OVER UNTIL LATER IN THE MEETING.

Later, Item 11 WAS ADOPTED by the following vote:

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

By Supervisor Ryan, Chairperson:

From the Committee on Economic and Community Development, reporting on 5 Items.

File No. 01-144
(Journal, February 15, 2001)

(Item 1) 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, by recommending adoption of the following:

A RESOLUTION

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

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

WHEREAS, SAHC proposed an estimated \$371,000 project to acquire and moderately rehabilitate an 8 unit apartment project located at 5512 West Burnham in West Milwaukee, and to hold and provide these units as affordable housing with 4 units intended for the physically disabled; and

WHEREAS, SAHC has requested that the County provide a \$175,650, 0% interest loan of HOME funds, with payment deferred for 10 years, for the project; and

WHEREAS, SAHC is seeking other financing resources from the Wisconsin Housing and Economic Development Authority, and through the Low Income TAC Credit Program; and

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

	HOME
1999	\$ 15,900
2000	<u>159,750</u>
	\$175,650

; now, therefore

BE IT RESOLVED, that the Director of Administration enter into a development agreement with the Southeast Affordable Housing Corporation for the project at 5512 West Burnham Street, West Milwaukee, under which the County will provide a loan of HOME resources not to exceed \$175,650, at 0% interest, with payment deferred for 10 years; and

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

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

Fiscal Note:

Adoption of this resolution will not require the appropriation of County levy funds. Federal HOME funds are available from program years 1999 and 2000.

File No. 01-92

(Journal, February 15, 2001)

(Item 2) Resolution by Supervisors Weishan, Ordinans and Schmitt, relating to supporting the Downtown West Allis Business Improvement District's application for a grant from the Wisconsin Main Street Program, by recommending adoption of the said resolution as appearing in the Journal of Proceedings of February 15, 2001.

File No. 00-106(a)(a)

(Journal, February 15, 2001)

(Item 3) From Director, Department of Administration, requesting authorization to enter into an amended grant agreement with Strive Media Institute, in the amount of \$30,000, to approve a new site at 1818 N. Martin Luther King Drive, by recommending adoption of the following:

A RESOLUTION

WHEREAS, the 2001 adopted Milwaukee County Budget included an allocation of \$200,000 for the Economic Development Reserve Fund; 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, Strive Media Institute (SMI) is a non-profit mentoring and training program that successfully motivates Milwaukee youth by providing opportunities for them to learn marketable skills through meaningful experiences in the field of mass communications and they received a \$30,000 grant to remodel a building at 3500 N. Holton Street for their use but it later proved to have environmental problems; and

WHEREAS, SMI is now requesting to use the Milwaukee County Economic Development Grant to help fund the remodeling of a building they are purchasing at 1818 North Martin Luther King Drive; now, therefore,

BE IT RESOLVED, that the Director of Economic Development is authorized to enter into an amended grant agreement with SMI organization to use the County's \$30,000 at its new location at 1818 North Martin Luther King Drive.

Fiscal Note:

Sufficient funds are available in the Economic Development Reserve Account to provide a grant at the recommended level of funding.

File No. 00-151(a)(a)
(Journal, February 15, 2001)

(Item 4) From Director, Department of Administration, requesting authorization to enter into an amended brownfield grant agreement with the North Avenue Community Development Corporation (NACDC), in the amount of \$35,000, to approve new sites located at 3517, 3708 and 3709 West North Avenue, by recommending adoption of the following:

A RESOLUTION

WHEREAS, a Milwaukee County Brownfield Grant of \$35,000

to the North Avenue Community Development Corporation (NACDC) was approved per File No. 00-151 on March 16, 2000, to assist in the remediation of sites located in the 3500 block of West North Avenue, which included vacant land and buildings which needed environmental investigation and remediation; and

WHEREAS, the Economic Development Division has received a request from NACDC to assist with the remediation of properties located at 3517, 3708 and 3709 West North Avenue, rather than the original sites because many of the properties could not be purchased for a price the project could support and liens, back taxes and title uncertainties were also additional problems; and

WHEREAS, the NACDC made a decision to shift its strategy from developing a large-scale shopping center to a more focused development approach that emphasized smaller properties with the potential to make a large impact; now, therefore,

BE IT RESOLVED, that Milwaukee County approve the request to use the \$35,000 of brownfield funds currently earmarked for the shopping center to instead be applied to projects at 3517 West North Avenue, 3708 West North Avenue and 3709 West North Avenue, and the Director of Economic Development is authorized and directed to amend the grant agreement with NACDC to authorize this grant to be used at the new locations.

Fiscal Note:

Sufficient funds are available in the 2001 Budget for this grant.

File No. 00-14(a)(k)
(Journal, November 2, 2000)

(Item 5) An adopted resolution authorizing the County Executive and County Clerk to convey by warranty deed the property known as 802-834 East Rawson Avenue, in the City of Oak Creek, to Kujawa Enterprises, Inc. (KEI) and/or assigns for the price of \$180,000 pursuant to the terms and conditions of its offer to purchase, by recommending adoption of the following:

A RESOLUTION

WHEREAS, on November 2, 2000, the Milwaukee County Board of Supervisors adopted Resolution 00-14(a)(i) accepting an offer to purchase in the amount of \$180,000 from Kujawa Enterprises, Inc. (KEI) for an excess 4.5-acre vacant County-owned airport parcel located at 802-834 East Rawson Avenue in the City of Oak Creek; and

WHEREAS, KEI is an established landscaping business currently operating out of three locations and they plan to consolidate a major portion of their business by constructing a 20,000-25,000 square foot facility on the subject 4.5-acre parcel; and

WHEREAS, the existing KEI offer is subject to various standard contingencies, one being the approval of the necessary governmental and regulatory agencies and the existing deadline for satisfying these contingencies is March 9, 2001; and

WHEREAS, after their discussions with the City of Oak Creek Planning Commission concerning their development plan and a meeting with the Department of Natural Resources (DNR) regarding the existing "navigable" stream located on the 4.5 acre parcel, KEI concluded they needed an additional 2.12 acres of land, more or less, to make the site viable for their development; and

WHEREAS, KEI requested that the existing offer to purchase for the 4.5-acre parcel be amended to add approximately 2.12 acres to the north and also requested extending the contingency period to May 31, 2001, to accommodate the DNR review process regarding the stream; and

WHEREAS, the amendment from KEI for the additional 2.12 acres is for \$50,000 and extends the contingency period to May 31, 2001; and

WHEREAS, the \$50,000 is based on an independent appraisal and equitably reflects the fair market value of the 2.12-acre parcel as the flood plain boundaries of the existing stream diminishes the utility of approximately one-half of the parcel; and

WHEREAS, the Committee on Transportation, Public Works and Transit, at its meeting on January 31, 2001, by a vote of 6-0, recommended to the County Board that the 2.12-acre parcel be declared surplus to County airport needs; and

WHEREAS, the Committee on Economic and Community Development, at its meeting on February 5, 2001, recommended acceptance of the amendment from KEI for the additional 2.12 acre parcel in the amount of \$50,000, with the contingency period extended to May 31, 2001, subject to the County Board and County Executive declaring the 2.12 parcel surplus and the Federal Aviation Administration (FAA) releasing the parcel from airport status; now, therefore,

BE IT RESOLVED, that the Milwaukee County Board of Supervisors hereby accepts the amendment from KEI for the 2.12-acre

parcel in the amount of \$50,000, with a contingency period until May 31, 2001, subject to the County Board and County Executive declaring the 2.12-acre parcel surplus and the FAA releasing the parcel from airport status; and

BE IT FURTHER RESOLVED, that the County Executive and County Clerk are authorized to convey by warranty deed the subject 2.12-acre parcel located to the north of 802-834 East Rawson Avenue in the City of Oak Creek to KEI and/or assigns for the price of \$50,000, pursuant to the terms and conditions of their amendment and Corporation Counsel approval.

Fiscal Note:

Total sale proceeds in the amount of \$230,000, less sales expenses, for the 6.62-acres shall be deposited in the Airport Capital Improvement Account in accordance with FAA requirements.

The foregoing report correctly states the action taken by the said committee at a meeting held February 5, 2001.

LINDA RYAN
Chairperson

The question was on adoption.

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

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

By Supervisor Krug, Chairperson:

From the Committee on Intergovernmental Relations, reporting on 1 Item.

File No. 01-68(a)(a)
(Journal, January 18, 2001)

(Item 1) An adopted resolution by the Committee on Judiciary, Safety and General Services, referring a report from the Chief Judge

relative to the impact of the elimination of percentage-expressed orders for child support on the Family Courts, by recommending adoption of the following:

A RESOLUTION

WHEREAS, Chief Judge Michael J. Skwierawski submitted an information report to the Committee on Judiciary, Safety and General Services at its meeting on January 4, 2001, which provided information relative to the impact of the elimination of percentage-expressed orders for child support on the Family Courts; and

WHEREAS, at its meeting on January 18, 2001, the Milwaukee County Board of Supervisors voted to place the report on file and refer it to the Committees on Finance and Audit and Intergovernmental Relations; and

WHEREAS, at its meeting on February 12, 2001, the Committee on Intergovernmental Relations received additional information relative to the impact of the elimination of percentage-expressed orders for child support from the Chief Judge and the Director of Child Support Enforcement; and

WHEREAS, the Chief Judge and the Director of Child Support Enforcement indicated that the Federal Government is threatening to cut millions of dollars in aid to Wisconsin unless the State eliminates use of percentage-expressed orders and legislation soon will be introduced in the Wisconsin Legislature to require such a change; and

WHEREAS, the Director of Child Support Enforcement indicated that the State of Wisconsin may already be foregoing opportunities for Federal revenue because its use of percentage-based orders disqualifies it from certain categories of performance-based Federal funding; and

WHEREAS, the Chief Judge and the Director of Child Support Enforcement stated that the conversion of all percentage-expressed orders to orders under which a fixed monthly payment amount is required would involve up to 22,000 cases and create significant workload issues for the Family Courts and the Department of Child Support Enforcement; and

WHEREAS, the Director of Child Support Enforcement indicated that the timely conversion of all percentage-based orders to fixed payment orders would necessitate a special project that would result in a one-time cost of approximately \$1.7 million and would

include the creation of two additional court commissioner positions and nine paralegals; and

WHEREAS, the Chief Judge and the Director of Child Support Enforcement indicated that it is possible that the State may also consider a requirement that all child support orders be automatically reviewed on an annual basis, which would necessitate the permanent creation of several new positions and generate significant ongoing costs; and

WHEREAS, despite these issues, the Chief Judge and the Director of Child Support Enforcement indicated that because Wisconsin is the only state in the nation that utilizes percentage-expressed orders, Wisconsin's conversion from percentage-based to fixed payment child support orders is inevitable and should be supported; and

WHEREAS, in anticipation of Wisconsin's change from percentage-based to fixed payment child support orders, Milwaukee County judges already have begun issuing only fixed payment orders; and

WHEREAS, a State requirement that Milwaukee County eliminate use of percentage-based orders that is not accompanied with the State funding needed to support the timely conversion of these orders and a requirement that all child support orders be automatically reviewed on an annual basis would represent additional examples of unfunded State mandates and should be vigorously opposed by Milwaukee County; now, therefore,

BE IT RESOLVED, that the Milwaukee County Board of Supervisors hereby expresses its support for the State's elimination of the ability to express child support as a percentage of income; and

BE IT FURTHER RESOLVED, that the Milwaukee County Board of Supervisors hereby urges the Governor of Wisconsin and the Wisconsin Legislature to provide the necessary funding to enable Milwaukee County and other counties to convert percentage-based orders to fixed payment orders on a timely basis; and

BE IT FURTHER RESOLVED, that should the State of Wisconsin fail to provide the necessary funding to enable Milwaukee County to undertake a special project to convert percentage-based orders to fixed payment orders on a timely basis, then the County should convert existing orders with existing staff and resources over a period of several years; and

BE IT FURTHER RESOLVED, that the Milwaukee County Board of Supervisors hereby expresses its opposition to a potential State requirement that child support orders be automatically reviewed on an annual basis.

Fiscal Note:

Adoption of this Resolution would express the County's support for the State's elimination of the ability to express child support as a percentage of income while urging the Governor and Wisconsin Legislature to provide the necessary funding to enable Milwaukee County and other counties to convert percentage-based orders to fixed payment orders on a timely basis. It also would express the County's opposition to a potential State requirement that child support orders be automatically reviewed on an annual basis. Because this Resolution only expresses the County's position on these issues, there is no direct fiscal impact associated with its enactment. However, it should be noted that if the State requires counties to eliminate percentage-based orders for existing cases on a timely basis and fails to provide funding for this purpose, the County could incur a one-time cost of approximately \$1.7 million. In addition, a significant cost would be associated with a State requirement that child support orders be automatically reviewed on an annual basis, though the exact amount of that cost cannot be determined at this time. This fiscal note was prepared by the County Board Fiscal and Budget Analyst based on information provided by the Director of Child Support Enforcement and Chief Judge.

The foregoing report correctly states the action taken by the said committee at a meeting held February 12, 2001.

ROBERT KRUG
Chairperson

The question was on adoption.

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

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

TRANSIT SYSTEM CLAIMS

File No. 01-4

From Kelley Beehner, submitting a Claim on January 31, 2001 for damages and injuries allegedly sustained when her automobile was damaged by a Milwaukee Transport Services, Inc. bus.

File No. 01-4

From Carmen Lewis, submitting a Claim on January 29, 2001 for damages and injuries allegedly sustained while a passenger on a Milwaukee Transport Services, Inc. bus.

File No. 01-4

From Michael F. Hupy & Associates, S.C., submitting a Claim on January 18, 2001 in behalf of Lorraine Yegger for damages and injuries allegedly sustained while a passenger on a Milwaukee Transport Services, Inc. bus.

File No. 01-4

From Eisenberg, Weigel, Carlson, Blau & Clemens, S.C., submitting a Claim on January 29, 2001 in behalf of Ivory Young for damages and injuries allegedly sustained in an automobile accident involving 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.

COUNTY BOARD CITATIONS

File No. 01-2-31

On motion by Supervisors Mayo, Coggs-Jones, Johnson, Krug and Ordians, the Board approved a Citation recognizing Alpha Kappa Alpha on the occasion of the 93rd Annual Founder's Day Celebration, commending the sorority and its members for their

dedicated efforts and contributions to the community and wishing for continued prosperity and fulfillment.

File No. 01-2-32

On motion by Supervisors Mayo, Coggs-Jones, Holloway, Johnson, Davis, De Bruin, Diliberti, Lutzka, McGuigan, Podell, Schmitt, Quindel, Zielinski and Ordinans, the Board approved a citation commending Lloyd Barbee on his contributions to the African American Community and recognizing his efforts to improve the quality of life for citizens of Milwaukee County by donating his time, talent and resources toward the betterment of the community.

File No. 01-2-33

On motion by Supervisors Mayo, Davis, Coggs-Jones, Holloway, Johnson, Quindel and Ordinans, the Board approved a Citation congratulating Hansberry-Sands Theatre Company on the occasion of its 20th anniversary, commending the company and its members for the dedicated efforts and contributions to the community and wishing for continued prosperity and fulfillment.

File No. 01-2-34

On motion by Supervisors Davis, Johnson and Ordinans, the Board approved a Citation commending Mary Blunt 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. 01-2-35

On motion by Supervisors Arciszewski, Davis, Johnson and Ordinans, the Board approved a Citation commending Rita Bodshaug 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. 01-2-36

On motion by Supervisors Weishan, Davis, Johnson, McGuigan, Ryan, Schmitt and Ordinans, the Board approved a Citation congratulating Thomas Breitlow 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. 01-2-37

On motion by Supervisors Mayo, Coggs-Jones, Holloway, Johnson, Davis, Lutzka, McGuigan, Schmitt and Ordinans, the Board approved a Citation commending James Brown on his contributions to the African American community and recognizing his efforts to improve the quality of life for citizens of Milwaukee County by donating his time, talent and resources toward the betterment of the community.

File No. 01-2-38

On motion by Supervisors White, Aldrich, Arciszewski, Bailey, Borkowski, Coggs-Jones, Davis, De Bruin, Diliberti, Holloway, Jasenski, Johnson, Krug, Launstein, Lutzka, Mayo, McGuigan, Nyklewicz, Podell, Quindel, Ryan, Schmitt, Weishan, Zielinski and Ordinans, the Board approved a Citation congratulating James Cameron on the occasion of his 87th birthday, thanking him for his dedicated efforts and contributions to the community and wishing him continued prosperity and fulfillment.

File No. 01-2-39

On motion by Supervisors Mayo, White, Coggs-Jones, Holloway, Johnson, Arciszewski, Borkowski and Ordinans, the Board approved a Citation expressing extreme sorrow at the passing of Thomas Cheeks, a friend to the community who has left a legacy of success and service, who was a role model to many and touched the lives of those who had the privilege to know him.

File No. 01-2-40

On motion by Supervisors Mayo, Coggs-Jones, Holloway, Johnson, Arciszewski, Davis, Lutzka, McGuigan, Schmitt and Ordinans, the Board approved a Citation commending Pauline Coggs on her contributions to the African American community and recognizing her efforts to improve the quality of life for citizens of Milwaukee County by donating her time, talent and resources toward the betterment of the community.

File No. 01-2-41

On motion by Supervisors Podell, Aldrich, Arciszewski, Bailey, Borkowski, Coggs-Jones, Davis, De Bruin, Diliberti, Holloway, Jasenski, Johnson, Krug, Launstein, Lutzka, Mayo, McGuigan, Nyklewicz, Quindel, Ryan, Schmitt, Weishan, White, Zielinski and Ordinans, the Board approved a Citation expressing extreme sorrow

at the passing of Robert Curley, a friend to the community who has left a legacy of success and service, who was a role model to many and inspired all who had the privilege to know him.

File No. 01-2-42

On motion by Supervisors Weishan, Davis, Johnson, McGuigan, Ryan, Schmitt and Ordinans, the Board approved a Citation congratulating Jonathan Eggers 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. 01-2-43

On motion by Supervisors Mayo, Coggs-Jones, Holloway, Johnson, Davis, Lutzka, McGuigan, Schmitt and Ordinans, the Board approved a Citation commending Lincoln Gaines for his contributions to the African American community and recognizing his efforts to improve the quality of life for the citizens of Milwaukee County by donating his time, talent and resources toward the betterment of the community.

File No. 01-2-44

On motion by Supervisors White, Arciszewski, Borkowski, Lutzka, McGuigan, Podell, Ryan, Schmitt and Ordinans, the Board approved a Citation congratulating GMIA on the occasion of receiving the Governor's Award for Excellence in Hazardous Waste Reduction, commending its dedicated efforts and contributions to the community and wishing for continued prosperity and fulfillment.

File No. 01-2-45

On motion by Supervisors Launstein, Coggs-Jones, Mayo and Ordinans, the Board approved a Citation congratulating Catherine Giljohann on the occasion of receiving the Prudential Spirit of Community Award, commending her dedicated efforts and contributions to the community and wishing for continued prosperity and fulfillment.

File No. 01-2-46

On motion by Supervisors Nyklewicz, Borkowski, Arciszewski, Davis, Lutzka, Mayo and Ordinans, the Board approved a Citation congratulating Stanley Gwiazdowski on the occasion of receiving the Pal Joey Award, commending his dedicated efforts and contributions

to the community and wishing for continued prosperity and fulfillment.

File No. 01-2-47

On motion by Supervisors Mayo, Coggs-Jones, Holloway, Johnson, Lutzka, McGuigan, Schmitt and Ordinans, the Board approved a Citation commending Susie Harrington on her contributions to the African American community and recognizing her efforts to improve the quality of life for the citizens of Milwaukee County by donating her time, talent and resources toward the betterment of the community.

File No. 01-2-48

On motion by Supervisors Mayo, Coggs-Jones, Holloway, Johnson, Lutzka, Schmitt and Ordinans, the Board approved a Citation commending Bessie Mae Harris on her contributions to the African American community and recognizing her efforts to improve the quality of life for citizens of Milwaukee County by donating her time, talent and resources toward the betterment of the community.

File No. 01-2-49

On motion by Supervisors McGuigan, Davis, Johnson, Lutzka, Mayo, Ryan, Schmitt and Ordinans, the Board approved a Citation congratulating Ryan Huber 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. 01-2-50

On motion by Supervisors Mayo, Coggs-Jones, Holloway, Johnson, Lutzka, McGuigan, Schmitt and Ordinans, the Board approved a Citation commending Louvenia Johnson on her contributions to the African American community and recognizing her efforts to improve the quality of life for the citizens of Milwaukee County by donating her time, talent and resources toward the betterment of the community.

File No. 01-2-51

On motion by Supervisors Borkowski, Davis, Johnson, Lutzka, Mayo, McGuigan, Ryan, Schmitt, Weishan and Ordinans, the Board approved a Citation congratulating Jayson Kempinger 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. 01-2-52

On motion by Supervisors Jasenski, Aldrich, Arciszewski, Bailey, Borkowski, Coggs-Jones, De Bruin, Diliberti, Holloway, Johnson, Krug, Launstein, Lutzka, Mayo, McGuigan, Nyklewicz, Podell, Quindel, Ryan, Schmitt, Weishan, White, Zielinski and Ordinans, the Board approved a Citation expressing extreme sorrow at the passing of James Koconis, a friend to the community who has left a legacy of success and service and touched the lives of those who had the privilege to know him.

File No. 01-2-53

On motion by Supervisors Bailey, Aldrich, Arciszewski, Borkowski, Coggs-Jones, De Bruin, Diliberti, Holloway, Jasenski, Johnson, Krug, Launstein, Lutzka, Mayo, McGuigan, Nyklewicz, Podell, Quindel, Ryan, Schmitt, Weishan, White, Zielinski and Ordinans, the Board approved a Citation commending Eriks Krumins for his many years of faithful and distinguished County service, thanking him for his contributions on behalf of the citizens of Milwaukee County and wishing him a future filled with health, happiness and continued success.

File No. 01-2-54

On motion by Supervisors Borkowski, Johnson and Ordinans, the Board approved a Citation commending Darlene Kwiecinski 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. 01-2-55

On motion by Supervisors Schmitt, Davis, Johnson and Ordinans, the Board approved a Citation congratulating Kevin Lofy 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. 01-2-56

On motion by Supervisors Mayo, Coggs-Jones, Holloway, Johnson, Arciszewski, Lutzka, McGuigan and Ordinans, the Board

approved a Citation commending Caspar Lyday on his contributions to the African American community and recognizing his efforts to improve the quality of life for citizens of Milwaukee County through his donation of time, talent and resources toward the betterment of the community.

File No. 01-2-57

On motion by Supervisors Mayo, Coggs-Jones, Holloway, Johnson, Davis, Lutzka, McGuigan, Schmitt and Ordinans, the Board approved a Citation commending Hazel Maxwell on her contributions to the African American community and recognizing her efforts to improve the quality of life for citizens of Milwaukee County by donating her time, talent and resources toward the betterment of the community.

File No. 01-2-58

On motion by Supervisors Jasenski, Aldrich, Arciszewski, Bailey, Borkowski, Coggs-Jones, De Bruin, Diliberti, Holloway, Johnson, Krug, Launstein, Lutzka, Mayo, McGuigan, Nyklewicz, Podell, Quindel, Ryan, Schmitt, Weishan, White, Zielinski and Ordinans, the Board approved a Citation expressing extreme sorrow at the passing of Al McGuire, a beloved member of the community who has left a legacy of success and service, who was a role model to many and touched the lives of those who had the privilege to know him.

File No. 01-2-59

On motion by Supervisors Krug, Davis, Johnson, Mayo and Ordinans, the Board approved a Citation commending Donald Mielke for his many years of faithful and distinguished County service, thanking him for his contributions on behalf of the citizens of Milwaukee County and wishing him a future filled with health, happiness and continued success.

File No. 01-2-60

On motion by Supervisors White, Arciszewski, Coggs-Jones, Johnson, McGuigan, Quindel and Ordinans, the Board approved a Citation recognizing MCNBNA on the occasion of its celebration of Black Nurses Day, thanking the association's members for their dedicated efforts and contributions to the community and wishing for continued prosperity and fulfillment.

File No. 01-2-61

On motion by Supervisors Mayo, Coggs-Jones, Holloway,

Johnson, Arciszewski, Lutzka, McGuigan, Schmitt and Ordinans, the Board approved a Citation commending Everett "Bobbie" Moore on his contributions to the African American community and recognizing his efforts to improve the quality of life for citizens of Milwaukee County through his donation of time, talent and resources toward the betterment of the community.

File No. 01-2-62

On motion by Supervisors Mayo, Coggs-Jones, Holloway, Johnson, Lutzka, McGuigan, Schmitt, Quindel and Ordinans, the Board approved a Citation commending Zella Nash on her contributions to the African American community and recognizing her efforts to improve the quality of life for citizens of Milwaukee County by donating her time, talent and resources toward the betterment of the community.

File No. 01-2-63

On motion by Supervisors Launstein, Arciszewski, Borkowski, Coggs-Jones, Johnson, Lutzka, Mayo, McGuigan and Ordinans, the Board approved a Citation congratulating The Oak Creek Varsity Cheerleaders on the occasion of winning the Division I State Championship, commending the team's dedicated efforts and wishing for continued prosperity and fulfillment.

File No. 01-2-64

On motion by Supervisors Mayo, Coggs-Jones, Holloway, Johnson, Lutzka, McGuigan, Schmitt and Ordinans, the Board approved a Citation commending Ernestine O'Bee-Wilson on her contributions to the African American community and recognizing her efforts to improve the quality of life for citizens of Milwaukee County by donating her time, talent and resources toward the betterment of the community.

File No. 01-2-65

On motion by Supervisors Weishan, Davis, Lutzka, Mayo, Schmitt and Ordinans, the Board approved a Citation congratulating Joyce O'Donnell on the occasion of earning the West Allis Chamber of Commerce 2000 Citizen of the Year Award, giving thanks for her dedicated efforts and contributions to the community and wishing for continued prosperity and fulfillment.

File No. 01-2-66

On motion by Supervisors Schmitt, Arciszewski, Davis,

Diliberti, Lutzka, Mayo, Weishan and Ordinans, the Board approved a Citation commending Quad/Graphics on the occasion of earning the West Allis Chamber of Commerce Business of the Year Award for 2000, thanking Quad/Graphics for its dedicated efforts and contributions to the community and wishing for continued prosperity and fulfillment.

File No. 01-2-67

On motion by Supervisors Borkowski, Coggs-Jones, Johnson, Holloway, Mayo, Davis, Diliberti, Krug and Ordinans, the Board approved a Citation recognizing Jim Richardson for his dedicated efforts and contributions to the Walnut Street area as well as the entire community and wishing him continued prosperity and fulfillment.

File No. 01-2-68

On motion by Supervisors Mayo, Coggs-Jones, Holloway, Johnson, Lutzka, McGuigan, Schmitt, White and Ordinans, the Board approved a Citation commending Jim Richardson on his contributions to the African American community and recognizing his efforts to improve the quality of life for citizens of Milwaukee County by donating his time, talent and resources toward the betterment of the community.

File No. 01-2-69

On motion by Supervisors Coggs-Jones, Holloway, Mayo, Arciszewski, McGuigan and Ordinans, the Board approved a Citation congratulating Sigma Gamma Rho Sorority, Inc., on the occasion of its Fourth Annual Youth Day, commending the sorority for its dedicated efforts and contributions to the community and wishing for continued prosperity and fulfillment.

File No. 01-2-70

On motion by Supervisors Mayo, Coggs-Jones, Holloway, Johnson, Lutzka, McGuigan, Schmitt and Ordinans, the Board approved a Citation commending Claretta Simpson on her contributions to the African American community and recognizing her efforts to improve the quality of life for citizens of Milwaukee County by donating her time, talent and resources toward the betterment of the community.

File No. 01-2-71

On motion by Supervisors Podell, Aldrich, Arciszewski,

Coggs-Jones, Davis, Diliberti, Krug, Lutzka, McGuigan, Ryan, Schmitt and Ordinans, the Board approved a citation congratulating Carol Skornicka on the occasion of receiving the 2001 Sacagawea Award, commending her dedicated efforts and contributions to the community and wishing for continued good health and personal fulfillment.

File No. 01-2-72

On motion by Supervisors Zielinski, Arciszewski, Borkowski, Coggs-Jones, Davis, Lutzka and Ordinans, the Board approved a Citation recognizing South Shore Volleyball Club for its dedicated efforts and contributions to the athletic community and wishing for continued success.

File No. 01-2-73

On motion by Supervisors Borkowski, Davis, Mayo and Ordinans, the Board approved a Citation commending James Stier for his many years of faithful and distinguished County service, thanking him for his contributions on behalf of the citizens of Milwaukee County and wishing him a future filled with health, happiness and continued success.

File No. 01-2-74

On motion by Supervisors Ordinans, Davis, Johnson, Lutzka, Mayo, McGuigan, Schmitt, Ryan and Weishan, the Board approved a Citation congratulating Robert Syre 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. 01-2-75

On motion by Supervisors Weishan, Davis, Johnson, Lutzka, Mayo, McGuigan, Ryan, Schmitt and Ordinans, the Board approved a Citation congratulating Jaron Tauschmann 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. 01-2-76

On motion by Supervisors Launstein, Arciszewski, Borkowski, Davis, Holloway, Johnson, Mayo and Ordinans, the Board approved

a Citation congratulating Robert Taylor on his achievements, commending the work he has done and wishing him continued success in future endeavors.

File No. 01-2-77

On motion by Supervisors Lutzka, Borkowski, Coggs-Jones, Diliberti, Nyklewicz, Mayo, McGuigan, Zielinski and Ordinans, the Board approved a Citation commending Robert Ullenberg on the occasion of his recognition as "2000 Person of the Year," thanking him on behalf of the citizens of Milwaukee County for his dedicated efforts and contributions to the community and wishing him continued prosperity and fulfillment.

File No. 01-2-78

On motion by Supervisors Bailey, Aldrich, Arciszewski, Coggs-Jones, Davis, Diliberti, Johnson, Krug, Podell, Ryan, Schmitt and Ordinans, the Board approved a Citation congratulating Ferne Yangyeitie Caulker on the occasion of receiving the 2001 Sacagawea Award, commending her dedicated efforts and contributions to the community and wishing for continued prosperity and fulfillment.

File No. 01-2-79

On motion by Supervisors White, Coggs-Jones, Lutzka, Johnson, McGuigan, Quindel and Ordinans, the Board approved a Citation congratulating Lenard Wells on his retirement, thanking him for his contributions to the community and wishing him a future filled with health, happiness and continued success.

File No. 01-2-80

On motion by Supervisors Coggs-Jones, Holloway, Mayo, Johnson, Davis and Ordinans, the Board approved a Citation commending Johnny Windhom, Jr., for his many years of faithful and distinguished County service, thanking him for his contributions on behalf of the citizens of Milwaukee County and wishing him a future filled with health, happiness and continued success.

File No. 01-2-81

On motion by Supervisors Mayo, Coggs-Jones, Holloway, Johnson, Krug, Lutzka, McGuigan, Schmitt and Ordinans, the Board approved a Citation commending Mattibelle Woods on her

contributions to the African American community and recognizing her efforts to improve the quality of life for citizens of Milwaukee County by donating her time, talent and resources toward the betterment of the community.

File No. 01-2-82

On motion by Supervisors Mayo, Coggs-Jones, Holloway, Johnson, Lutzka, McGuigan, Schmitt and Ordinans, the Board approved a Citation commending Jennivie Worthy for her contributions to the African American community and recognizing her efforts to improve the quality of life for citizens of Milwaukee County by donating her time, talent and resources toward the betterment of the community.

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

Notice of Withdrawal from Committee

Supervisor Krug moved to suspend the rules to withdraw File No. 01-156 from the Committee on Parks, Energy and Environment.

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

AYES—Borkowski, Davis, Johnson, Krug, Launstein, Lutzka, Nyklewicz, Quindel, Ryan and Weishan—10. **NOES**—Arciszewski, Bailey, Coggs-Jones, De Bruin, Diliberti, Holloway, Jasenski, Mayo, McGuigan, Podell, Schmitt, White, Zielinski and the Chairman—14. **EXCUSED**—Aldrich—1.

**RESOLUTIONS/ORDINANCES
PRESENTED UNDER
SUSPENSION OF RULES**

File No. 01-157

By Supervisor Krug:

WHEREAS, under current policies and procedures governing the Milwaukee County Public Art Program, the Public Art Program

Committee is authorized to allocate and spend funds appropriated for the Public Art Program without further County Board review and approval; and

WHEREAS, a further discussion is needed to review the policies and procedures of the Public Art Program to allow the County Board more input into the final selection process; and

WHEREAS, the 2001 general obligation bond issue includes \$240,000 for the Public Art Program; and

WHEREAS, prior to any expenditure of these funds, the County Board should have an opportunity to review and revise the policies and procedures of the Public Art Program to allow for greater County Board oversight into how the funds are spent; now, therefore

BE IT RESOLVED, that the County Board of Supervisors does hereby prohibit the Public Art Committee from authorizing any expenditure of Public Art Program funds for 2001 until the County Board has an opportunity to review and revise the current policies and procedures of the Public Art Program, including the authority of the Public Art Committee to authorize expenditures for public art projects without further County Board approval.

Fiscal Note:

Adoption of this resolution will not require an expenditure of funds.

Supervisor Krug moved that all rules of the board interfering with immediate consideration of the foregoing resolution be suspended.

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

AYES—Borkowski, Davis, Johnson, Krug, Launstein, Mayo, McGuigan, Quindel, Ryan and Weishan—10. **NOES**—Arciszewski, Bailey, Coggs-Jones, De Bruin, Diliberti, Holloway, Jasenski, Lutzka, Nyklewicz, Podell, Schmitt, White, Zielinski and the Chairman—14. **EXCUSED**—Aldrich—1.

File No. 01-158

By Supervisor DeBruin:

WHEREAS, periodically employees become victims of serious illnesses which result in the utilization of all their accrued time off,

including all accrued sick leave, causing undue financial hardship on the employee and his/her dependents; and

WHEREAS, individuals who work for other employers have faced similar problems but their employer permitted employees to donate "time" to employees who have exhausted their sick leave due to illness; and

WHEREAS, the time which would be donated may be paid to the employee regardless of whether or not it was utilized as "time off" because in many instances employees are unable to use all of their accrued time and thus are paid for time not taken; and

WHEREAS, representatives of the various labor unions have previously indicated an interest in and willingness to agree to a collateral agreement which would extend the benefit of such a program to their members; and

WHEREAS, on November 12, 1991, the County Board of Supervisors did adopt a resolution/ordinance (File No. 91-962, Milwaukee County Code of General Ordinances, Section 17.184), which allowed for the creation of ACCRUED TIME OFF DONOR PROGRAM FOR EMPLOYEES WHO HAVE EXHAUSTED ALL OF THEIR ACCRUED SICK LEAVE with the provision that the program would become null and void on December 31, 1992; and

WHEREAS, On April 22, 1999, the County Board of Supervisors did adopt a resolution/ordinance (File No. 99-263, Milwaukee County Code of General Ordinances, Section 17.184), which allowed for the creation of ACCRUED TIME OFF DONOR PROGRAM FOR EMPLOYEES WHO HAVE EXHAUSTED ALL OF THEIR ACCRUED SICK LEAVE with the provision that the program would become null and void on December 31, 2000; and

WHEREAS, the most recent action amended the ordinance to clarify the increments of time that must be donated and the employee receiving the donation of time off would need to have a potentially terminal illness as certified by a medical physician; now, therefore

BE IT RESOLVED, that the County Board of Supervisors does hereby authorize the Director, Department of Administration, to reinstate the administrative and accounting procedures necessary for the operation of the ACCRUED TIME OFF DONOR PROGRAM FOR EMPLOYEES WHO HAVE EXHAUSTED ALL OF THEIR SICK LEAVE; and

BE IT FURTHER RESOLVED, that the Director, Department of Labor Relations, is authorized to negotiate a contract or collateral

agreement with the various labor unions representing county employees to effectuate the intent of the program; and

BE IT FURTHER RESOLVED, that the County Board of Supervisors does hereby adopt the following:

AN ORDINANCE

To amend the provisions of Chapter 17 of the Milwaukee County Code of General Ordinances by amending the following Section relating to an accrued time off donor program to be used by employees who have exhausted their sick leave due to a terminal illness.

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

SECTION 1. Chapter 17 of the General Ordinances of Milwaukee County as amended to and including _____ is hereby amended by creating the following section:

17.1846 ACCRUED TIME OFF DONOR PROGRAM FOR EMPLOYEES WHO HAVE EXHAUSTED ALL OF THEIR SICK LEAVE. The Department of Human Resources shall establish and maintain an accrued time off donor program for the purpose of enabling employees who have utilized all of their available accrued off time, including sick leave, to receive donations of accrued time off from other employees who have elected to donate accrued time off to the employee in need of such time. Employees shall be permitted to donate, in increments of one hour, accrued vacation time, personal time, or holiday time to a designated employee who has exhausted all of his/her time off, including sick leave, because he/she is suffering from a potentially terminal illness as certified by a medical physician. Only employees who are not represented by a collective bargaining unit and those employees who are members of a collective bargaining unit which has elected to recognize the accrued time off donor program in their memorandum of agreement, or a collateral agreement, with Milwaukee County shall be eligible to donate time to an individual eligible for receipt of such time. The hours donated to an eligible employee shall be exhausted at the rate of pay of the recipient, regardless of the rate of pay of the donor, and such donation shall be irrevocable. This section shall become null and void on December 31, 2005.

SECTION 2. This ordinance shall become effective the first pay period after adoption and publication.

Fiscal Note:

Adoption of this resolution/ordinance will result in an increased cost to Milwaukee County for personal services expenditures which were unanticipated in the Adopted 2001 Budget. There will also be an expenditure of staff time to administer the verification of the illness, record the transactions, transfer work hours and compute all the data for payroll purposes. An accounting process may need to be reinstated to allow departments to receive reimbursement for the increased personnel service costs related to this program, but which is not presently budgeted in departments that would be impacted. While the donor employee transfers accrued time off along with the personnel service expense related to that time, the donor employee continues to work during the same time frame and must be legally compensated for the actual hours worked unless the donor employee is on a temporary leave of absence without pay equal to the same number of hours donated. If the donor employee works during the same time frame, the County will incur additional personnel service costs related to the same eight hour time frame. Since it is not possible to determine how many employees would receive this donated time, the number of hours donated, nor the rate of pay of the recipient, an accurate figure cannot be determined. Based upon prior experience during 1992, a total of 1259.3 hours were donated as follows: 817.3 Vacation, 361 Holiday and 81 Personal Hours. Four employees were eligible to receive donated time with the amount of hours allocated to each as follows: 650.3, 336, 216 and 57 hours. Based upon the most recent experience during part of 1999 and all of 2000, a total 3,176.1 hours were donated as follows: 1,917.5 Vacation, 1,012.5 Holiday and 246.1 Personal Hours. Seven employees were eligible to receive donated time with the amount of hours allocated to each as follows: 799.5, 702.5, 696.2, 476.9, 365.0, 112.0 and 24.0 hours. If the donated time received by an employee was not expended it would still be retained by the recipient employee.

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

The question was on adoption.

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

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

On a motion by Supervisor Diliberti, the Board **ADJOURNED** at 2:59 p.m. to Thursday, March 15, 2001, at 9:30 a.m., by a voice vote.

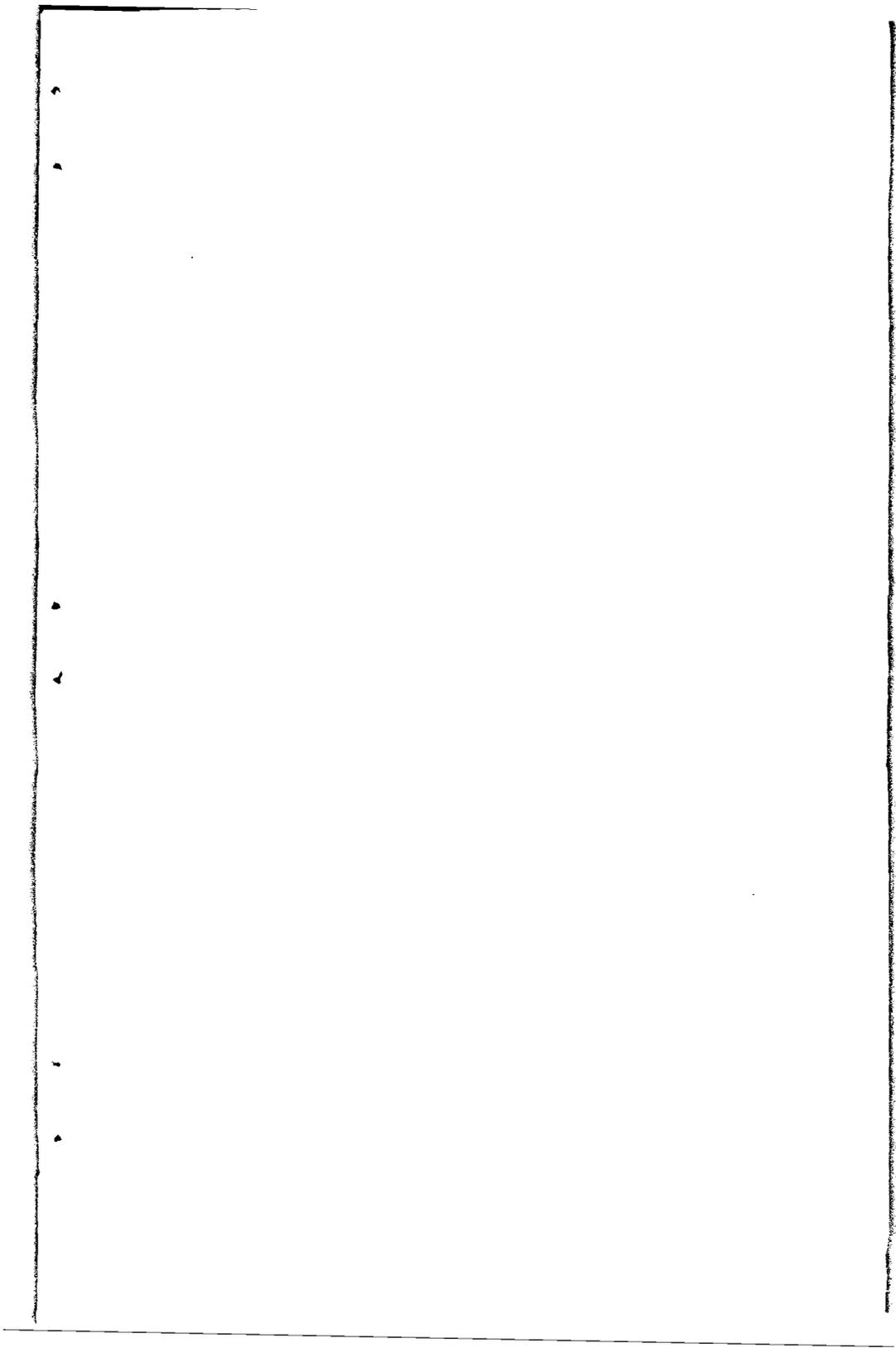
MARK RYAN
County Clerk

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De Bruin (Chair), Diliberti (Vice Chair), Nyklewicz,
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Jasenski, McGuigan, Ryan, White, Lutzka, Arciszewski,
Schmitt, Davis, Johnson, Weishan



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Courthouse, Milwaukee, Wisconsin

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24th	LINDA RYAN , 823 Menomonee Ave., South Milwaukee 53172.....	762-9185
25th	THOMAS A. BAILEY , 5250 N. Diversey Blvd., Whitefish Bay 53217	906-0804

MARK RYAN, County Clerk

Annual Meeting (Continued)
March 15, 2001

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Milwaukee, Wisconsin, Thursday, March 15, 2001, 9:35 a.m.

Supervisor Ordinans in the Chair.

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

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

Supervisors Coggs-Jones and Podell are hereinafter noted present.

PRESENTATION OF COMMUNICATIONS

Supervisors Coggs-Jones and Podell present.

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

File No. 99-268(a)(a)

From District Court Administrator, requesting approval to apply for and accept continuation funding for the Judicial Oversight Demonstration Initiative.

Referred to the Committee on Judiciary, Safety & General Services.

File No. 99-290(a)(a)

From Administrator-Support Services, House of Correction, requesting authorization to amend the current Professional Service Contract with Brentwood Animal Hospital for veterinary services to \$20,000 annual limit.

Referred to the Committee on Judiciary, Safety & General Services.

File No. 99-468(a)(a)

From Inspector, Milwaukee County Sheriff, requesting authorization to enter into a Professional Service Contract with Terry Witkowski to act as Program Manager and also requesting a grant funding increase for the Seat Belt Enforcement Program.

Referred to the Committee on Judiciary, Safety & General Services.

File No. 99-590(a)(a)

From the District Attorney, requesting authorization to contract with the University of Wisconsin-Milwaukee Center for Urban Initiatives and Research to evaluate the Community Prosecution Program.

Referred to the Committee on Judiciary, Safety & General Services.

File No. 00-252(a)(a)

From the Sheriff, requesting creation of five Deputy Sheriff 1 positions and one Deputy Sheriff Sergeant for the Community Oriented Policing Grant.

Referred to the Committee on Finance & Audit, Committee on Personnel, Dept. of Administration and Dept. of Human Resources.

File No. 00-280(a)(a)

From Director, Department on Aging, requesting authorization to increase from \$135,484 to \$219,278, the contract with University of Wisconsin-Milwaukee, for the period June 1, 2000 through December 31, 2001, to develop, implement, and evaluate a community-wide research and frailty prevention program.

Referred to the Committee on Parks, Energy & Environment.

File No. 00-399(a)(a)

From Director, Department of Parks, Recreation and Culture, requesting authorization to accept a Federal Transportation Equity Act for a 21st Century grant of up to \$375,000 for construction of an

Oak Leaf Trail access ramp, and to enter into a cost sharing agreement.

Referred to the Committee on Parks, Energy & Environment.

File No. 00-721(a)(a)

From Director, Department of Administration, Director, Department of Human Services and Director, Department on Aging, responding to the amended "living wage" resolution.

Referred to the Committee on Health & Human Needs and Committee on Finance & Audit.

File No. 01-3

From Milwaukee County Clerk, submitting a listing of Summons & Complaints, Discrimination Complaints, et. al., served on Milwaukee County.

Placed on file.

File No. 01-6

From Law Offices of Thomas M. Jacobson, S.C., submitting a Notice of Injury in behalf of William Atkins for injuries and damages allegedly sustained while a passenger on a Milwaukee Transport Services, Inc. bus.

Placed on file.

File No. 01-6

From Law Offices of Robert A. Levine, submitting a Notice of Injury in behalf of Angela Barnes for injuries and damages allegedly sustained in a motor vehicle accident involving a Milwaukee Transport Services, Inc. bus.

Placed on file.

File No. 01-6

From Attorney S.A. Shapiro, submitting a Notice in behalf of Juanita Boyd for injuries and damages allegedly sustained when she was falsely imprisoned in the Milwaukee County Jail.

Placed on file.

File No. 01-6

From Mr. Clare J. Crowley, submitting a Notice for injuries and damages allegedly sustained in a fall in the parking lot at GMIA.

Placed on file.

File No. 01-6

From Attorney Rodney L. Cubbie, submitting a Notice in behalf of Valerie Cubbie-Jones for injuries and damages allegedly sustained as a result of being hit with falling debris in the Milwaukee County Safety Building.

Placed on file.

File No. 01-6

From Habush, Habush, Davis & Rottier, S.C., submitting a Notice in behalf of D.S., a minor, for injuries and damages allegedly sustained while in a foster home licensed by Milwaukee County Dept. of Human Services.

Placed on file.

File No. 01-6

From Candace Jackson, submitting a Notice for injuries and damages allegedly sustained while a passenger on a Milwaukee Transport Services, Inc. bus.

Placed on file.

File No. 01-6

From B. Ethel Kraus, submitting a Notice for injuries and damages allegedly sustained in a fall at GMIA.

Placed on file.

File No. 01-6

From Attorney M. Angela Dentice, submitting a Notice in behalf of Tamara Mallett for injuries and damages allegedly sustained when the automobile she was driving was hit by a Milwaukee County snowplow.

Placed on file.

File No. 01-6

From Law Offices of Thomas M. Jacobson, S.C., submitting a Notice of Injury in behalf of Annie McConnell for her minor son, Eugene Ward, Jr., for injuries and damages allegedly sustained by the minor while a passenger on a Milwaukee Transport Services, Inc. bus.

Placed on file.

File No. 01-6

From Gendlin & Safran, S.C., submitting a Notice of Injury in behalf of Bonnie Westover for injuries and damages allegedly sustained in a vehicular accident with a Milwaukee Transport Services, Inc. bus.

Placed on file.

File No. 01-6

From Attorney Gary S. Greenberg, submitting a Notice in behalf of Laura White, a minor, for injuries and damages allegedly sustained while a passenger on a Milwaukee Transport Services, Inc. bus.

Placed on file.

File No. 01-6

From Attorney Gary S. Greenberg, submitting a Notice in behalf of Linda White for injuries and damages allegedly sustained while a passenger on a Milwaukee Transport Services, Inc. bus.

Placed on file.

File No. 01-9

From St. Croix County Clerk, submitting an adopted resolution opposing Wisconsin Counties Association promotion of off reservation gambling facilities.

Placed on file.

File No. 01-9

From Manitowoc County Clerk, submitting an adopted resolution opposing 0.1 percent sales tax referendum.

Placed on file.

File No. 01-9

From Sauk County Clerk, submitting an adopted resolution requesting a special sales tax for county jails.

Placed on file.

File No. 01-159

From Director of Audits, submitting An Audit of Customer Satisfaction at the Milwaukee County Zoo, dated February, 2001.

Referred to the Committee on Finance & Audit and Committee on Parks, Energy & Environment.

File No. 01-161

From Wisconsin Electric Power Company, submitting a claim for damages allegedly sustained to an underground cable which was struck & damaged by Milwaukee County excavating equipment.

Referred to the Committee on Judiciary, Safety & General Services.

File No. 01-162

From Mary Pahl & Andy Skwierawski, submitting a claim for damages allegedly sustained to their automobile while entering the General Mitchell International Airport parking lot.

Referred to the Committee on Judiciary, Safety & General Services.

File No. 01-163

From CNA Insurance Companies, submitting a claim under their subrogation rights of their insured, James Frets, for reimbursement of payment made for alleged damages sustained to his automobile when involved in an accident with a Milwaukee County-owned vehicle on September 10, 2000.

Referred to the Committee on Judiciary, Safety & General Services.

File No. 01-164

From Attorneys Rebholz, Auberry & Malone, submitting a claim

in behalf of Gary Zergoski for the alleged loss of personal property seized by the Milwaukee County Sheriff's Department.

Referred to the Committee on Judiciary, Safety & General Services.

File No. 01-165

From Kemper Insurance Companies, submitting a claim under their subrogation rights of their insured, Shea Tyars, for reimbursement of payment made for alleged damages sustained to her automobile when involved in an accident with a Milwaukee County-owned vehicle on August 10, 2000.

Referred to the Committee on Judiciary, Safety & General Services.

File No. 01-166

From Frances Robinson, submitting a claim for the alleged loss of personal property while incarcerated at the Milwaukee County Criminal Justice Facility.

Referred to the Committee on Judiciary, Safety & General Services.

File No. 01-167

From Michael S. Paszkiewicz, submitting a claim for the alleged loss of personal property while incarcerated at the Milwaukee County Criminal Justice Facility.

Referred to the Committee on Judiciary, Safety & General Services.

File No. 01-168

From Ruben R. Ward, submitting a claim for injuries and damages allegedly sustained from the treatment and lack of treatment received while incarcerated at the Milwaukee County Criminal Justice Facility.

Referred to the Committee on Judiciary, Safety & General Services.

File No. 01-169

From Director, Intergovernmental Relations, submitting a copy of the text of Governor McCallum's Executive Budget Speech.

Referred to the Committee on Intergovernmental Relations.

File No. 01-170

From Taloulah & Tajeem Gillem, submitting claims for injuries and damages allegedly sustained when they slipped and fell while entering the Milwaukee County Criminal Justice Facility.

Referred to the Committee on Judiciary, Safety & General Services.

File No. 01-171

From Director, Department on Aging, requesting creation of one position of Program Coordinator (Aging) to serve as a housing resource for older adults and abolishment of one position of Research and Program Coordinator (Aging).

Referred to the Committee on Finance & Audit, Committee on Personnel, Dept. of Administration and Dept. of Human Resources.

File No. 01-172

From Director, Department of Parks, Recreation and Culture, recommending approval of an agreement with the Milwaukee Rampage Soccer Club for lease of Milwaukee County Sports Complex.

Referred to the Committee on Parks, Energy & Environment and Committee on Finance & Audit.

File No. 01-173

From Administrator, Mental Health Division, Administrator, Criminal Justice Facility, Superintendent, House of Correction, and County Board Research Analyst, in response to 2001 Adopted Budget Amendment 1C003 allocating \$100,000 for persons with mental illness who are released from the Jail and House of Correction into the community.

Referred to the Committee on Judiciary, Safety &

**General Services, Committee on Health & Human Needs
and Committee on Finance & Audit.**

File No. 01-175

From the Zoo Director, requesting authorization to execute a professional services contract with World Bird Sanctuary in an amount of \$55,550 for presentation of the Zoo's Bird of Prey Show for public presentation from May 26, 2001 through September 3, 2001.

Referred to the Committee on Parks, Energy & Environment.

File No. 01-176

From the Zoo Director, requesting authorization to execute a professional services contract with Scooter Bug, Inc. for furnishing strollers for rental at the Milwaukee County Zoo on a shared revenue basis.

Referred to the Committee on Parks, Energy & Environment.

File No. 01-177

From the Zoo Director, requesting authorization to execute a professional services contract with Jo-Don Farms, Inc. for presentation of the Zoo's Pony Ride from approximately the last weekend in March through October, with the Zoo to receive revenue of approximately \$27,000.

Referred to the Committee on Parks, Energy & Environment.

File No. 01-178

From the Zoo Director, requesting authorization to execute a professional services contract with Jo-Don Farms, Inc. for presentation of the Zoo's Camel Ride from May, 2001 through September, 2001 and for animal training and consultation.

Referred to the Committee on Parks, Energy & Environment.

File No. 01-179

From the Zoo Director, requesting authorization to apply for and

accept a grant of up to \$112,500 from the Institute of Museum and Library Services for Zoo general operating support.

Referred to the Committee on Parks, Energy & Environment.

File No. 01-180

From County Executive, requesting the County Board to adopt a resolution naming the Doctor's Park Beach after Mr. George Tietjen.

Referred to the Committee on Parks, Energy & Environment.

File No. 01-181

From Zoo Director, requesting authorization to execute a professional services contract with Robert Zigman Marketing in the amount of \$150,000 for booking of and arrangements for entertainment at Milwaukee a la Carte 2001 and 2002.

Referred to the Committee on Parks, Energy & Environment.

File No. 01-182

From Zoo Director, requesting authorization to execute professional service contracts with up to 30 restaurants for the Milwaukee a la Carte event, August 16-19, 2001.

Referred to the Committee on Parks, Energy & Environment.

File No. 01-184

From Mr. Otto Wenz, of the Milwaukee Wheelmen, requesting for the closing of Lincoln Memorial Drive on July 24 and 28, 2001 for the International Cycling Classic races.

Referred to the Committee on Parks, Energy & Environment.

File No. 01-185

From Director, Department of Parks, Recreation and Culture, requesting authorization to apply for and accept a State of Wisconsin

Recreational Boating Facilities Program grant of up to \$2,877,557.50 for the redevelopment of the McKinley Marina.

Referred to the Committee on Parks, Energy & Environment.

File No. 01-186

From Director, Department of Parks, Recreation and Culture, submitting a proposed resolution setting forth the aquatic mission of Milwaukee County and the Department of Parks, Recreation and Culture.

Referred to the Committee on Parks, Energy & Environment.

File No. 01-187

From Corporation Counsel, recommending that Milwaukee County enter into an agreement with Forest County Potawatomi Community of Wisconsin to join in their lawsuit against the Department of Interior.

Referred to the Committee on Judiciary, Safety & General Services.

File No. 01-188

From Director, University of Wisconsin-Extension, requesting authorization to apply for and accept funding from Milwaukee Brighter Futures in support of family, community and youth programming for County fiscal year 2001.

Referred to the Committee on Parks, Energy & Environment.

File No. 01-189

From Director, University of Wisconsin-Extension, requesting authorization to apply for and accept funding from Maximus, Inc., Milwaukee County W-2 Region VI, for on-site workshops in family and community education for County fiscal year 2001.

Referred to the Committee on Parks, Energy & Environment.

File No. 01-190

From Director, University of Wisconsin-Extension, requesting authorization to apply for and accept funding from the Child Abuse

Prevention Fund (CAP Fund) in support of family programming for County fiscal year 2001.

Referred to the Committee on Parks, Energy & Environment.

File No. 01-191

From Director, Department on Aging, requesting authorization to execute a contract with IMPACT Alcohol and Other Drug Abuse Services, Inc., for \$15,000 to provide after hours coverage to ElderLink, the Information and Assistance Program of the Milwaukee County Department on Aging, for the period April 1, through December 31, 2001.

Referred to the Committee on Health & Human Needs.

File No. 01-192

From State Farm Insurance Companies, submitting a claim under their subrogation rights of their insured, Robert J. Armstrong, for reimbursement of payment made for alleged damages sustained to his automobile due to driving over a pothole in the road on Hwy. 45 and Good Hope Road.

Referred to the Committee on Judiciary, Safety & General Services.

File No. 01-193

From Attorneys Goosens & George, S.C., submitting a claim in behalf of Timothy & Wendy Welch, for injuries and damages allegedly sustained due to an accident involving a Milwaukee County-owned vehicle occurring on December 18, 2000.

Referred to the Committee on Judiciary, Safety & General Services.

File No. 01-194

From Director, Department of Administration, recommending reassignment of a lease of freeway land as surface parking between North Jefferson and North Milwaukee Streets, south of East Clybourn Street in the City of Milwaukee.

Referred to the Committee on Transportation, Public Works & Translt.

File No. 01-195

From Director, Department of Administration, recommending acceptance of the high bid from Imperial Parking to lease lands for parking beneath the East-West Freeway (I-794) between North Plankinton and the Milwaukee River, Milwaukee, WI.

Referred to the Committee on Transportation, Public Works & Transit.

File No. 01-196

From Director of Public Works, requesting consent to the assignment of Airport Agreement No. CN-889 from Wileswood, Inc. (The Milwaukee Store) at General Mitchell International Airport to a company which will be formed by Jan Briscoe which is tentatively to be named Country Corner Stores, LLC.

Referred to the Committee on Transportation, Public Works & Transit.

File No. 01-197

From Director of Public Works, requesting authorization to amend Chapter 44, Section 44.05 of the Milwaukee County Ordinances to reinstate a refundable deposit in the bid document delivery process.

Referred to the Committee on Transportation, Public Works & Transit.

File No. 01-198

From Director, Department of Administration, reporting on revisions to the First-Time Home Buyers Program (including the use of \$10,000 of Community Development Block Grant (CDBG) funds available for reprogramming to add a counseling component to the program and a HOME funding grant up to \$1,500 for new buyers to correct any lead-based paint hazards).

Referred to the Committee on Economic & Community Development.

File No. 01-199

From Director, Department of Administration, requesting authorization to enter into an Economic Development grant

agreement with the Riverworks Business Improvement District to support its proposed Capitol Drive street banner project.

Referred to the Committee on Economic & Community Development.

File No. 01-200

From Chris Schaefer, National Spinal Cord Injury Association, requesting partial closing of Lincoln Memorial Drive on the evening of Thursday, July 19, 2001 for the 13th annual Wheel's and Heel's Run.

Referred to the Committee on Parks, Energy & Environment.

File No. 01-202

From the Sheriff, urging support of an amendment to Wisconsin State Statute 59.54(25) in order to address the enforceability of County General Ordinance 24.01 which prohibits the possession of marijuana.

Referred to the Committee on Intergovernmental Relations.

File No. 01-203

From Denise Hughes, submitting a claim for damages allegedly sustained to her automobile while parked in the parking lot of the Milwaukee County Grounds.

Referred to the Committee on Judiciary, Safety & General Services.

File No. 01-204

From Attorney Elvis Cardell Banks, submitting a claim in behalf of Florine Hicks for injuries and damages allegedly sustained due to the treatment and lack of treatment received while an inmate at the Milwaukee County Jail.

Referred to the Committee on Judiciary, Safety & General Services.

File No. 01-205

From Attorneys Stevens & Kroening, LLC, submitting claims in

behalf of Carol Craig, Et. Al. for damages allegedly sustained to their homes due to flooding in Lincoln Creek during rains.

Referred to the Committee on Judiciary, Safety & General Services.

File No. 01-206

From Attorney Elvis C. Banks, submitting a claim in behalf of Dexter Carter for injuries and damages allegedly sustained due to the treatment and lack of treatment received while incarcerated at the House of Correction.

Referred to the Committee on Judiciary, Safety & General Services.

File No. 01-207

From Attorney Elvis C. Banks, submitting a claim in behalf of Kim Jawort for injuries and damages allegedly sustained when she slipped and fell on the sidewalk in front of the Milwaukee County Courthouse.

Referred to the Committee on Judiciary, Safety & General Services.

File No. 01-208

From Chanda Allen, submitting a claim for damages allegedly sustained to her automobile when she drove over a pothole on 76th & Green Tree Road.

Referred to the Committee on Judiciary, Safety & General Services.

File No. 01-209

From Ricco L. Fisher, submitting a claim for the alleged loss of personal property while incarcerated at the Milwaukee County Jail.

Referred to the Committee on Judiciary, Safety & General Services.

File No. 01-210

From Director of Human Resources, requesting approval of a professional services contract with Health Care System Consultants,

Inc., relative to the Request for Proposals process for Milwaukee County health, life and dental benefits.

Referred to the Committee on Personnel.

File No. 01-211

From Executive Director, Milwaukee County Ethics Board, submitting the 2000 Annual Activities Report.

Placed on file.

File No. 01-212

From Chairman, Southeastern Wisconsin Regional Planning Commission, submitting a copy of *Amendment to the Regional Transportation Plan—2000, Park East Freeway Corridor*.

Placed on file.

File No. 01-213

From the District Attorney, requesting authorization to participate in the Federal Forfeiture Program and to establish an account in a public depository for forfeited funds.

Referred to the Committee on Finance & Audit and Committee on Judiciary, Safety & General Services.

File No. 01-214

From Director, County Health Programs, requesting the abolishment of one RN-Emergency Medical Services position and the creation of one Paramedic Trainer/Paramedic position.

Referred to the Committee on Finance & Audit, Committee on Personnel and Dept. of Human Resources.

File No. 01-215

From Richard Jaroszewski, submitting a claim for property damages allegedly sustained due to the airplane vibrations from the General Mitchell International Airport west runway.

Referred to the Committee on Judiciary, Safety & General Services.

File No. 01-216

From Attorneys Donald P. Styler and Timothy M. Whiting submitting claims in behalf of Amos C. Moore, Jr. for injuries and damages allegedly sustained due to the negligence of the Milwaukee Fire Department in attempting to extinguish a car fire and in behalf of Barbara Moore for the alleged loss of society, companionship and consortium of her husband.

Referred to the Committee on Judiciary, Safety & General Services.

File No. 01-217

From Ruben Ward, submitting a claim for injuries and damages allegedly sustained while incarcerated at the Milwaukee County Criminal Justice Facility.

Referred to the Committee on Judiciary, Safety & General Services.

RESOLUTIONS/ORDINANCES
REFERRED TO STANDING COMMITTEES

File No. 01-160

By Supervisors Mayo, Coggs-Jones, Holloway and Johnson:

WHEREAS, Milwaukee County owns and operates General Mitchell International Airport; and

WHEREAS, many workers are employed at GMIA in a variety of positions, including both County and non-County jobs; and

WHEREAS, the concession mall at the Airport includes dozens of vendors selling a variety of goods and services, including food and beverages; and

WHEREAS, the County has a goal of achieving 14% disadvantaged business enterprise participation in its concession mall operation at GMIA; and

WHEREAS, the DBE concession participation at the airport currently exceeds the 14% goal; and

WHEREAS, it is prudent to monitor DBE participation in concession operations at the Airport as well as the level of minority hiring at the Airport; and

WHEREAS, a task force should be created to review past practices related to minority hiring and DBE participation at the Airport; now, therefore.

BE IT RESOLVED, that the County Board of Supervisors does hereby create a Task Force to review the County's record of DBE participation in vendor contracts at General Mitchell International Airport as well as minority hiring at the Airport including numbers of minorities hired and the types of positions held; and

BE IT FURTHER RESOLVED, that the Task Force shall be appointed by the County Executive and include representatives from the Department of Public Works, the Department of Administration, the Disadvantaged Business Development Division, the County Executive's Office as well as two members of the private sector who have experience with Disadvantaged Business Enterprise matters or minority hiring; and

BE IT FURTHER RESOLVED, that upon completion of its review, the Task Force shall present its findings and any relevant recommendations to the County Board and County Executive.

Fiscal Note:

Adoption of this resolution will not require an expenditure of funds; however an expenditure of staff time may be required.

REFERRED TO THE COMMITTEE ON TRANSPORTATION, PUBLIC WORKS AND TRANSIT AND TO THE COMMITTEE ON FINANCE AND AUDIT.

File No. 01-174

By Supervisors Aldrich, Coggs-Jones, DeBruin, DiIberti, Jasenski, Krug, Ordinans, Podell, Ryan, Schmitt and Welshan:

WHEREAS, the County Board established a Public Art Program as part of the adopted 2000 Capital Improvements budget; and

WHEREAS, specific policies and procedures to govern the Public Art Program were adopted by the County Board on June 22,

2000, in File No. 00-300, including the establishment of a Public Art Committee which is charged with appointing members to a selection panel to review and recommend to the Public Art Committee artists for eligible capital improvement projects; and

WHEREAS, the Public Art Committee is further charged with reviewing and approving the selection of artists recommended by the review panels; and

WHEREAS, the Public Art Committee acts independently and its decisions on the selection of artists for various eligible capital improvement projects are not subject to further review or approval by the County Board; and

WHEREAS, according to File No. 00-300, the policies and procedures for the Milwaukee County Public Art Program are to be reviewed by the Parks, Energy and Environment Committee and the County Board after one year; and

WHEREAS, the Public Art Program is financed with public dollars, specifically 1% of the cost of an eligible capital improvement project is earmarked for public art; and

WHEREAS, the Public Art Committee's selection of Dennis Oppenheim to design a sculpture called "Blue Shirt" to occupy the outside and inside of the northeast corner of the new parking structure at General Mitchell International Airport has engendered considerable debate among the public and members of the County Board of Supervisors; and

WHEREAS, a concern cited by Supervisors was that the selection of the Blue Shirt project did not involve sufficient public and County Board input, particularly in light of its size, cost and "landmark" status; and

WHEREAS, concerns regarding the Public Art program should be addressed by the Public Art Committee given that the Public Art program is in its early stages and that the program's opportunity for future success and support would be heightened by avoiding future controversies; now, therefore,

BE IT RESOLVED, that the County Board of Supervisors does hereby authorize and direct the Milwaukee County Public Art Committee to review the policies and procedures for the Milwaukee County Public Art Program and consider ways to address concerns raised by Supervisors in the aftermath of the selection of Dennis Oppenheim to design the Blue Shirt sculpture for the Airport parking structure; and

BE IT FURTHER RESOLVED, that this review of policies and procedures shall, at minimum, consider the following potential revisions:

1. A clarification of the Committee's intent in regard to the selection of integrated versus non-integrated public art projects;
2. A process to provide for greater public input prior to the Committee's selection of any artist's proposal for funding under the Public Art Program, including an open meeting for members of the community and the County Board to review and comment upon the different proposals for public art that have been submitted for a particular capital improvements project;
3. A mechanism for defining public art projects that have "landmark" status and requirements for enhanced public and County Board input for such projects.

; and

BE IT FURTHER RESOLVED, that the Milwaukee County Public Art Committee shall submit its recommendations regarding potential revisions to its policies and procedures to the County Board of Supervisors for review and approval during the May, 2001 County Board committee cycle; and

BE IT FURTHER RESOLVED, that the Milwaukee County Public Art Committee shall submit an annual report regarding its activities to the Committees on Parks, Energy and Environment and Transportation, Public Works and Transit.

Fiscal Note:

Adoption of this resolution will not require an expenditure of funds.

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

File No. 01-183

By Supervisors Launstein, Borkowski, Arciszewski and Coggs-Jones:

WHEREAS, the Rolling Dice Riders of Franklin, Inc.

Snowmobile Club has requested permission to develop snowmobile trails in the City of Franklin on County park land located in the City of Franklin; and

WHEREAS, in order to accommodate the club's request, Chapter 47.10(15), which prohibits snowmobiling in county parks, must be amended; and

WHEREAS, the club has cited the fact that the areas which it would like to develop, located on the east side of S. 76th Street from a point 1/10th of a mile south of Ryan Road to approximately Oakwood Road and about 2/10th of a mile along the north edge of Franklin Park, are agricultural lands and no environmental encumbrances will occur; and

WHEREAS, the club has stated that while this land is plowed and planted on a regular basis, after crops are harvested in late fall or early winter a trail route could be established; and

WHEREAS, trail routes would be marked and signed after receiving owner's permission and the markings would be removed in late winter or early spring so as to not interfere with spring planting; and .

WHEREAS, the trails would be inspected by the Wisconsin Department of Natural Resources and would be required to conform to all DNR rules; and

WHEREAS, the Rolling Dice Riders of Franklin Inc. Snowmobile Club has insurance as required by law; now, therefore

BE IT RESOLVED, the Milwaukee County Board of Supervisors does hereby authorize the Rolling Dice Riders of Franklin, Inc. Snowmobile Club to develop snowmobile trails in Franklin Park and Rainbow Airport Park; and

BE IT FURTHER RESOLVED, that the Parks Department is hereby directed to work with the Rolling Dice Riders of Franklin, Inc. Snowmobile Club to facilitate this development and report back to the Committee on Parks, Energy and Environment on issues which may develop after the first season of snowmobile use on these trails; and

BE IT FURTHER RESOLVED, that the County Board of Supervisors does hereby amend Chapter 47.10(15) as follows:

AN ORDINANCE

To amend Section 47.10 (15) of the General Ordi-

nances of Milwaukee County relating to regulation of snowmobiles in parks and parkways.

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

SECTION 1. Section 47.10 (15) of the General Ordinances of Milwaukee County, as amended to and including _____ is hereby amended as follows:

47.10 (15) Regulation of snowmobiles.

(a) Definition. Snowmobile means a motor-driven vehicle designed to travel over a snow surface with an operator or an operator and one (1) or more passengers. Such vehicle shall derive traction from a continuous tack-laying device, the periphery of which shall be rubber or metal reinforced rubber but shall not include any block, studs, flange, spike or other protuberance. The term "snowmobile" shall not mean a vehicle driven by an airplane propeller or a vehicle driven by wind action and specifically designed for ice sailing.

(b) No person shall be permitted to operate or drive a snowmobile in any park or parkway except for designated snowmobile trails in Franklin Park and Rainbow Airport park.

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

Fiscal Note:

Adoption of this resolution will not require an expenditure of funds but an expenditure of staff time will be required on the part of the Parks Department staff to work with the Rolling Dice Riders of Franklin, Inc. Snowmobile Club to carry out the intent of this resolution.

REFERRED TO THE COMMITTEE ON PARKS, ENERGY AND ENVIRONMENT.

File No. 01-201

By Supervisors Podell, Aldrich, Dillbertl and Borkowski:

WHEREAS, the Milwaukee County Board of Supervisors adopted the 2001 budget which includes a new fee of \$300 per

season for mooring buoys within the McKinley Marina breakwater intended to produce \$30,000 in revenue; and

WHEREAS, it is very likely that an additional 50 existing moorings not included in budget projections will produce an additional \$15,000 in revenue beyond the budgeted amount of \$30,000; and

WHEREAS, the University of Wisconsin-Milwaukee's (UWM) Sailing Club is requesting that the County Board waive the mooring buoy fee for the 15 buoys they use to operate their program; and

WHEREAS, the Milwaukee Community Sailing Center (MCSC) is also requesting that the County Board waive the mooring buoy fee for the 15 buoys they use to operate their program; and

WHEREAS, the combined request of the UWM Sailing Club and the MCSC for waiver of the 2001 mooring fees for 30 mooring buoys would decrease actual revenues by \$9,000 but may not have a negative impact on budgeted revenues because potential revenue from 50 existing moorings were not included in 2001 revenue calculations; and

WHEREAS, the UWM Sailing Club serves students from UWM, Marquette University and the Milwaukee School of Engineering for a modest fee subsidized by UWM; and

WHEREAS, the UWM Sailing Club has taught over 9,000 persons to sail since beginning operation in 1960; and

WHEREAS, the MCSC is a not-for-profit agency that started in 1977 and has over 800 active members from all parts of Milwaukee and is by far the largest organized user of the McKinley Marina basin; and

WHEREAS, the MCSC provides outreach programs for children and the physically and mentally challenged and partners with other community based organizations to reach 1,500 people annually; and

WHEREAS, the MCSC offers many community oriented sailing programs including specialized sailing lessons to handicapped boaters as well as sailing programs for children; and

WHEREAS, both the UWM Sailing Club and the MCSC provide valuable educational services that often inspire their members to "graduate" and become boat owners and slip renters creating a "farm team" system for McKinley Marina; now, therefore,

BE IT RESOLVED, that the Milwaukee County Board of Supervisors does hereby waive the 2001 mooring buoy fees for the 30 buoys used by the UWM Sailing Club and the MCSC thereby recognizing the valuable recreational and educational services provided by these two groups.

Fiscal Note:

Adoption of this resolution will result in a \$9,000 loss of actual revenues. The 2001 Adopted Budget for the Parks Department includes \$30,000 in revenues from charging \$300 for mooring buoys. The Parks Department initially counted and budgeted for 100 buoys but approximately 150 exist in the Marina. Therefore, waiving the mooring fees for 30 buoys may not impact budgeted revenues for 2001 but will likely impact actual revenues for the Parks Department. This fiscal note was prepared by the County Board Research Analyst and Parks Department staff.

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

File No. 01-218

By Supervisors De Bruin and Ordians:

WHEREAS, County Board File No. 00-85 directed the Parks Department, Economic Development Division and County Board staff to "continue discussions with Wisconsin Lutheran College (WLC) regarding its need for athletic facilities and to develop alternative land use scenarios based upon those discussions and the analysis provided by Hurtado Consulting to the County Grounds Land Use Planning Committee (LUPC)..."; and

WHEREAS, WLC expressed an interest in acquiring a portion of County Grounds property in late 1995 and again in May, 1998, requesting that the County negotiate regarding the purchase or lease of lands in the NE Quadrant; and

WHEREAS, WLC has been actively pursuing possible sites for athletic facilities for several years, and the growth of its intercollegiate athletic programs has created an acute need for practice and game facilities; and

WHEREAS, at the request of the LUPC, Milwaukee County retained Hurtado Consulting in December, 1998, to provide assistance to the LUPC in its consideration of a request by WLC to use a portion of the NE Quadrant for a variety of athletic fields; and

WHEREAS, Hurtado Consulting presented a final report and recommendations to the Committee in March, 1999, and the substance of the Hurtado report can be summarized as follows: Wisconsin Lutheran College demonstrates considerable financial capabilities to build and operate athletic fields; published reports indicate the need for more soccer fields and softball fields in Wauwatosa and in the area near the NE Quadrant; it is responsible to conclude that there is a need for college and community athletic fields and that fields located in the quadrant would help meet those needs, WLC has considerable experience in operating athletic and cultural facilities that are also available for use by the general public; a proposed schedule of when facilities would be utilized by WLC indicates limited use and considerable open times when fields could be utilized by the public and community groups; and there are considerable advantages to clustering the fields such as operational efficiencies and cost savings; and

WHEREAS, WLC has an established track record of making its indoor recreational facilities available to a variety of community groups; and

WHEREAS, the College's request for fields is also supported by the Medical College of Wisconsin and several Wauwatosa area youth athletic groups; and

WHEREAS, WLC has the financial capability to develop recreational fields and facilities that Milwaukee County cannot afford to build, but that would be available for use by County residents during a substantial portion of the year; and

WHEREAS, a preliminary site plan has been proposed that includes two regulation softball diamonds, eight tennis courts, a football practice field, a football/soccer game facility surrounded by a running track and a limited amount of surface parking; and

WHEREAS, the recommended site is adjacent to the WEPCo Power Plant and the area proposed for commercial/office development, and does not lend itself to other uses; and

WHEREAS, the County Board authorized discussions with the Wisconsin Lutheran College on September 28, 2000, to develop proposed plans detailing the development of such fields (File No. 00-85(a)(a)); now, therefore,

BE IT RESOLVED, that the County Board approves the layout as presented by the Wisconsin Lutheran College of approximately 27 acres within the County Grounds NE Quadrant for the construction, operation and maintenance of a complex of athletic fields as contained in its proposal; and

BE IT FURTHER RESOLVED, that the Department of Administration - Economic Development Division, Parks Department and County Board staff are hereby authorized to negotiate an agreement with representatives of Wisconsin Lutheran College to develop a proposed plan detailing the construction, operation and maintenance of a complex of athletic fields comprising an area of approximately 27 acres within the County Grounds NE Quadrant; and

BE IT FURTHER RESOLVED, that said negotiations shall address the following items: lease terms and payments, renewal options, design and construction standards, requirements for shared community use, liability waivers, environmental compliance, parking and use limitations, ongoing maintenance responsibilities, financial and performance guarantees, required City of Wauwatosa approvals and other contingencies; and

BE IT FURTHER RESOLVED, that all facility plans shall adhere to the "Recreational Fields Development Guidelines" created by Hurtado Consulting LLC and included in the final report and recommendations of the County Grounds Land Use Planning Committee dated March, 1999; and

BE IT FURTHER RESOLVED, that the final plan and proposed contract resulting from these negotiations between the County and WLC shall be brought back to the County Board of Supervisors for final approval.

Fiscal Note:

Adoption of this resolution will not require an appropriation of funds. Revenues from the agreements cannot be determined until all the terms are final.

REFERRED TO THE COMMITTEE ON PARKS, ENERGY AND ENVIRONMENT AND TO THE COMMITTEE ON ECONOMIC AND COMMUNITY DEVELOPMENT.

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

By Supervisor Arciszewski, Chairman:

From the Committee on Personnel, reporting on 5 Items.

File No. 01-15(a)(a)
(Journal, December 21, 2000)

(Item 1) A file created as a reference file for actions reported to

reported to the County Board during 2001 from the Personnel Committee to recommend extension of certain temporary and emergency appointments in existence for less than one year, by recommending adoption of the following:

A RESOLUTION

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

WHEREAS, the Director 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 February 27, 2001, a copy of which report is on file in File No. 01-15(a) and is incorporated in this resolution by reference; and

WHEREAS, on March 9, 2001, the Committee on Personnel reviewed the need for extension of the recommended temporary and emergency appointments for a six-month period, up to the maximum-allowed period of one year, as indicated in the said report from the Director of Human Resources, and voted 7-0 to recommend that the said extensions be approved; now, therefore,

BE IT RESOLVED, that the County Board of Supervisors does hereby authorize and direct that the indicated emergency appointments and temporary appointments originally made between October 1, 2000 and November 30, 2000 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.

File No. 01-134
(Journal, February 15, 2001)

(Item 2) Report, referred back 2/15/01, recommending approval

of a resolution and ordinance to amend Chapter 58 of the General Ordinances of Milwaukee County relating to the Employee's Retirement System Department in order to conform to existing procedures, by reaffirming the Committee on Personnel's previous position for adoption of the said ordinance and resolution as appearing in the Journal of Proceedings of February 15, 2001.

Fiscal Note:

Adoption of this resolution will have no fiscal effect.

File No. 01-210
(Journal, March 15, 2001)

(Item 3) From the Director, Department of Human Resources (DHR), requesting approval of a professional services contract with Health Care System Consultants, Inc. relative to the Request for Proposals process for Milwaukee County health, life and dental benefits, by recommending adoption of the following:

A RESOLUTION

WHEREAS, contracts with the various administrators of the health, dental and life insurance benefits afforded to Milwaukee County employees will expire at the end of 2001; and

WHEREAS, the Adopted 2001 Budget for DHR includes funds to retain outside consultant services to assist the department in conducting a request for proposals (RFP) for vendors to provide these insurance services as of January 1, 2002; and

WHEREAS, in January, 2001, DHR issued a request for proposals to select the benefits consultant, with two proposals received by the February 7, 2001 deadline for submission; and

WHEREAS, the proposals have been reviewed by a team which included representatives from DHR, County Board staff, the Health Related Programs Division and Risk Management, Department of Administration; and

WHEREAS, proposals were evaluated based on criteria which included an evaluation of the firm's project plan, prior experience, adherence to the County's Disadvantaged Business Enterprise (DBE) program and cost; and

WHEREAS, the quality of both proposals was exceptional and the low cost proposals included a "not-to-exceed" cap of \$99,800.00 for the entire project; and

WHEREAS, the high cost proposal was \$215,000.00 to conduct the RFP, plus additional billing on an hourly fee basis for implementation costs; and

WHEREAS, the recommendations will impact annual expenditures in excess of \$70 million and the scope of the project includes the following services: fee for service medical benefits plan; health insurance ancillary services; preferred provider network; fee for service dental benefits plan; health maintenance organizations; dental maintenance organizations; mental health/AODA/EAP benefits; and basis and optional life insurance; and

WHEREAS, the review team has recommended that Health Care Systems Consultants, Inc. be retained for this project due to the firm's exceptional experience in conducting projects of this nature in southeast Wisconsin, especially with public sector employees; and

WHEREAS, Health Care Systems is extremely knowledgeable of the various factors which impact the health care delivery system in the immediate area, and by virtue of its past experience with Milwaukee County, is well aware of the details of the County's current benefit program; and

WHEREAS, the proposal from Health Care Systems is the low-cost proposal and due to partnership with the Harold Gee Agency, an approved DBE firm, exceeds the County's DBE financial target; now, therefore

BE IT RESOLVED, that the Director, Department of Human Resources, is hereby authorized and directed to enter into a professional service agreement with Health Care System Consultants, Inc. for the purpose of preparing, issuing, reviewing and recommending proposals for administration of the various health, dental and life insurance benefits afforded to County employees and submitting a final report and the provision of transition support services which may be required at a cost not to exceed \$99,800.00.

Fiscal Note:

Adoption of this resolution will not require an additional expenditure of tax levy funds since sufficient funds for this purpose were allocated in the Adopted 2001 Budget for this purpose under Org. Unit 1950, Account 6148.

File No. 00-589(a)(c)
(Journal, November 8, 2000)

(Item 4) The 2001 Adopted Budget, by recommending adoption of the following:

A RESOLUTION

WHEREAS, the Director, Department of Human Resources, in a report dated March 5, 2001 (a copy of which is attached herein in File No. 00-589) reviewed the recommended position creations contained in the Adopted Milwaukee County 2001 Budget relative to classification and rate of compensation; and

WHEREAS, the creation of positions in the Adopted Milwaukee County 2001 Budget require action by the Committee on Personnel as to classification and rate of compensation; and

WHEREAS, on March 9, 2001, the Committee on Personnel, by a vote of 5-0, approved a recommendation of the Director, Department of Human Resources relative to the Classification and rate of compensation for the creation of three positions in the Sheriff's Department; 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 following classifications and rates of compensation for three positions created in the Adopted Milwaukee County 2001 Budget:

Organizational Unit: 4000 - Sheriff

<u>Title Code</u>	<u>No. of Positions</u>	<u>Recommended Classification</u>	<u>ECP Grade/Pay Range</u>
79800	01	Mental Health Services Manager (Sheriff)	15 \$52,364 to \$68,073
79810	01	Nursing Director (Sheriff)	16 \$58,957 to \$76,644
79820	01	Medical & Mental Health Program Administrator (Sheriff)	17 \$66,699 to \$80,039

Fiscal Note:

Adoption of this resolution will not require an appropriation of funds nor a tax levy increase in the current or subsequent fiscal years, beyond that which was adopted by the full County Board of Supervisors as part of the Adopted 2001 County Budget.

File No. 01-129(a)(a)
(Journal, February 15, 2001)

(Item 5) An adopted resolution approving a position in the Department of Human Services, effective February 18, 2001, with

the understanding that the classification and rate of pay of the created position has yet to be determined, by recommending adoption of the following:

A RESOLUTION

WHEREAS, the Director, Department of Human Services (DHS), requested abolishment of one position of Clerk Stenographer 2 and creation of one position of Secretarial Assistant, pay range 14M, effective February 18, 2001, in the Child Welfare Division; and

WHEREAS, the Department of Administration (DOA) reviewed and recommended approval of the request by DHS; and

WHEREAS, on February 8, 2001, the Committee on Finance and Audit acted to approve (Vote 6-0) the request and recommendation to abolish one position of Clerk Stenographer 2 and create one position of Secretarial Assistant, effective February 18, 2001, with said position asterisked to be abolished when grant funds are no longer available to offset the cost of the position; and

WHEREAS, the Committee on Personnel, at its meeting on February 9, 2001, acted to lay over the classification and rate of pay related to this item due to a request from the Director, Department of Human Resources, (Vote 7-0); and

WHEREAS, the Milwaukee County Board of Supervisors, at its meeting of February 15, 2001, approved (Vote 24-0) the recommendation of the Finance and Audit Committee; and

WHEREAS, the Committee on Personnel, at its meeting on March 9, 2001, approved (Vote 5-0) to approve the recommendation from the Director of Human Resources contained in a communication dated March 5, 2001, to classify one position of Secretarial Assistant in the Department of Human Services (Org. Unit 8000, Title Code 00067) as Secretarial Assistant (NR), pay range 4PM (\$24,129 to \$30,942); now, therefore

BE IT RESOLVED, that the following classification and rate of pay of the created position in the Department of Human Services (effective February 18, 2001) is hereby approved:

Org. Unit 8000 - Department of Human Services

<u>Title Code</u>	<u>No. of Positions</u>	<u>Recommended Classification</u>	<u>ECP Grade/Pay Range</u>
00067	01	Secretarial Assistant (NR)	4PM \$24,129 to \$30,942

Fiscal Note:

The fiscal effect of creating one position of Secretarial Assistant within the Child Welfare Division is \$25,552 for personal services and fringe benefits for the remainder of 2001 and \$31,636 in 2002. These expenditures will be partially offset by abolishing one existing vacant position of Clerk Stenographer 2, with savings of \$22,579 for personal services and fringe benefits for the remainder of 2001 and \$27,946 in 2002. The net result is an increase in personal services and fringe benefit expenditures of \$2,983 in 2001 and \$3,690 in 2002, which are 100% offset by revenues from the State-County Contract for Child Welfare Services. This fiscal note was prepared by the Personnel Committee Research Analyst.

The foregoing report correctly states the action taken by the said committee at a meeting held March 9, 2001.

KATHLEEN A. ARCISZEWSKI
Chairman

The question was on adoption.

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

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

By Supervisor De Bruin, Chairperson:

From the Committee on Finance and Audit, reporting on 8 Items.

File No. 01-171
(Journal, March 15, 2001)

(Item 1) From Director, Department on Aging, requesting creation of one position of Program Coordinator (Aging) to serve as a housing resource for older adults and abolishment of one position of Research and Program Coordinator (Aging), by recommending adoption of the following:

A RESOLUTION

WHEREAS, the Director of the Department on Aging requests the creation of one position of Program Coordinator (Aging) and the abolishment of one position of Research and Program Coordinator (Aging); and

WHEREAS, the County Board, at its May 25, 2000 meeting, authorized the Department on Aging to proceed with full implementation of the State of Wisconsin's Family Care Pilot; and

WHEREAS, a foundation principle of Family Care is that, whenever possible, older adults should be able to "age in place," i.e. to remain living independently in the community; and

WHEREAS, a critical factor in achieving this goal is to ensure that older adults have safe, affordable, and appropriate housing available to them; and

WHEREAS, many seniors have unique needs that are not routinely addressed by local housing authorities or other community agencies that serve the general population; and

WHEREAS, the requested position would serve as a bridge between the individual senior and the housing market, working to identify specific housing needs including the level of care required, transportation needs, any physical accommodations that may be necessary (such as installation of grab bars in the bathtub) and similar issues; and

WHEREAS, the requested position would also work with landlords and other housing providers to educate them on the special housing needs facing many seniors, while serving as a trusted advocate for seniors dealing with housing issues; and

WHEREAS, the Committee on Finance and Audit, at its meeting on March 8, 2001, recommended (vote 7-0) the creation of one position of Program Coordinator (Aging), pay range 26M, and abolishment of one position of Research and Program Coordinator (Aging), effective March 18, 2001, as recommended by the Department of Administration, with the newly created position asterisked to be abolished should funding no longer be available to offset the cost of the position; and

WHEREAS, the Committee on Personnel, at its meeting on March 9, 2001, recommended (vote 7-0) that the position to be created be classified as Program Coordinator (Aging), pay range

26M, as recommended by the Department of Human Resources; now, therefore,

BE IT RESOLVED, that the following position action is approved for the Department on Aging, effective March 18, 2001:

Org. Unit 7900 - Department on Aging

	<u>Title Code</u>	<u>Title</u>	<u>No. of Positions</u>	<u>Pay Range</u>
Create:	57290	Program Coordinator (Aging)	1*	26M
Abolish:		Research and Program Coordinator (Aging)	1	22M

*This position is asterisked and will be abolished should funding no longer be available to offset the cost of the position.

Fiscal Note:

The fiscal effect of creating one position of Program Coordinator (Aging) is \$40,809 for personal services and fringe benefits for the remainder of 2001 and \$59,738 in 2002. These expenditures will be partially offset by abolishing one existing vacant position of Research and Program Coordinator (Aging), with a savings of \$35,583 for personal services and fringe benefits for the remainder of 2001 and \$52,087 in 2002. The net result is an increase in personal services and fringe benefit expenditures of \$5,226 in 2001 and \$7,651 in 2002, which is 100% offset by revenues contained with the Title III-C Federal Grant for Area Agency Services as provided under the newly re-authorized Older Americans Act. It is the belief of the Department of Administration that this funding will be available and that "absorption" of this increased cost will not be an issue in the Department on Aging budget. This position is asterisked to be abolished if funding is no longer available in the future. The Department of Administration prepared this fiscal note.

File No. 00-252(a)(a)
(Journal, March 15, 2001)

(Item 2) From the Sheriff, requesting creation of five Deputy Sheriff 1 positions and one Deputy Sheriff Sergeant for the Community Oriented Policing Grant, by recommending adoption of the following:

A RESOLUTION

WHEREAS, the Sheriff requests the creation of five positions of Deputy Sheriff 1 and one position of Deputy Sheriff Sergeant for the Community Oriented Policing Services (COPS) Grant, partially funded by \$25,000 per year per officer from the COPS grant, which is a Federal grant administered by the U.S. Department of Justice (DOJ); and

WHEREAS, the Sheriff's Department originally applied for this grant in the spring of 2000 and the County Board approved application for and acceptance of the COPS Grant (File No. 00-252) on May 18, 2000; and

WHEREAS, on January 19, 2001, the Sheriff's Department received notification from the U.S. DOJ that it had been awarded a three-year grant estimated to be \$450,000; and

WHEREAS, the 2001 salary cost for the Deputy Sheriff Sergeant is \$29,069 with fringe benefit costs of \$7,034 for a total cost to Milwaukee County of \$36,103 and the 2001 salary cost for the five Deputy Sheriff 1 positions is \$118,908 (\$23,782 per officer) with fringe benefit costs of \$28,775 for a total cost to Milwaukee County of \$147,683, and the Sheriff's Department has indicated that it intends to use overtime dollars which were budgeted in the Park Patrol Unit to pay for the County's share in 2001; and

WHEREAS, in 2002 when the positions will be funded for a full year, the cost for the Deputy Sheriff Sergeant is \$40,789 with fringe benefit costs of \$11,641 for a total cost to Milwaukee County of \$52,430 and the 2002 salary cost for the five Deputy Sheriff 1 positions is \$161,935 (\$32,387 per officer) with fringe benefit costs of \$46,216 for a total cost to Milwaukee County of \$208,151; and

WHEREAS, in 2003, the cost for the Deputy Sheriff Sergeant is \$42,117 with fringe benefit costs of \$12,020 for a total cost to Milwaukee County of \$54,137 and the 2003 salary cost for the five Deputy Sheriff 1 positions is \$175,491 (\$35,098 per officer) with fringe benefit costs of \$50,085 for a total cost to Milwaukee County of \$225,576; and

WHEREAS, the Department of Administration-Fiscal Affairs Division has recommended that the Sheriff's Department request to create five positions of Deputy Sheriff 1 and one position of Deputy Sheriff Sergeant, be approved with the following conditions:

- That the Sheriff's Department work with the Department of Administration and County Board staff to establish a set of

measurable outcomes, performance measures and performance goals, which is consistent with the County's strategic planning process, for the proposed community based park patrol substations in Washington and Kosciuszko Parks with a report back during the May meeting cycle;

- That the Sheriff's Department report on the achievement of the outcomes, performance measures, and performance goals to the Finance and Audit and the Parks, Energy and Environment Committees on a biannual basis with the first report being submitted during the July meeting cycle and the second report during the January meeting cycle;
- That, included in the biannual report to the Finance and Audit and the Parks, Energy and Environment Committees, there be an update on the status of the match dollars and overtime dollars expended in the Park Patrol Unit; and
- These positions will be asterisked for abolishment if grant funds are no longer available to partially offset the cost of the positions;

and

WHEREAS, at the March 8, 2001 meeting of the Committee on Finance and Audit, the DOA-Fiscal Affairs Division indicated that all jurisdictions that receive funding under the COPS Program must retain COPS-funded positions for a minimum of one complete budget cycle after Federal funding has expired; and

WHEREAS, at its March 8, 2001 meeting, the Committee on Finance and Audit recommended (vote 7-0) the creation of one position of Deputy Sheriff Sergeant, pay range 22B, and five positions of Deputy Sheriff 1, pay range 17BZ, effective April 1, 2001, with the conditions recommended by the Department of Administration and with the understanding that while the said positions are asterisked to be abolished when grant funds are no longer available to partially offset the cost of the positions, Milwaukee County would be obligated to retain the positions with full County funding for a minimum of one complete budget cycle after grant funding has expired; and

WHEREAS, the Committee on Personnel, at its meeting on March 9, 2001, recommended (vote 7-0) that the positions to be created be classified as Deputy Sheriff Sergeant, pay range 22B, and Deputy Sheriff 1, pay range 17BZ, as recommended by the Department of Human Resources; now, therefore,

BE IT RESOLVED, that the following position actions are approved for the Sheriff's Department, effective April 1, 2001:

Org. Unit 4000 - Sheriff's Department

	<u>Title Code</u>	<u>Title</u>	<u>No. of Positions</u>	<u>Pay Range</u>
Create:	61700	Deputy Sheriff Sergeant	1*	22B
	61450	Deputy Sheriff 1	5*	17BZ

*These positions are asterisked for abolishment if grant funds are no longer available to partially offset the cost of the positions with the understanding that the abolishment could not occur until the County fulfills its obligation under the COPS grant to retain the positions with full County funding for a minimum of one complete budget cycle after grant funding has expired.

; and

BE IT FURTHER RESOLVED, that it is the intent of the County Board of Supervisors that these positions will be abolished if grant funds are no longer available to partially offset the cost of the positions with the understanding that the abolishment could not occur until the County fulfills its obligation under the COPS grant to retain the positions with full County funding for a minimum of one complete budget cycle after grant funding has expired; and

BE IT FURTHER RESOLVED, that the Sheriff is hereby requested to work with the Department of Administration and County Board staff to establish a set of measurable outcomes, performance measures and performance goals, which is consistent with the County's strategic planning process, for the proposed community based park patrol substations in Washington and Kosciuszko Parks with a report back to the Finance and Audit and Parks, Energy and Environment Committees during the May meeting cycle; and

BE IT FURTHER RESOLVED, that the Sheriff is hereby requested to report on the achievement of the outcomes, performance measures, and performance goals to the Finance and Audit and the Parks, Energy and Environment Committees on a biannual basis with the first report being submitted during the July meeting cycle and the second report during the January meeting cycle; and

BE IT FURTHER RESOLVED, that, included in the biannual report to the Finance and Audit and the Parks, Energy and Environ-

ment Committees, there be an update on the status of the match dollars and overtime dollars expended in the Park Patrol Unit.

Fiscal Note:

Approval of this request to create five positions of Deputy Sheriff 1 and one position of Deputy Sheriff Sergeant, effective April 1, 2001, will result in an increase in salary expenditures of \$147,977, in 2001 with fringe benefit costs of \$35,809 for a total cost of \$183,786. These costs are offset with revenue of \$112,500 and County tax levy funds of \$71,286. In 2002, salary expenditures would be \$202,724 with fringe benefit costs of \$57,857 for a total cost of \$260,581. These costs would be offset with revenue of \$150,000 and County tax levy funds of \$110,581. In 2003, salary expenditures would be \$217,608 with fringe benefit costs of \$62,105 for a total cost of \$279,713. These costs are offset with revenue of \$150,000 and County tax levy funds of \$129,713. Since the three-year grant period will run from April 1, 2001 to March 31, 2004, there would be \$37,500 remaining in Federal funds in 2004. The County share of costs in 2004 would be \$12,500. Over the three-year period, \$450,000 of Federal funds and \$324,080 in County tax levy funds will be expended for a total cost of \$774,080. Milwaukee County's share of the costs for the grant over three years is 41.8% including fringe benefit costs. It is assumed that the Sheriff's Department will reserve the excess overtime funds in the Park Patrol Unit to provide for the County portion of the COPS grant. The Department of Administration will monitor this to help ensure that it occurs.

The COPS grant requires that all jurisdictions that receive grant funding submit and adhere to a plan to retain COPS-funded officer positions for at least one complete budget cycle after federal funding has ended. It is assumed that this provision would commit the County to fully fund the five positions of Deputy Sheriff 1 and one position of Deputy Sheriff Sergeant from April 1, 2004 to March 31, 2005, which would require County appropriations of approximately \$280,000 for salary expenditures and fringe benefit costs during that period. Approximately 75% of those expenditures - or \$210,000 - would be required in 2004 and the remaining \$70,000 in 2005.

It should be noted that the 2001 Adopted Budget includes language that requires all departments and divisions to operate within their Personal Services expenditure budgets.

The Budget also requires that, if at any time, the Director of a County department or division has reason to know, believe or anticipate that a Personal Services deficit will occur in that department or division, he or she will submit a written report to the County Executive, County Board and Department of Administration-Fiscal Affairs Division.

This fiscal note was prepared by the Department of Administration and County Board Fiscal and Budget Analyst.

File No. 01-1
(Journal, December 21, 2001)

(Item 3)

WHEREAS, department requests for transfers within their own accounts have been received by the Department of Administration, Fiscal Affairs, and the Director finds that the best interests of Milwaukee County will be served by allowance of such transfers;

THEREFORE, BE IT RESOLVED, that the Director, Department of Administration, is hereby authorized to make the following transfers in the 2001 appropriations of the respective listed departments:

	<u>From</u>	<u>To</u>
1) 1190 DoA Housing & Community Development		
8413 Charges County Housing Program		\$109,523.71
8779 Revolving Account-Housing		798,914.70
2699 Other Federal Grants and Reimbursements	\$908,438.41	

Transfer of \$908,438.41 is requested by the Department of Administration-Housing and Community Development Division to restore 2000 year-end operating balances in the Federally funded Community Development Block Grant (CDBG) and HOME programs.

To conform to State Statute 59.60(11), the 2000 year-end unencumbered balances were required to lapse at the end of the fiscal year. In order for these on-going grant-supported programs to continue and the Federal revenue to be realized, the expenditure and revenue balances remaining at the end of 2000 must be restored in 2001.

This request provides unexpended funds as follows:

Federal Reimbursement	\$ 908,438.41
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The above funds will be used for the following projects:

CDBG 2000	\$ 95,809.79
HOME 2000 Administration	798,914.70
Housing Outreach 93	516.92
SW Senior Service Plan	7,500.00
Parks Moody Pool Program	<u>5,697.00</u>
TOTAL	\$ 908,438.41

This transfer recognizes the expenditures and revenues for these projects to continue in 2001 with Federal reimbursement. Approval of this transfer request results in zero tax levy impact.

TRANSFER APPROVED BY COUNTY EXECUTIVE 03-05-01.

TRANSFER APPROVED BY FINANCE AND AUDIT COMMITTEE 03-08-01 (VOTE 5-0)

	<u>From</u>	<u>To</u>
2) <u>7200 County Health Related Programs</u>		
6809 Conference Expenses		\$ 3,000
6999 Sundry Services		20,000
7999 Sundry Materials & Supplies		5,000
4999 Other Miscellaneous Revenue	\$28,000	

Transfer of \$28,000 is requested by the Director, Department of Administration to recognize unbudgeted revenue and increase expenditure authority in the Division of County Health Related Programs (CHRP).

In January 2001, CHRP received a private grant of \$28,000 from Premier Incorporated, a national medical buying group, in recognition of the General Assistance - Medical Program (GAMP) as a national model in establishing collaborative approaches to providing medical services to uninsured and indigent individuals.

In an effort to promote a collaborative approach, CHRP has identified methods to strengthen the service network and provide educational opportunities to the medical provider community. The grant funds will be used to purchase patient education materials, assist clinics with business development such as computer training and billing procedures, as well as host an informational meeting with Federal officials on behalf of the clinics and hospitals under contract with CHRP.

The Division has contacted Federal representatives in the Health Resources Administration who would be willing to participate in an event sponsored by Milwaukee County on the role and focus of the Federal government in addressing the uninsured and indigent. These funds would be used to provide for the expenses of this program and for miscellaneous commodities and/or equipment during the event.

In addition, grant funds will be used to offset travel expenses of the Director of the Division and the Clinical Supervisor of the GAMP Utilization Review and Demand Management program. These individuals have been invited to make a presentation on the background and purpose of GAMP at the May 2001 National Annual Community-Campus Partnerships for Health Conference in San Antonio, Texas.

This transfer has no net tax levy effect.

TRANSFER APPROVED BY COUNTY EXECUTIVE 03-05-01.

TRANSFER APPROVED BY FINANCE AND AUDIT COMMITTEE 03-08-01 (VOTE 5-0)

3) <u>8000 Department of Human Services</u>		
8164 Purchase of Services 51.42 Board		\$29,224
2229 51.42 Board Purchase of Service	\$29,224	

Transfer of \$29,224 is requested by the Director of the Department of Human Services (DHS) to align the Adult Services Division (ASD) 2001 Adopted Budget for the Adult Foster Care Continuation program to the amended State/County contract.

The DHS Adult Services Division provides assistance to adults between the ages of 18 and 60, targeted at populations with special needs such as persons with physical and/or developmental

disabilities (including children from birth to three) and alcohol and drug abusers. A wide variety of services are provided, including residential services, case management for long-term support, inpatient services, work and day services, community living support services, community treatment, community support, adult day care, fiscal agent services, and service access and prevention. The availability of these services enables persons to live in the community and avoid more costly institutional placement.

The Adult Foster Care Continuation program addresses the needs of developmentally disabled persons who have been served as children in the Foster Care system. Once these children turn 18 they can no longer be served by the "traditional" Foster Care system, despite their continuing need for the type of supervision and support typically provided by foster parents. Adult Foster Care Continuation funding allows these young adults to remain in the residential setting best suited for their particular needs, while avoiding inappropriate and more expensive placement in a nursing home or other institutional facility.

This transfer reflects a net expenditure increase of \$29,224 in the Adult Family Care Homes program. Adult Family Care Homes are generally private residences licensed by DHS to provide for the needs of up to three unrelated adults. This expenditure increase is 100% offset by an increase in revenue of \$29,224 per the amended State/County contract. Presently, the daily rate for Adult Family Care Homes is \$27; the \$29,224 in additional revenue will provide 1,082 days of care, which will serve three consumers for a calendar year.

Approval of this appropriation transfer request results in a zero tax levy impact.

TRANSFER APPROVED BY COUNTY EXECUTIVE 03-05-01.

TRANSFER APPROVED BY FINANCE AND AUDIT COMMITTEE 03-08-01 (VOTE 5-0)

	<u>From</u>	<u>To</u>
4) 8000 Department of Human Services		
6148 Professional Services-Recurring Operations		\$ 40,000
8123 Purchase of Services		1,458,687
2263 Low Income Energy Assistance Program	\$1,498,687	

Transfer of \$1,498,687 is requested by the Director of the Department of Human Services (DHS) to align the Financial Assistance Division (FAD) 2001 Adopted Budget for the Low Income Home Energy Assistance Program (LIHEAP) to the amended State Department of Administration/Milwaukee County contract.

Per State Statutes, the DHS Financial Assistance Division is charged with the responsibility of assisting eligible people to obtain Food Stamps, Medical Assistance (Title 19) and Child Day Care benefits in cooperation with the "Wisconsin Works" or W-2 program (which replaced the former Aid to Families with Dependent Children-AFDC program). In addition, the FAD is responsible for administering BadgerCare and specialized financial assistance programs, including the Low Income Home Energy Assistance Program.

LIHEAP is a federally-funded program which has been helping the elderly, working families, people with disabilities, and other eligible low income households meet their home heating and/or cooling needs since 1981. LIHEAP is a grant program which provides states with annual funding to operate multi-component home energy assistance programs for needy households. (In states like Wisconsin, those funds generally go toward heating programs, but LIHEAP also funds cooling programs used most often in other parts of the country.) Wisconsin has received over \$18.5 million in LIHEAP emergency fund releases over the past year and over 100,000 households have benefited from this program. Milwaukee County received \$3.75 million in federal energy assistance last year and roughly 8,500 energy assistance grants were administered last winter through a contract with the Social Development Commission. The program, available in every Wisconsin county, includes grants of up to \$200, paid directly to utilities, to help residents cover the costs of their heating bills. It also includes grants up to \$750 to cover outstanding utility bills for residents disconnected during

the summer so that service can be restarted when cold temperatures arrive. In Wisconsin, households with income at or below 150 percent of the federal poverty level (\$24,675 for a family of four) qualify for this assistance.

This transfer reflects a net expenditure increase of \$1,498,687, consisting of \$742,850 for Crisis Services; \$2,710 for Outreach Services; \$673,127 for General Operations; \$40,000 to restore Child Care funding that was transferred earlier to enable FAD to execute an English translation contract for LIHEAP; and \$40,000 representing LIHEAP's contribution to the 2001 operating costs of the 211 Social Services Information Phone Line.

This expenditure increase is 100% offset by an increase in revenue of \$1,498,687 per the amended State/County contract.

Approval of this appropriation transfer request results in a zero tax levy impact.

TRANSFER APPROVED BY COUNTY EXECUTIVE 03-05-01.

TRANSFER APPROVED BY FINANCE AND AUDIT COMMITTEE 03-08-01 (VOTE 5-0)

	<u>From</u>	<u>To</u>
5) <u>2000 Department of Parks</u>		
7935 Law Enforcement & Public Safety Supplies		\$8,706
2699 Other Federal Grants and Reimbursements	\$8,706	

Transfer of \$8,706 is requested by the Director, Department of Parks, Recreation and Culture, to recognize Local Law Enforcement Block Grant expenditures and revenues that were not encumbered or realized in 2000.

To conform to State Statute 59.60(11), the carryover procedure was revised in 1995 for ongoing grant or revenue supported programs which bridge the previous and current fiscal years where expenditures have not been encumbered. Because carryover of operating funds is not allowed, an appropriation transfer to recognize program expenditures and revenues of \$8,706 from the Local Law Enforcement Block Grant not spent in 2000 is required to purchase surveillance equipment for various park facilities. Of the total amount of \$35,960 for this purpose, \$27,254 has been encumbered, offset by \$27,254 in Block Grant revenue carried over from 2000 to 2001. The balance of \$8,706 in Block Grant expenditures and revenues is included in this appropriation transfer.

This transfer recognizes receipt of \$8,706 revenue from the Local Law Enforcement Block Grant and increases expenditure authority by the same amount to purchase surveillance equipment for various park facilities.

TRANSFER APPROVED BY COUNTY EXECUTIVE 03-05-01.

TRANSFER APPROVED BY FINANCE AND AUDIT COMMITTEE 03-08-01 (VOTE 5-0)

2001 CONTINGENCY APPROPRIATION SUMMARY

2001 Unallocated Contingency Appropriation Budget	\$ 5,500,000
Approved Transfers from Budget through March 8, 2001	
Unallocated Contingency Balance 03/08/2001	\$ <u>5,500,000</u>

Transfers Recommended by Finance & Audit Committee 03/08/2001

Total Transfers Recommended by Finance & Audit Committee	\$	<u>0</u>
Net Balance	\$	<u>5,506,000</u>

File No. 01-1
(Journal, December 21, 2001)

(Item 4)

WHEREAS, your committee has received from the Department of Administration, Fiscal Affairs, departmental requests for transfer to the 2000 capital improvement accounts and the Director finds that the best interests of Milwaukee County will be served by allowance of such transfers;

THEREFORE, BE IT RESOLVED, that the Director, Department of Administration, is hereby authorized to make the following transfers in the 2001 capital improvement appropriations:

	<u>From</u>	<u>To</u>
1) <u>WS011011 Children's Court Center Permanency Plan Review</u>		
6148 Professional Services-Recurring Operations		\$47,600
2299 Other State Grants and Reimbursements	\$47,600	

Transfer of \$47,600 is requested by the Clerk of Circuit Court and the Director of the Department of Public Works (DPW) to continue the remodeling of the Children's Court Center under capital project WS011 - Children's Court Center Permanency Review.

This fund transfer will enable DPW to contract out for the design and construction of two new hearing rooms, chambers, restroom, waiting area, and three work stations for the purpose of conducting permanency plan reviews at the Children's Court Center.

The State of Wisconsin will provide financing for the one-time costs of the project. Under Section 48.38(5), Wisconsin Statutes, all children in out-of-home placement must have a permanency plan review every six months from the date the child was first held in physical custody or placed outside his or her home. In addition, the Statute provides that the court can review the permanency plan or appoint a review panel.

Last April, the administrator of the State Division of Children and Family Services (DCFS) sent a letter to the County Executive confirming a request from DCFS to contract with Milwaukee County to conduct these reviews for all children in out-of-home placement. At that time, a fund transfer was prepared and later approved by the County Board establishing \$152,400 in expenditure authority for the design, preparation of cost estimates and construction of the project.

The cost estimates have been completed and additional financing of \$47,600 is required to undertake construction. If approved, this fund transfer will increase the total expenditure and revenue budget to \$200,000.

The project is anticipated to be completed in August 2001.

This transfer has no net tax levy effect.

TRANSFER APPROVED BY COUNTY EXECUTIVE 03-05-01.

TRANSFER APPROVED BY FINANCE AND AUDIT COMMITTEE 03-08-01 (VOTE 5-0)

	<u>From</u>	<u>To</u>
2) <u>WA308012 Residential Noise Abatement Program</u>		
8509 Other Building Improvements (Capital)		\$480,903
4950 Insurance & Other Proc-Accident	\$480,903	

Transfer of \$480,903 is requested by the Director, Department of Public Works and the Airport Director to recognize additional funding to be received from CNA Surety Corporation. CNA is the bonding company for Interstate Design and Construction (IDC), Inc. IDC filed for receivership in the State of Rhode Island. On July 18, 2000, Milwaukee County declared IDC to be in default.

For 2001, an appropriation of \$7,256,650 was budgeted to continue a program to assist residential owners with Airport noise mitigation. The total estimated cost for the project, including prior years, is \$66,188,246. Prior to 2001, \$36,861,300 was appropriated.

The General Mitchell International Airport Part 150 Noise Compatibility study recommended a mitigation program offering sound insulation to approximately 1,727 homes (Phase I), and offers the choice between an Avigation Easement purchase or Sales Assistance program for another 2,124 homes (Phase II).

As part of the County's 1998 Residential Home Sound Insulation program, IDC was the successful low bidder to perform the necessary construction on Contracts 15, 23 and 25. However, prior to completing its contractual obligations, IDC filed for receivership in the State of Rhode Island. Not only did IDC fail to complete its work under the contracts, it also failed to perform its one-year warranty obligation work.

On July 18, 2000, Milwaukee County declared IDC to be in default, terminated IDC's contracts and made demand upon CNA Surety Corporation, IDC's bonding company, for completion of the work in accordance with IDC's obligations under the contracts.

After CNA completed an independent investigation of Milwaukee County's demands, CNA concurred that \$676,732 of work remained to be done to complete IDC's contracts. Since \$195,829.27 in contract retainages were still held by the County, agreement has been reached for completion of the remedial and warranty work still due on IDC's contracts, with CNA to pay Milwaukee County \$480,902.73, the difference between the \$676,732 in work still needed and the \$195,829.27 retained.

TRANSFER APPROVED BY COUNTY EXECUTIVE 03-05-01.

TRANSFER APPROVED BY FINANCE AND AUDIT COMMITTEE 03-08-01 (VOTE 6-1)

3) <u>WA006001 C-Concourse Gate Expansion</u>		
6146 Professional Services-Capital/Major Maintenance		\$1,000,000
4907 Bond and Note Proceeds		500,000
4901 Passenger Facility Charges (PFC)	\$1,100,000	
4707 Contribution from Reserves	400,000	

Transfer of \$1.0 million is requested by the Director, Department of Public Works and the Airport Director to increase expenditure authority by \$1.0 million for project WA006011-C-Concourse Gate

Expansion-Design, to plan for the apron and Hydrant Fuel System expansion related to the C-Concourse Gate Expansion Design, to reconcile a deficit in the project and to adjust the funding sources originally budgeted for the C-Concourse Gate Expansion.

The budget narrative for the 2001 Capital Improvement Budget for the C-Concourse Gate Expansion indicated that, in addition to the \$17 million gate expansion project, funding would also be needed for the expansion of the C-Concourse concrete apron to allow aircraft to taxi around the expanded Concourse, as well as to accommodate the additional aircraft parking. The narrative further indicated that expansion of the Hydrant Fueling System would also need to be funded. According to the Airport's May 2000 Fifteen Year Financial Plan, \$6.1 million would be required for the apron work and \$3.6 million would be needed for the hydrant fuel effort. The 2001 Adopted Capital Improvement Budget includes \$2,000,000 for planning and design of a six-gate expansion of the Airport's C-Concourse.

The 1999 Adopted Capital Improvements Budget also included \$113,700 for the C-Concourse project. As of March 1, 2001, the project had incurred a deficit of \$42,000. Part of this transfer will address this funding deficit, which is being carried over to 2001. The Hydrant Fuel and apron expansion components would be totally independent of the New Fuel Farm Facility project (WA018) which was part of the 2001 Capital Improvements Budget. That project consists of a fuel tank farm and pumping facility to be constructed on Airport grounds north of the National Guard's land on the east side of the Airport. It is now anticipated that the New Fuel Farm Facility project will not proceed in 2001 and funding anticipated to be provided through Airport Revenue Bonds will not be needed this year.

A systematic design of the C-Concourse Gate Expansion, initiated in 1999, developed alternatives for expansion. Concourse C improvements will consist of planning and design of the second level infill of the existing structure and the addition of a hammerhead extension to the north, similar to what was done to the "D" Concourse in 1990.

During the development of the Request For Qualification (RFQ) process to select a C-Concourse design consultant, it became apparent that planning for the apron project and the Hydrant Fuel System expansion should be conducted simultaneously with the terminal gate development project and should be part of the contract. However, those planning funds had not been budgeted.

To address this funding need, this transfer will increase expenditure authority by \$1.0 million for the C-Concourse project, to plan for the apron and Hydrant Fuel System expansion related to the C-Concourse Gate Expansion Design and reconcile a deficit in the project. A summary of the planning funds needed is as follows:

ESTIMATE OF CONCOURSE "C" EXPANSION PLANNING FUNDS NEEDED IN 2001

C-Concourse - planning and design	\$	1,800,000
Hydrant Fuel and apron - planning and design	\$	444,000
Concourse "C" natural light design	\$	200,000
Storm water on-site detention design	\$	50,000
DPW & DBD costs	\$	<u>330,000</u>
	SUBTOTAL	\$ 2,824,000
Construction Manager to be retained by mid 2001: (0.5% of construction cost)	\$	125,000
	Current project deficit	\$ <u>42,000</u>
	TOTAL	\$ 2,991,000
	Current 2001 budget	\$ 2,000,000
	Funds needed by transfer	\$ <u>1,000,000</u>
	REVISED TOTAL	\$ 3,000,000

Additionally, this transfer will adjust the funding sources originally budgeted for the C-Concourse expansion. After further review of the amended PFC regulations enacted in mid-2000, the C-Concourse expansion and its apron are eligible for 100% Passenger Facility Charge (PFC) financing. (The hydrant fuel system is not eligible for PFC funding). Therefore, only \$400,000 of the

\$3,000,000 needed for the planning, design and initial construction management of these three projects must be local funds. Thus, this transfer modifies the project's funding sources from \$1.5 million to \$2.6 million in PFC revenues, and from \$500,000 to \$400,000 in local share funding to be obtained from the Airport's Capital Improvement Reserve Account.

Approval of this transfer will have no fiscal effect on the tax levy of Milwaukee County. Approval does not affect PFC funding for the Residential Sound Insulation Program.

TRANSFER APPROVED BY COUNTY EXECUTIVE 03-05-01.
TRANSFER APPROVED BY FINANCE AND AUDIT COMMITTEE 03-08-01 (VOTE 7-0)

	<u>From</u>	<u>To</u>
4) <u>WO858054 Fleet Equipment Acquisition</u>		
8554 Vehicles - Replacement		\$8,000
4708 Potawatomi Revenue	\$8,000	
<u>7200 County Health Related Programs</u>		
4999 Other Miscellaneous Revenue		8,000
8552 Machinery & Equipment New-Capital	8,000	

Transfer of \$8,000 is requested by the Director, Department of Administration to increase revenue and expenditure authority for the purchase of two ambulances for the Division of County Health Related Programs (CHRP).

The 2000 Adopted Capital Improvements Budget includes \$300,000 in capital project WO858 - Fleet Equipment Acquisition for the purchase of two ambulances for the Paramedics program. The \$300,000 appropriation is financed by Potawatomi revenue. Bids received for the vehicles, however, were \$8,000 over budget. To address this additional cost, \$8,000 is requested to be transferred from CHRP's Automatic External Defibrillator (AED) program. This program received an appropriation of \$150,000 in the 2000 budget funded by Potawatomi revenue for the purchase of 50 AED units. Because the units were purchased in bulk, the program achieved a cost savings of approximately \$27,500.

This transfer would capture \$8,000 of the \$27,500 total cost savings. The remaining balance of \$19,500 was requested for carryover to 2001 by CHRP to purchase additional AED units.

This transfer has no net tax levy effect.

TRANSFER APPROVED BY COUNTY EXECUTIVE 03-05-01.
TRANSFER APPROVED BY FINANCE AND AUDIT COMMITTEE 03-08-01 (VOTE 5-0)

5) <u>WZ585242 Wireless Connectivity</u>		
8589 Other Capital Outlay (Cap)		\$183,000
<u>WZ585112 Walkway Lighting</u>		
8589 Other Capital Outlay (Cap)	\$132,500	
<u>WZ585222 Rhinoceros Exhibit Renovations</u>		
8589 Other Capital Outlay (Cap)	50,500	

Transfer of \$183,000 is requested by the Director, Department of Public Works and the Director, Zoological Gardens to establish a new subproject (WZ585242), Wireless Connectivity, within the \$1,500,000 Zoo Capital Infrastructure Budget for 2001. The transfer of \$183,000 is being requested from two existing subprojects, Walkway Lighting (WZ585112) for \$132,500 and Rhinoceros Exhibit Renovations (WZ585222) for \$50,500. The sum of \$1.5 million was appropriated for various major maintenance projects at the Zoo in the 2001 Capital Improvements Budget.

In recent years, the Zoo has had difficulty in preserving the proper level of equipment, building upkeep and preventive maintenance that is required for these facilities. Serving 1.3 million people per year, the Zoo's equipment and structures require ongoing repair and maintenance.

A multi-year, intensive infrastructure renovation project was started in 1990, comprising a group of major maintenance appropriations to provide the proper level of equipment and building maintenance required for these facilities. The Zoo's five-year plan began with the 2000 budget. Based on this five-year plan, \$1.5 million will be requested annually for Zoo infrastructure projects. Since 1990, \$6,105,526 has been appropriated for Zoo infrastructure improvements.

The Wireless Connectivity project will provide connectivity for the Zoo's computer systems throughout the Zoo's 200 acre location and is critical at this time primarily to support installation of the Zoo's new Point of Sale, Inventory, and Event Management Systems. These new systems were funded for \$750,000 under the Point of Sale Replacement project in the Zoo's 2000 Capital Budget and have been requested for carryover to 2001. The Zoo anticipates the new systems will be installed by early summer.

The Walkway Lighting project is intended to continue to improve the lighting throughout the Zoo for safety reasons and to support the growth of night events. The Rhinoceros Exhibit Renovations are intended to continue the successful breeding of the endangered black rhinoceros by modifying the existing facilities to safely shift and maintain the animals. These projects will be postponed until 2002 due to the higher priority of the Wireless Connectivity project.

These deferred projects, budgeted at \$183,000, are more than sufficient to cover the \$176,000 Wireless Connectivity project costs. Any surplus appropriations not needed for the Wireless Connectivity project will revert to their original purpose if it is deemed practical to proceed.

Approval of this transfer will have no fiscal effect on the tax levy of Milwaukee County.

TRANSFER APPROVED BY COUNTY EXECUTIVE 03-05-01.

TRANSFER APPROVED BY FINANCE AND AUDIT COMMITTEE 03-08-01 (VOTE 5-0)

File No. 01-135
(Journal, February 15, 2001)

(Item 5) From the District Attorney, requesting authorization to pay Dr. Patricia Jens \$4,200 for Professional Services performed without an approved contract, by recommending adoption of the following:

A RESOLUTION

WHEREAS, the District Attorney's office has requested authorization to pay Dr. Patricia Jens, a forensic psychiatrist, \$4,200 for 28 hours of professional services performed without an approved contract in State v. Earl Murdock, Milwaukee County Circuit Court Case Number 97CF001901; and

WHEREAS, Murdock was convicted of first degree intentional homicide in 1998, but his conviction was reversed by the Court of Appeals, and the case was returned to the trial court for a retrial on the issue of Murdock's sanity when he committed the crime; and

WHEREAS, the District Attorney's office hired Dr. Jens in late November 2000 to evaluate Murdock's psychiatric condition, review

case materials and render an opinion as to Murdock's sanity at the time of the crime; and

WHEREAS, because of miscommunication in the office, no contract with Dr. Jens was prepared for approval by the Corporation Counsel, Risk Manager and Disadvantaged Business Development Division; 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 Dr. Patricia Jens, a forensic psychiatrist, \$4,200 for 28 hours of professional services performed in association with State v. Earl Murdock, Milwaukee County Circuit Court Case Number 97CF001901.

Fiscal Note:

Adoption of this resolution will have no tax levy impact as sufficient funds are available to pay for the professional services in the District Attorney's budget.

File No. 01-159
(Journal, March 15, 2001)

(Item 6) From Director of Audits, submitting An Audit of Customer Satisfaction at the Milwaukee County Zoo, dated February 2001, by recommending that the said audit be placed on file, as also recommended by the Committee on Parks, Energy and Environment, with the understanding that a status report will be submitted in six months.

File No. 01-106
(Journal, February 15, 2001)

(Item 7) From the Chief Judge, requesting support and endorsement of the creation of Branches 48 and 49 for District One, Milwaukee County Courts, by the Wisconsin State Legislature, by recommending adoption of the following:

A RESOLUTION

WHEREAS, Milwaukee County's Family Courts are facing critical increases in workload due to changes in State and Federal law; and

WHEREAS, Milwaukee County's Children's Courts also face significant increases in workload due to changes in Federal law; and

WHEREAS, temporary courts are currently being run and fully staffed in these areas without any reimbursement from the State of Wisconsin; and

WHEREAS, the creation of Branches 48 and 49 for District One, Milwaukee County Courts, would result in reimbursement funding of approximately \$79,873 per branch under the State's Circuit Court Support Grant program, for a total of \$159,746 per year in new revenue; and

WHEREAS, the Committee on Finance and Audit, at its meeting on March 8, 2001, recommended (vote 7-0) that the Milwaukee County Board of Supervisors support and endorse the creation of Branches 48 and 49 by the Wisconsin State Legislature as recommended by the Chief Judge; and

WHEREAS, the Committee on Finance and Audit, at its meeting on March 8, 2001, further recommended (vote 7-0) that it is the position of the Milwaukee County Board of Supervisors that, at the very least, the creation of Branches 48 and 49 should be accompanied by an increase in the State's appropriation for the Circuit Court Support Grant program that is sufficient to ensure that grant payments for existing courts are not reduced and that the overall position of Milwaukee County is that the Circuit courts are part of a State justice system and their operation should be fully funded by the State; and

WHEREAS, the Committee on Intergovernmental Relations, at its meeting of March 12, 2001, concurred (vote 7-0) in the aforesaid recommendation of the Committee on Finance and Audit; now, therefore,

BE IT RESOLVED, that the Milwaukee County Board of Supervisors does hereby support and endorse the creation of Branches 48 and 49 for District One, Milwaukee County Courts, by the Wisconsin State Legislature; and

BE IT FURTHER RESOLVED, that it is the position of the Milwaukee County Board of Supervisors that, at the very least, the

creation of Branches 48 and 49 should be accompanied by an increase in the State's appropriation for the Circuit Court Support Grant program that is sufficient to ensure that grant payments for existing courts are not reduced; and

BE IT FURTHER RESOLVED, that the overall position of Milwaukee County is that the Circuit Courts are part of a State justice system and their operation should be fully funded by the State.

Fiscal Note:

Adoption of this Resolution would result in formal endorsement by Milwaukee County of the creation of two new Circuit Court branches in the County. There would be no direct fiscal impact to the County from adoption of this Resolution because the two court branches would still have to be formally created by the Wisconsin Legislature. However, if the Legislature did create the two branches, then Milwaukee County could receive an increase in State revenue of approximately \$159,746.

According to the proposal from the Chief Judge, the two new court branches would replace two temporary courts currently being operated in the Family and Children's Courts divisions. The annual cost to the County of personnel associated with the two new courts is \$313,487. The Chief Judge argues that because this funding is included in Milwaukee County's 2001 Adopted Budget for Combined Court Related Operations for operation of the temporary courts - and because there would be no remodeling, renovation, equipment or other physical costs required for the proposed Branches 48 and 49 - there would be no additional cost to the County from the conversion to permanent branches.

There would, however, be potential for additional State revenue. The temporary courts are not eligible to receive reimbursement under the State's Circuit Court Support Grant program, which reimburses counties based on the number of permanent court branches they have. In 2000, Milwaukee County received a total of \$79,873 in State reimbursement for each branch. Hence, should the State's reimbursement for each court branch remain the same in the future, the County could realize additional revenue of \$79,873 for each branch, or \$159,746, from conversion of the two temporary courts to permanent branches. This would reduce the net cost to the County associated with operating the two court branches from \$313,487 to \$153,741.

It should be noted that this revenue figure would diminish slightly without an increase in total State funding for the Circuit Court Support Grant program, since the addition of two courts would reduce the amount available to each branch under the State's distribution formula. It should also be noted that legislation may be introduced in the State Legislature in the near future that would create an additional eight court branches, resulting in the possible further diminution of State reimbursement for each Milwaukee County court branch should the total appropriation for the Circuit Court Support Grant not increase in the 2001-2003 State Budget.

Finally, it should be noted that the cost of the temporary courts for the Family and Children's divisions has been included within the Combined Court Related Operations budget and has contributed to the Department's overall deficit for the past seven years. Conversion of the two temporary courts to permanent branches would forsake the ability to eliminate, reduce or reallocate the staffing costs associated with these courts, should the County wish to do so. The Chief Judge argues that he has sole authority to determine whether these temporary courts are needed (and to require the County to pay for them), and he has no plans to eliminate them in the foreseeable future.

This fiscal note was prepared by the County Board Fiscal and Budget Analyst based on information provided by the Chief Judge and the Department of Administration.

File No. 01-145(a)(I)
(Journal, February 15, 2001)

(Item 8) An adopted resolution combining bond issues and providing for the sale of General Obligation Corporate Purpose Bonds, Series 2001A, by recommending adoption of the following:

**A RESOLUTION AUTHORIZING THE SALE OF \$41,325,000
GENERAL OBLIGATION CORPORATE PURPOSE BONDS,
SERIES 2001A, DETERMINING INTEREST RATES,
ESTABLISHING FORM OF BONDS, LEVYING TAXES AND
PROVIDING FISCAL PROCEDURES**

WHEREAS Milwaukee County has duly received bids for its proposed issue of \$41,325,000 "General Obligation Corporate Purpose Bonds, Series 2001A" (the "Bonds") as set forth on the attached sheet; and

WHEREAS it has been determined that the best bid received was that submitted by Dain Rauscher, Incorporated;

NOW, THEREFORE, BE IT RESOLVED that:

Section 1. Award. The bid of Dain Rauscher, Incorporated, be and it hereby is accepted and the Chairperson of the County Board and County Clerk are authorized and directed to execute an acceptance of the offer of said successful bidder on behalf of the County. The successful bidder's good faith deposit shall be deposited by the County Treasurer and applied in accordance with the Official Terms of Offering for the Bonds, and any good faith deposits submitted by unsuccessful bidders shall be promptly returned.

Section 2. The Bonds. The County shall issue the Bonds in the aggregate principal amount of \$41,325,000. The Bonds shall be in denominations of \$5,000 or whole multiples thereof each, numbered from R-1 upward and dated April 1, 2001. The Bonds shall mature on October 1 of each of the years and in the amounts set forth below and shall bear interest at the rates per annum set forth below.

<u>Year</u>	<u>Principal Amount</u>	<u>Interest Rate</u>
2002	\$2,325,000	4.25%
2003	3,500,000	4.50%
2004	3,500,000	5.00%
2005	3,500,000	5.00%
2006	3,500,000	5.00%
2007	2,500,000	5.00%
2008	2,500,000	5.00%
2009	2,500,000	5.00%
2010	2,500,000	5.00%
2011	2,500,000	5.00%
2012	2,500,000	5.00%
2013	2,500,000	5.00%
2014	2,500,000	5.00%
2015	2,500,000	5.00%
2016	2,500,000	5.00%

Interest shall be payable on April 1 and October 1 of each year, commencing April 1, 2002.

Bonds maturing in the years 2012 through 2016 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, 2011 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 which are to be redeemed shall be selected by lot.

Section 3. Form of Bonds. The Bonds shall be substantially in the form set forth on Exhibit A.

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. There has been levied, by the initial resolutions authorizing the Bonds, 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; said tax is hereby levied in the following years and in the following minimum amounts:

<u>Year of Levy</u>	<u>Amount</u>	<u>Year of Levy</u>	<u>Amount</u>
2001	\$5,371,968.75	2009	\$3,375,000.00
2002	5,432,500.00	2010	3,250,000.00
2003	5,275,000.00	2011	3,125,000.00
2004	5,100,000.00	2012	3,000,000.00
2005	4,925,000.00	2013	2,875,000.00
2006	3,750,000.00	2014	2,750,000.00
2007	3,625,000.00	2015	2,625,000.00
2008	3,500,000.00		

(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 \$41,325,000 'General Obligation Corporate Purpose Bonds, Series 2001A' dated April 1, 2001" (the "Debt Service Account") and such 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 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 said 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 directs otherwise.

Section 6. Borrowed Money Fund. All monies received by the County upon the delivery of the Bonds to the purchaser thereof 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 purposes for which the Bonds are issued. In no event shall monies in the

Borrowed Money Fund be used to fund operating expenses of the general fund of the County or of any special revenue fund of the County that is supported by property taxes. 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 purposes for which the Bonds have been issued have been accomplished, and, at any time, any monies as are not needed and which obviously thereafter cannot be needed for such purposes 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 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. Election to Treat Certain Bonds as Qualified 501(c) (3) Bonds: Public Approval. The County elects to treat that portion of the Bonds (not to exceed \$920,000) which is to be used to finance elevator rehabilitation at the Marcus Center for the Performing Arts, improvements at the Milwaukee County War Memorial Center, building rehabilitation at Villa Terrace Decorative Arts Museum and acquiring land to be owned by the County and leased to the Milwaukee Kickers Soccer Club, Inc. (the "Qualified 501(c) (3) Bonds") as qualified 501(c) (3) bonds under Section 145 of the Code.

This resolution is intended to constitute public approval (within the meaning of Section 147(f) of the Code) of the issuance of the Qualified 501(c) (3) Bonds.

Section 10. Compliance with Federal Tax Laws: Maintenance of Tax Exempt Status. The County represents and covenants that (a) the projects financed by the Bonds and their ownership, management and use will not cause the Bonds (other than the Qualified 501(c) (3) Bonds) to be "private activity bonds" within the meaning of Section 141 of the Code and (b) it will not use or permit the facilities financed by the Qualified 501(c) (3) Bonds to be used in a manner which would cause the Qualified 501(c) (3) Bonds not to be qualified 501(c) (3) bonds under Section 145 of the Code. 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.

The County acknowledges that, in the event of an examination by the Internal Revenue Service (the "Service") of the exemption from federal income taxation for interest paid on the Bonds, it will be treated as the "taxpayer" in such examination and agrees that it will respond in a commercially reasonable manner to any inquiries from the Service in connection with such an examination.

Section 11. 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 Blanket Issuer 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 12. 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 13. 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 14. Closing. The Chairperson of the County Board and County Clerk are hereby authorized and directed to execute and deliver the Bonds to the purchaser thereof upon receipt of the purchase price therefor. The Chairperson and Clerk may execute the Bonds by manual or facsimile signature, but at least one of said officers shall sign the Bonds manually.

The officers of the County hereby are directed and authorized to take all necessary steps to close the bond issue as soon as practicable hereafter, in accordance with the terms of sale thereof, and said officers are hereby authorized and directed to execute and deliver such documents, certificates and acknowledgments as may be necessary or convenient in accordance therewith.

Section 15. Publication of Notice. The Director of the Department of Administration is hereby directed to cause a notice to be published in accordance with Section 893.77, Wisconsin Statutes, as soon as practicable after an acceptance of the offer of the successful bidder has been executed and delivered.

; 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 & Johnson, LLC, Suite 670, 1110 North Old World Third Street, Milwaukee, Wisconsin 53203, Attention: Karma Rodgers.

\$41,325,000 General Obligation Corporate Purpose Bonds, Series 2001A

Syndicate Head	Purchase Price	True Interest Rate
Dain Rauscher, Incorporated	\$42,845,303.73	4.39849%

March 15)

379

(2001

Salomon Smith Barney, Inc.	\$42,883,641.50	4.40842%
Painewebber, Incorporated	\$43,227,784.25	4.41643%
State Street Capital Markets	\$43,246,954.74	4.4268%
Legg Mason Wood Walker	\$42,792,315.00	4.44166%
Merrill Lynch/NY, WFC	\$43,313,874.73	4.44951%
U.S. Bancorp Piper Jaffray	\$43,410,949.40	4.44969%
Banc of America Securities	\$42,912,874.73	4.46698%

Total Number of Bids: 8

Awarded To: Dain Rauscher, Incorporated

EXHIBIT A

(Form of Bond)

UNITED STATES OF AMERICA
STATE OF WISCONSIN
COUNTY OF MILWAUKEE

GENERAL OBLIGATION CORPORATE PURPOSE BOND,
SERIES 2001A

<u>Number</u>	<u>Rate</u>	<u>Maturity Date</u>	<u>Date of Original Issue</u>	<u>Amount</u>	<u>CUSIP</u>
R-			April 1, 2001	\$	

KNOW ALL PERSONS BY THESE PRESENTS: That Milwaukee County, Wisconsin (the "County"), hereby acknowledges itself to owe and for value received promises to pay to _____ or registered assigns, the principal sum of _____ DOLLARS (\$____) on the maturity date specified above, together with interest thereon from April 1, 2001 or the most recent payment date to which interest has been paid, unless the date of registration of this Bond is after the 15th day of the calendar month next preceding an interest payment date, in which case interest will be paid from such interest payment date, at the rate per annum specified above, such interest being payable on the first days of April and October of each year, with the first interest on this issue being payable on April 1, 2002. For the prompt payment of this Bond with interest hereon as aforesaid, the full faith, credit and resources of the County have been and are hereby irrevocably pledged.

Bonds of this issue maturing in the years 2012 through 2016 shall be subject to call and prior payment at the option of the County in whole or from time to time in part on October 1, 2011 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 which are to be redeemed shall be selected by lot.

Notice of any call of the Bonds for redemption shall be given by mailing a notice thereof by registered or certified mail at least thirty (30) days prior to the date fixed for redemption to the registered owner of each Bond to be redeemed at the address shown on the registration books.

Both principal hereof and interest hereon are hereby made payable to the registered owner in lawful money of the United States of America. The principal of this Bond shall be payable only upon presentation and surrender of this Bond at the office of the County Treasurer. Interest hereon shall be payable by check or draft dated as of the applicable interest payment date and mailed from the office of the County Treasurer to the person in whose name this Bond is registered at the close of business on the fifteenth day of the calendar month next preceding each interest payment date.

This Bond is transferable only upon the books of the County kept for that purpose at the office of the County Clerk, by the

registered owner in person or his duly authorized attorney, upon surrender of this Bond together with a written instrument of transfer (which may be endorsed hereon) satisfactory to the County Clerk duly executed by the registered owner or his duly authorized attorney. Thereupon a new Bond or Bonds of the same aggregate principal amount, series and maturity shall be issued to the transferee in exchange therefor. The County may deem and treat the person in whose name this Bond is registered as the absolute owner hereof for the purpose of receiving payment of or on account of the principal or interest hereof and for all other purposes. The Bonds are issuable solely as negotiable, fully registered Bonds without coupons in denominations of \$5,000 or any authorized whole multiple thereof.

This Bond is one of an issue aggregating \$41,325,000, each of which is of like original issue date and tenor except as to numbers, interest rates, redemption privilege and maturities issued to finance the following projects undertaken for public purposes: \$2,290,000 for the construction, improvement and maintenance of highways and bridges; \$2,705,000 for the acquisition, repair, replacement and improvement of buses and other equipment and facilities for the mass transit transportation system; \$22,560,000 for the development, construction, improvement, renovation, repair and equipping of park, recreational and cultural facilities and related improvements; \$5,505,000 for health and human services projects, including the renovation and improvement of health and human services buildings, the demolition of buildings and the acquisition of capital equipment; \$8,025,000 for general government projects, including 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; and \$240,000 for the construction, acquisition and development of public art projects, pursuant to initial resolutions duly adopted at a duly-convened meeting of the County Board of Supervisors of the County held on February 15, 2001 and in full conformity with the Constitution and laws of the State of Wisconsin thereunto enabling.

It is hereby recited and certified that all acts, conditions and things required by law to be done precedent to and in the issuance of this Bond have been done, have happened and have been performed in regular and due form, time and manner; that a direct, annual irrepealable tax has been levied by the County sufficient in times and amounts to pay the interest on this Bond when it falls due and also to pay and discharge the principal hereof at maturity; and that this Bond, together with all other existing indebtedness of the County, does not exceed any constitutional or statutory limitation of indebtedness.

IN WITNESS WHEREOF, Milwaukee County, Wisconsin, has caused this Bond to be executed in its behalf by its Chairperson of the County Board and County Clerk, and its corporate seal to be impressed hereon, all as of the date of original issue specified above.

MILWAUKEE COUNTY, WISCONSIN

(SEAL)

By _____
County Clerk

By _____
Chairperson of the County Board

(Form of Assignment)

FOR VALUE RECEIVED the undersigned hereby sells, assigns and transfers unto _____

(Please print or typewrite name and address, including zip code, of Assignee)

Please insert Social Security or other identifying number of Assignee

the within Bond, and all rights thereunder, hereby irrevocably constituting and appointing

Attorney to transfer said Bond on the books kept for the registration thereof with full power of substitution in the premises.

Dated:

NOTICE: The signature to this assignment must correspond with the name as it appears upon the face of the within Bond in every particular without alteration or enlargement or any change whatever.

Signature(s) guaranteed by

The foregoing report correctly states the action taken by the said committee at meetings held March 8 and March 15, 2001.

LYNNE D. DE BRUIN
Chairperson

The question was on adoption.

SEPARATE ACTION was requested on **Item 8**.

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

AYES—Aldrich, Arciszewski, Bailey, Borkowski, Coggs-Jones, Davis, De Bruin, 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 8 WAS ADOPTED** by the following vote:

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

By Supervisor Quindel, Chairperson:

From the Committee on Health and Human Needs, reporting on 4 Items.

File No. 01-191
(Journal, March 15, 2001)

(Item 1) From the Director, Department on Aging, requesting authorization to execute a contract with IMPACT Alcohol and Other Drug Abuse Services, Inc., for \$15,000 to provide after hours coverage to ElderLink, the information and Assistance Program of the Milwaukee County Department on Aging, for the period April 1, through December 31, 2001, by recommending adoption of the following:

A RESOLUTION

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 has reviewed community resources, including the 24-hour Community Information Line operated by IMPACT Alcohol and Other Drug Abuse Services, Inc.; and

WHEREAS, the community awaits final approval to operate a 2-1-1 service to help persons access health and human services, with IMPACT and its trained staff of community resource specialists as the likely providers of that service, once approved; now, therefore

BE IT RESOLVED, that the Milwaukee County Board of Supervisors hereby authorizes and directs the Director, Department on Aging, to execute a contract with IMPACT Alcohol and Other Drug Abuse Services, Inc., for \$15,000 to provide ElderLink after hours coverage for the period April 1, 2001 through December 31, 2001.

Fiscal Note:

Adoption of this resolution will not require the expenditure of any County Tax Levy. All funds required for the award will be provided through the Department's 2001 federal and state grants.

File No. 00- 280(a)(a)
(Journal, March 15, 2001)

(Item 2) From the Director, Department on Aging, requesting authorization to increase from \$135,484 to \$219,278, the contract with University of Wisconsin-Milwaukee, for the period June 1, 2000 through December 31, 2001, by recommending adoption of the following:

A RESOLUTION

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 promote this vision, the State Legislature appropriated \$1,245,100 in the 1999-2001 budget to be used specifically for prevention activities in Family Care Resource Center pilots; and

WHEREAS, the Department on Aging believes that prevention activities must be part of any comprehensive strategy to improve the overall quality of life for older people and to help them avoid the need for long term care services; and

WHEREAS, the Milwaukee County Board of Supervisors authorized the Milwaukee County Department on Aging to submit a proposal to the Wisconsin Department of Health and Family Services to support a community-wide research and frailty prevention program for two years and to accept any funding awarded thereunder (File No. 99-635); and

WHEREAS, the Wisconsin Department of Health and Family Services awarded the Milwaukee County Department on Aging a grant totaling \$471,371 for the period January 1, 2000 through December 31, 2001; and

WHEREAS, the Department designed a program to reduce the risk of disability among Milwaukee County's older adults by 1) purchasing computers to be used by older adults for conducting self-assessments of their physical fitness and overall health condition; 2) sponsoring fitness programs to be conducted by a trained exercise physiologist; and 3) developing and distributing printed information on fitness in later life; and

WHEREAS, the Department conducts this project in collaboration with the University of Wisconsin-Milwaukee to develop more effective strategies to motivate older adults to adopt habits leading to healthier lives and improved fitness; and

WHEREAS, on May 18, 2000, the County Board of Supervisor authorized the Director, Department on Aging to contract with the University of Wisconsin-Milwaukee for \$135,484 for the period June 1, 2000 through December 31, 2001 (File No. 00-280) to support UWM personnel costs incurred during development, implementation and evaluation of a research project involving 300 older persons; and

WHEREAS, the Department has identified \$83,794 in additional funds from the community-wide research and frailty prevention

program grant to serve additional older persons not involved in the research project; and

WHEREAS, the proposed contract amendment requires authorization by the Milwaukee County Board of Supervisors; now, therefore,

BE IT RESOLVED, that the Milwaukee County Board of Supervisors hereby authorizes and directs the Director, Department on Aging to increase by \$83,794, from \$135,484 to \$219,278, the Department's contract with the University of Wisconsin-Milwaukee for the program and contract period indicated.

Fiscal Note:

Adoption of this resolution will not require the expenditure of any County Tax Levy. All funds required for the award will be provided under a grant from the Wisconsin Department of Health and Family Services.

File No. 01-31(a)(b)
(Journal, December 21, 2000)

(Item 3) Reference file established by the County Board Chairman, relative to Purchase of Service Contracts with the Financial Assistance Division, by recommending adoption of the following:

A RESOLUTION

WHEREAS, there is now more widespread recognition that early care and education is essential for developing productive futures for children, and

WHEREAS, the County Executive has appointed an Early Childhood Council composed of funders and partner stakeholders requesting strategic resources to invest in quality and collaborative programs for children under age five in child care/early education settings, and

WHEREAS, the United Way of Greater Milwaukee has funded the development of a community-wide plan for merging early education and care services to meet the best interests of children while providing continuation of care in high-quality settings, and

WHEREAS, the State Department of Workforce Development has approved using \$473,050 in unspent funding from CY 2000 if utilized by June 30, 2001, now therefore

BE IT RESOLVED, that the Milwaukee County Board of Super-

visors hereby authorizes and directs the Director of DHS or his designee to increase an existing 2001 purchase of service contract with the United Way of Greater Milwaukee by \$473,050 to a total of \$1,225,050.

Fiscal Note:

This contract is funded from 100% State Federal Funding and therefore has no tax levy effect. A fund transfer to increase revenues and expenditures was submitted and approved at the February County Board meeting.

File No. 00-721(a)(a)
(Journal, March 15, 2001)

(Item 4) From Director, Department of Administration, Director, Department of Human Services, and Director, Department on Aging, responding to the amended "living wage" resolution, File No. 00-721, adopted December 21, 2000, by recommending that the said report be received and placed on file, as also recommended by the Finance and Audit Committee.

The foregoing report correctly states the action taken by the said committee at a meeting held March 7, 2001.

ROGER 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, De Bruin, Diliberti, Holloway, Jasenski, Johnson, Krug, Launstein, Lutzka, Mayo, McGuigan, Nyklewicz, Podell, Quindel, Ryan, Schmitt, Weishan, White, Zielinski and the Chairman—25.
NOES—0.

By Supervisor Jasenski, Chairman:

From the Committee on Judiciary, Safety and General Services, reporting on 7 Items.

File No. 99-468(a)(a)
(Journal, March 15, 2001)

(Item 1) From Inspector, Milwaukee County Sheriff's Depart-

ment, requesting authorization to enter into a professional services contract for Program Manager of the Sheriff's Department Seat Belt Enforcement Program and approval of an increase of grant funding in the amount of \$20,000 to enhance safety programs for members of inner city churches, by recommending adoption of the following:

A RESOLUTION

WHEREAS, on September 30, 1999, the Milwaukee County Board of Supervisors approved resolution file no. 99-468 authorizing the Sheriff's Department to engage in a seat belt enforcement program for a period of up to two years (2000 and 2001); and

WHEREAS, the program is financed through a federal grant of approximately \$250,000, annually; and

WHEREAS, most of the funds are passed through to municipal law enforcement agencies in Milwaukee County, resulting in twenty-two contracts with the various agencies and individuals; and

WHEREAS, one of the contracts is construed to be a professional services contract; and

WHEREAS, all professional service contracts need to be specifically approved by the Milwaukee County Board of Supervisors; and

WHEREAS, the professional services contract is for a program manager, Terry Witkowski, to provide planning, coordination, liaison, posters and publicity; and

WHEREAS, Mr. Witkowski is experienced in providing planning, coordination, liaison, posters and publicity for safety programs and was instrumental in obtaining the current grant funds; and

WHEREAS, State officials also demonstrated an interest in expanding the participation of the Inner City Council of Churches in the Seat Belt Enforcement grant through an agreement between Ann Chapman and the State and by increasing funding with Ms. Chapman from \$3,000 in 2000 to \$22,500 in 2001; and

WHEREAS, this will allow Ms. Chapman to increase publicity, training on site and working more closely with pastors of the inner city churches; now, therefore

BE IT RESOLVED, that the Milwaukee County Board of Supervisors does hereby authorize and direct the Sheriff to enter into

a professional services contract with Mr. Terry Witkowski for program management of the seat belt enforcement program; and

BE IT FURTHER RESOLVED, that the Milwaukee County Board of Supervisors does hereby approve an increase in grant funding of approximately \$20,000 for greater Inner City Church participation in the seat belt enforcement program.

Fiscal Note:

Funds for the grant project are already provided. Approval of this resolution will not have a fiscal effect. This fiscal note is provided by Sheriff's Department staff.

File No. 99-290(a)(a)
(Journal, March 15, 2001)

(Item 2) From Administrator-Support Services, House of Correction, requesting authorization to amend the current Professional Service Contract with Brentwood Animal Hospital for veterinary services from \$10,000 to \$20,000, by recommending adoption of the following:

A RESOLUTION

WHEREAS, in 1999, the House of Correction requested and received permission from the Milwaukee County Board of Supervisors to execute a Professional Services Contract with Brentwood Animal Hospital for veterinary care and temporary boarding for K-9 unit dogs at the House of Correction and Sheriff's Department; and

WHEREAS, this is an annual, renewable contract through May 31, 2004 in the amount of \$10,000 per year; and

WHEREAS, due to the age, health and number of dogs serviced, the amount of this contract is not sufficient to cover necessary services; and

WHEREAS, Canine units at the two departments utilize specially bred and highly-trained dogs to provide a variety of security functions, including perimeter security, drug interdiction and bomb detection; and

WHEREAS, these dogs need preventative, acute and emergency health services to be kept at optimal performance levels; and

WHEREAS, the current contract period with the Brentwood Animal Hospital is June 1, 2000 through May 31, 2001 in the

amount of \$10,000; however, that figure was almost reached with the January, 2001 billing and service needs to continue for the dogs' care through the remainder of the contract; now, therefore

BE IT RESOLVED, that the Milwaukee County Board of Supervisors does hereby authorize and direct the Superintendent, House of Correction, to amend the current professional services contract with Brentwood Animal Hospital for veterinary services to a \$20,000 annual limit, based on actual use and charges; and

BE IT FURTHER RESOLVED, that the remaining renewal years of the contract (June 1, 2001 through May 31, 2004) are hereby authorized to be at \$20,000 per year.

Fiscal Note:

Adoption of this resolution will result in an additional expenditure of \$10,000 this year and each year of the contract through May 31, 2004. This resolution will permit the House of Corrections to amend their existing contract for veterinary services from \$10,000 per year to \$20,000 per year of the contract based upon experience. The department currently has sufficient funds for this purpose. This fiscal note was prepared by research analyst for the Judiciary, Safety and General Services Committee.

File No. 01-47

(Journal, January 18, 2001)

(Item 3) Resolution by Supervisor Zielinski, authorizing and directing the Superintendent of the House of Correction to exclude from consideration for sentence modification to electronic surveillance House of Correction community access prisoners who have been convicted and sentenced for various violent or other serious crimes, by recommending adoption of the following:

AN AMENDED RESOLUTION

WHEREAS, Section 303.17 of the Wisconsin State Statutes provides that "...the county board of supervisors shall control the management of a house of correction... pursuant to such regulations and under the direct supervision and control of such officers as the county board of supervisors prescribes..."; and

WHEREAS, the Milwaukee County House of Correction (HOC) houses approximately 1,000 persons who have been sentenced by the Courts under court-ordered provisions allowing for community

access privileges to attend academic or vocational training sessions, maintain employment, receive medical services, provide child care, or for other purposes; and

WHEREAS, the Adopted 2001 Budget has approved a tiered population capacity policy for the Criminal Justice Facility (CJF) and the HOC by authorizing and directing the Sheriff and the Superintendent, HOC, to implement various procedures, including electronic surveillance, to reduce the CJF and HOC populations when predetermined levels are exceeded; and

WHEREAS, the Superintendent, HOC, generally has the administrative authority to modify the sentence of a community access prisoner to electronic surveillance; and

WHEREAS, a November 20, 2000 communication from the Superintendent, HOC, to the Chairman of the Committee on Judiciary, Safety and General Services indicated it is his policy to "specifically" preclude from consideration for modification to electronic surveillance anyone with an offense falling into the category of sensitive crimes (sexual assaults, domestic violence, physical abuse of children, child neglect) possession of a controlled substance with intent to deliver, or any charge which has resulted in a no-contact order by the courts; and

WHEREAS, the Superintendent, HOC, has indicated consideration for modifications to electronic surveillance would be accomplished through a case-by-case review, taking into consideration a variety of factors, including criminal history and institutional behavior; and

WHEREAS, the Superintendent, HOC, has agreed to expand the list of offenses to include Delivery of a Controlled Substance, Felon in Possession of a Firearm, Second Degree Reckless Endangerment of Safety, Armed Robbery, Robbery-Party to a Crime, Causing Great Bodily Harm by Use of a Vehicle and Burglary While Armed; now, therefore

BE IT RESOLVED, that the Milwaukee County Board of Supervisors does hereby authorize and direct the Superintendent of the House of Correction to obtain County Board approval prior to modifying the list of offenses, as enumerated below, that preclude an inmate from being granted community access, either with or without electronic surveillance, unless community access is granted under court order, to any inmate sentenced to incarceration in the House of Correction:

1. Sexual Assault,
2. Domestic Violence,
3. Physical Abuse of Children,
4. Child Neglect,
5. Possession of a Controlled Substance with Intent to Deliver,
6. Any Charge Resulting in a No-Contact Order,
7. Delivery of a Controlled Substance,
8. Felon in Possession of a Firearm,
9. Second Degree Reckless Endangerment of Safety,
10. Armed Robbery,
11. Robbery-Party to a Crime,
12. Causing Great Bodily Harm by Use of a Vehicle, and
13. Burglary While Armed.

Fiscal Note:

Adoption of this resolution could have a fiscal effect on the budget of the House of Correction, but impact of further limiting the number of prisoners who would be eligible for the electronic surveillance program is unknown at this time.

File No. 99-268(a)(a)
(Journal, March 15, 2001)

(Item 4) From District Court Administrator requesting approval to apply for and accept continuation funding for the Judicial Oversight Demonstration Initiative, by recommending adoption of the following:

A RESOLUTION

WHEREAS, the Chief Judge of the First Judicial District and the Clerk of Circuit Court have applied to the U.S. Department of Justice, Violence against Women Grants Office for grant funding to sustain victims of domestic violence, facilitate prosecution and supervise offenders; and

WHEREAS, the grant (cooperative agreement) is to assist Milwaukee County in creating a coordinated community response to domestic violence; and

WHEREAS, the grant was awarded in October 1, 1999 and provided funding for seventeen (17) County positions and a significant "pass-through" of funds to other segments of the community; and

WHEREAS, funds have been utilized by four non-profit

agencies, the District Attorney's Office, Milwaukee Police Department and the Wisconsin Department of Corrections; and

WHEREAS, the funding total for the existing grant is \$1,998,275.00 and it is anticipated that continuation funding will be in the range of \$1,998,257.00 to \$2,600.00.00; and

WHEREAS, the grant does not require any matching funds from Milwaukee County; now, therefore

BE IT RESOLVED, that the Milwaukee County Board of Supervisors does hereby authorize the Chief Judge of the First Judicial District and the Clerk of Circuit Court to apply for and accept grant funding for continuation of the Judicial Oversight Demonstration Initiative in an approximate amount of \$2,600,000.00.

Fiscal Note:

Adoption of this resolution will result in no additional tax levy. There is no matching fund required for Milwaukee County to receive and expend the grant funds. On April 22, 1999, the County Board adopted a resolution authorizing the Chief Judge of the First Judicial District and the Clerk of Circuit Court to apply for and accept grant funding for a Judicial Oversight Demonstration Initiative on Domestic Violence in the original amount of \$1,998,257. The grant was awarded October 1, 1999. The current grant provides funding of 17 County positions. It is anticipated that the continuation funding will be in the range of \$1,998,257, to \$2,600,000. The grant does not require any matching funds from Milwaukee County. This fiscal note was prepared by research analyst for the Judiciary, Safety and General Services Committee.

File No. 01-106
(Journal, February 15, 2001)

(Item 5) From the Chief Judge, requesting support and endorsement of the creation of Branches 48 and 49 for District One, Milwaukee County Courts, by the Wisconsin State Legislature, by recommending adoption of the following:

A RESOLUTION

WHEREAS, Milwaukee County's Family Courts are facing critical increases in workload due to changes in State and Federal law; and

WHEREAS, Milwaukee County's Children's Courts also face significant increases in workload due to changes in Federal law; and

WHEREAS, temporary courts are currently being run and fully staffed in these areas without any reimbursement from the State of Wisconsin; and

WHEREAS, the creation of Branches 48 and 49 for District One, Milwaukee County Courts, would result in reimbursement funding of approximately \$79,873 per branch under the State's Circuit Court Support Grant program, for a total of \$159,746 per year in new revenue; and

WHEREAS, the Committee on Judiciary, Safety and General Services, at its meeting of March 1, 2001, considered an amendment by Supervisors Jasenski and De Bruin as follows: "BE IT FURTHER RESOLVED, that it is the position of the County Board of Supervisors that at the very least, the creation of Branches 48 and 49 should be accompanied by an increase in the State's appropriation for the Circuit Court Support Grant program that is sufficient to ensure that grant payments for existing courts are not reduced; and BE IT FURTHER RESOLVED, that the overall position of Milwaukee County is that the Circuit Courts are part of a State justice system and their operation should be fully funded by the State"; and

WHEREAS, the Committee on Judiciary, Safety and General Services, approved a similar amendment by Supervisor Jasenski that adds the following wording to the above amendment: "BE IT FURTHER RESOLVED, that while the Milwaukee County Board of Supervisors supports the creation of Branches 48 and 49 regardless of whether additional State funds are appropriated, it is also the position of the Milwaukee County Board of Supervisors..." (vote 7-0); and

WHEREAS, the Committee on Finance and Audit, at its meeting of March 8, 2001, and the Committee on Intergovernmental Relations, at its meeting of March 12, 2001 recommended approval of the original amendment by Supervisors Jasenski and De Bruin without the additional verbiage delineated above and approved by the Committee on Judiciary, Safety and General Services (Vote 7-0); now, therefore

BE IT RESOLVED, that the Milwaukee County Board of Supervisors does hereby support and endorse the creation of Branches 48 and 49 for District One, Milwaukee County Courts, by the Wisconsin State Legislature; and

BE IT FURTHER RESOLVED, that while the Milwaukee County Board of Supervisors supports the creation of Branches 48 and 49 regardless of whether additional State funds are appropriated, it is also the position of the County Board of Supervisors that at the very least, the creation of Branches 48 and 49 should be accompanied by an increase in the State's appropriation for the Circuit Court Support Grant program that is sufficient to ensure that grant payments for existing courts are not reduced; and

BE IT FURTHER RESOLVED, that the overall position of Milwaukee County is that the Circuit Courts are part of a State justice system and their operation should be fully funded by the State.

Fiscal Note:

Adoption of this Resolution would result in formal endorsement by Milwaukee County of the creation of two new Circuit Court branches in the County. There would be no direct fiscal impact to the County from adoption of this Resolution because the two court branches would still have to be formally created by the Wisconsin Legislature. However, if the Legislature did create the two branches, then Milwaukee County could receive an increase in State revenue of approximately \$159,746.

According to the proposal from the Chief Judge, the two new court branches would replace two temporary courts currently being operated in the Family and Children's Courts divisions. The annual cost to the County of personnel associated with the two new courts is \$313,487. The Chief Judge argues that because this funding is included in Milwaukee County's 2001 Adopted Budget for Combined Court Related Operations for operation of the temporary courts - and because there would be no remodeling, renovation, equipment or other physical costs required for the proposed Branches 48 and 49 - there would be no additional cost to the County from the conversion to permanent branches.

There would, however, be potential for additional State revenue. The temporary courts are not eligible to receive reimbursement under the State's Circuit Court Support Grant program, which reimburses counties based on the number of permanent court branches they have. In 2000, Milwaukee County received a total of \$79,873 in State reimbursement for each branch. Hence, should the State's reimbursement for each court branch remain the same in the

future, the County could realize additional revenue of \$79,873 for each branch, or \$159,746, from conversion of the two temporary courts to permanent branches. This would reduce the net cost to the County associated with operating the two court branches from \$313,487 to \$153,741.

It should be noted that this revenue figure would diminish slightly without an increase in total State funding for the Circuit Court Support Grant program, since the addition of two courts would reduce the amount available to each branch under the State's distribution formula. It should also be noted that legislation may be introduced in the State Legislature in the near future that would create an additional eight court branches, resulting in the possible further diminution of State reimbursement for each Milwaukee County court branch should the total appropriation for the Circuit Court Support Grant not increase in the 2001-2003 State Budget.

Finally, it should be noted that the cost of the temporary courts for the Family and Children's divisions has been included within the Combined Court Related Operations budget and has contributed to the Department's overall deficit for the past seven years. Conversion of the two temporary courts to permanent branches would forsake the ability to eliminate, reduce or reallocate the staffing costs associated with these courts, should the County wish to do so. The Chief Judge argues that he has sole authority to determine whether these temporary courts are needed (and to require the County to pay for them), and he has no plans to eliminate them in the foreseeable future.

This fiscal note was prepared by the County Board Fiscal and Budget Analyst based on information provided by the Chief Judge and the Department of Administration.

File No. 01-173
(Journal, March 15, 2001)

(Item 6) From Administrator, Mental Health Division, Administrator, Criminal Justice Facility, Superintendent, House of Correction, and County Board Research Analyst, in response to 2001 Adopted Budget Amendment 1C003 allocating \$100,000 for persons with mental illness who are released from the Jail and House of Correction into the community, by recommending adoption of the following:

A RESOLUTION

WHEREAS, the 2001 Adopted Budget included an amendment allocating \$100,000 in Potawatomi Revenue for the "initiation of strategies to provide mental health services to individuals who are in need of such services and who have been released into the community by the Milwaukee County Jail or House of Correction"; and

WHEREAS, the Sheriff, Superintendent of the House of Correction, Administrator of the Milwaukee County Mental Health Division, and County Board staff were directed to develop a joint report describing 1) the current scope and funding of mental health services provided to persons incarcerated in the Jail and House of Correction and 2) the transition and provision of mental health services for detainees who have been released from the Jail and House of Correction into the community, with the report, including recommendations and a fiscal note, to be submitted to the Health and Human Needs Committee and the Judiciary, Safety, and General Services Committee; and

WHEREAS, the February 14, 2001 submitted report recommended that the Administrator of the Mental Health Division, in conjunction with the Administrator of the Criminal Justice Facility and the Superintendent of the House of Correction, be authorized to implement a seven-month demonstration project for an estimated 12-15 persons with mental illness who are released from the Jail and House of Correction; and

WHEREAS, this pilot project will provide for intensive case management services to be provided by two case workers who will arrange for appropriate assistive care and community services, enabling the pilot program's participants to independently live and manage their lives within the community; and

WHEREAS, the group has recommended that an intensive case management program be created for 12 adults who have been identified by detention facility administrators as persons with 1) excessively high recidivism rates; 2) numerous repeat bookings in the Jail and House of Correction mainly for "nuisance" misdemeanor offenses; 3) diagnosis of mental illness; and 4) diagnosis of substance abuse; and

WHEREAS, because this population requires intensive monitoring and supervision, the Mental Health Division has proposed to contract with Wisconsin Correctional Services for two case managers who have a sundries account of approximately

\$30,000 to be utilized to provide interim housing or other special needs for released inmates; and

WHEREAS, this program is expected to result in reduced Jail and House of Correction recidivism rates for the selected pilot project participants, as participants would develop and exhibit increased compliance with appropriate psychiatric treatment, as well as increased self-sufficiency in the community; and

WHEREAS, the Committee on Judiciary, Safety and General Services, at its meeting of March 1, 2001, approved contracting with Wisconsin Correctional Services for the said pilot program (Vote 7-0); and

WHEREAS, the Committee on Health and Human Needs, at its meeting of March 7, 2001 also approved the contract with Wisconsin Correctional Services (Vote 6-0); and

WHEREAS, the Committee on Finance and Audit, at its meeting of March 8, 2001, also approved the contract with Wisconsin Correctional Services (Vote 7-0); now, therefore,

BE IT RESOLVED, that the Milwaukee County Board of Supervisors hereby authorizes and directs the Administrator of the Mental Health Division to enter into a sole source contract with Wisconsin Correctional Service to initiate an intensive community support program for 12 persons identified by the Criminal Justice System; and

BE IT FURTHER RESOLVED, that this sole source contract with Wisconsin Correctional Service will include the provision for two full-time case managers and a flexible fund of dollars to provide housing and other necessary support services.

Fiscal Note:

Approval of this resolution will not require the expenditure of any additional funds in 2001. The 2001 Adopted Budget included \$100,000 in Potawatomi revenue for the purpose of developing a program as described in this resolution.

File No. 01-187
(Journal, March 15, 2001)

(Item 7) From Corporation Counsel, recommending that Milwaukee County enter into an agreement with Forest County Potawatomi Community of Wisconsin to join in their lawsuit against

the Department of Interior, by recommending adoption of the following:

A RESOLUTION

WHEREAS, the proposed Kenosha dog track casino is only 30 miles south of Milwaukee County and would be the largest casino in the Midwest and the third largest Indian owned casino in the United States attracting an estimated 8 million visitors annually of which 89% (eighty-nine percent) would come from the Milwaukee metropolitan area and adjacent counties; and

WHEREAS, the Forest County Potawatomi Community could lose 85% (eighty-five percent) of their tribal revenues that fund annual payments of \$43 million to the State of Wisconsin, the City and County of Milwaukee and hundreds of charities and community organizations, including Milwaukee's Indian Community School whose sole source of income is tied directly to Potawatomi gaming; and

WHEREAS, the Environmental Assessment (EA) prepared for the proposed Kenosha dog track casino falls critically short in addressing the full potential environmental and economic impact on Milwaukee County; and

WHEREAS, the BIA found that the large Indian casino project proposed for Kenosha, Wisconsin would have no significant impact on the human environment; and

WHEREAS, the United States Bureau of Indian Affairs failed to follow U.S. Environmental Protection Agency regulations that require the BIA to complete traffic studies, air-monitoring studies and historical cultural studies; and

WHEREAS, the proposed Kenosha dog track casino is projected to increase harmful air pollutants five fold causing injurious health effects to the Milwaukee County citizens most sensitive to air pollution, including children, asthmatics and the elderly who already reside in a severe ozone non-attainment area that exceeds health-based federal ozone standards; and

WHEREAS, the projected air emissions from the proposed Kenosha dog track casino will cause Southeastern Wisconsin to exceed its air emissions' budget thus jeopardizing future economic development by impeding the growth of high tech and manufacturing jobs in Milwaukee County; and

WHEREAS, the Forest County Potawatomi Community of Wisconsin has commenced their lawsuit in the United States District Court for the District of Columbia in an attempt to reverse the Finding of No Significant Impact ("FONSI") issued by the Bureau of Indian Affairs ("BIA") on December 29, 2000 under the National Environmental Protection Act (NEPA); and

WHEREAS, the lawsuit will seek:

A. A declaratory judgment declaring that:

- (1) The BIA violated NEPA by failing to issue an EIS.
- (2) The EA is inadequate under NEPA because it fails to consider direct, indirect and cumulative impacts associated with the project.
- (3) The EA is inadequate under NEPA because it fails to adequately consider reasonable alternatives to the project.
- (4) The BIA violated the NEPA by failing to consult properly with the Potawatomi Tribe.
- (5) The BIA violated IGRA § 20 by failing to consult properly with the Potawatomi Tribe.

B. A mandatory injunction requiring the Secretary to:

- (1) Complete an EIS that analyzes the potential direct, indirect, and cumulative impacts of the entire Paradise Key project, and alternatives thereto, in compliance with NEPA.
- (2) Consult with the Potawatomi Tribe as required by the NEPA and implementing regulations
- (3) Consult with the Potawatomi Tribe as required by IGRA § 20.

C. Enjoin the Secretary from further consideration of the Application until the BIA:

- (1) prepares and completes an EIS that analyzes the potential direct, indirect, and cumulative impacts of the entire Paradise Key project, and alternatives thereto, in compliance with NEPA;
- (2) in the alternative, prepares and completes an EA that analyzes the potential direct, indirect, and cumulative

impacts of the entire Kenosha Casino Project, and alternatives thereto, in compliance with NEPA, and credibly established that the project will not significantly affect the human environment;

(3) completes its consultation with the Potawatomi Tribe in compliance with the NEPA;

(4) completes its consultation with the Potawatomi Tribe in compliance with IGRA § 20.

; and

WHEREAS, the City and County of Milwaukee were given inadequate notice and opportunity to comment on the Environmental Assessment despite Bureau of Indian Affairs regulations requiring consultation with neighboring communities and in spite of Milwaukee community leaders repeated written attempts to participate in the approval process for the proposed Kenosha dog track casino; and

WHEREAS, the FONSI was based upon an Environmental Assessment which the Potawatomi Tribe believes was both procedurally and substantively flawed; and

WHEREAS, the Milwaukee County Executive, the Mayor of Milwaukee, the President of the Milwaukee Common Council and Lake County, Illinois all requested that the BIA require the preparation of a complete Environmental Impact Statement ("EIS") before taking final action on the Kenosha proposal; and

WHEREAS, the Regional Office of the Environmental Protection Agency (EPA) in Chicago, Illinois identified significant deficiencies in the air quality analysis in the Environmental Assessment; and

WHEREAS, despite those concerns raised by the EPA, the BIA issued its FONSI only three days later; and

WHEREAS, the Potawatomi Tribe contends that the required air quality studies must be completed before the BIA can decide whether a FONSI is appropriate; and

WHEREAS, the Potawatomi Tribe has requested both the County and City of Milwaukee to join with them in the lawsuit as plaintiffs and requests that the BIA complete an EIS; and

WHEREAS, the Potawatomi Tribe has agreed to pay for all the costs and expenses of the litigation and does not expect any contribution of any kind from the County; and

WHEREAS, the Potawatomi Tribe plans to file an Amended Complaint and to include additional plaintiffs, possibly including individuals from Kenosha, the County, Illinois government and an environmental organization, and requests that the County join as a plaintiff in the Amended Complaint; now, therefore

BE IT RESOLVED, that the Corporation Counsel is authorized and directed to enter into an agreement with the Forest County Potawatomi Community of Wisconsin that would allow Milwaukee County to join the lawsuit against the Bureau of Indian Affairs and the prayer for relief contained in said lawsuit, including a full environmental assessment, economic impact study and market study for Milwaukee County; and

BE IT FURTHER RESOLVED, that said agreement shall provide that Milwaukee County shall bear no expenses whatsoever in the litigation be they attorney's fees, costs or any other expenses.

Fiscal Note:

Approval of this resolution will not require an expenditure of funds.

The foregoing report correctly states the action taken by the said committee at a meeting held March 1, 2001.

DAVID JASENSKI
Chairperson

The question was on adoption.

SEPARATE ACTION was requested on **Items 2, 5, 6 and 7.**

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

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

The Chair DECLARED Item 5 MOOT due to the adoption of Item 7 from the Committee on Finance and Audit.

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

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

Supervisor Holloway moved to refer Item 7 to the Corporation Counsel.

Supervisor Podell asked that Item 7 lay over until later in the meeting. As there was an objection, she then moved lay over until later.

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

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

Later, by unanimous consent of the Board, Mr. Robert G. Ott, Corporation Counsel, answered questions from board members.

Thereupon, **the previous motion to refer Item 7 to the Corporation Counsel FAILED TO PREVAIL** by the following vote:

AYES—Holloway, Krug, Launstein and Nyklewicz—4.
NOES—Aldrich, Arciszewski, Borkowski, Coggs-Jones, Davis, De Bruin, Diliberti, Jasenski, Johnson, Lutzka, Mayo, McGuigan, Podell, Quindel, Ryan, Schmitt, Weishan, White, Zielinski and the Chairman—20. **EXCUSED**—Bailey—1.

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

AYES—Aldrich, Arciszewski, Borkowski, Coggs-Jones, Davis, De Bruin, Diliberti, Jasenski, Johnson, Launstein, Lutzka, Mayo, McGuigan, Podell, Quindel, Ryan, Schmitt, Weishan, White, Zielinski and the Chairman—21. **NOES**—Holloway, Krug and Nyklewicz—3. **EXCUSED**—Bailey—1.

By Supervisor Aldrich, Chairperson:

From the Committee on Parks, Energy and Environment, reporting on 20 Items.

File No. 01-188
(Journal, March 15, 2001)

(Item 1) From the Director, University of Wisconsin-Extension, requesting authorization to apply for and accept funding from Milwaukee Brighter Futures in support of Family, Community and Youth Programming for County fiscal year 2001, by recommending adoption of the following:

A RESOLUTION

WHEREAS, the Milwaukee County University of Wisconsin-Extension provides family, community and youth development educational programs for Milwaukee County; and

WHEREAS, the staff of the U. W. Extension is called upon throughout the year to provide workforce development, environmental, science and cultural diversity education through innovative activities and programs; and

WHEREAS, the Brighter Futures and like foundations provide funding for family, community and youth education; and

WHEREAS, the Director of the University of Wisconsin-Extension has requested authorization to apply for and accept funding from Milwaukee Brighter Futures in support of Family, Community and Youth Programming for County fiscal year 2001; and

WHEREAS, on March 6, 2001 the Committee on Parks, Energy and Environment voted 6-0 to recommend approval of the said request; now, therefore,

BE IT RESOLVED, that the County Board of Supervisors does hereby authorize and direct the Director of the University of Wisconsin-Extension to apply for and accept up to \$100,000 in

funding from Milwaukee Brighter Futures for the development and implementation of Family, Community and Youth Programming initiatives for County fiscal year 2001.

Fiscal Note:

The adoption of this resolution will result in the receipt of up to \$100,000 in funding in the 2001 fiscal year from Brighter Futures foundation. No additional tax levy dollars will be required. This fiscal note was prepared by U.W. Extension staff.

File No. 01-189
(Journal, March 15, 2001)

(Item 2) From the University of Wisconsin-Extension, requesting authorization to apply for and accept funding from Maximus, Inc., Milwaukee County W-2 Region VI, in support of Maximus On-Site Workshop Services for County fiscal year 2001, by recommending adoption of the following:

A RESOLUTION

WHEREAS, the Milwaukee County University of Wisconsin-Extension mission is to help people build strong families; and

WHEREAS, the staff of the Milwaukee County U.W. Extension 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, the Director of the University of Wisconsin-Extension has requested authorization to apply for and accept funding from Maximus, Inc., Milwaukee County W-2 Region VI, in support of Maximus On-Site Workshop Services for County fiscal year 2001; and

WHEREAS, on March 6, 2001 the Committee on Parks, Energy and Environment voted 6-0 to recommend approval of the said request; now, therefore,

BE IT RESOLVED, that the County Board of Supervisors does hereby authorize and direct the Director of the University of

Wisconsin-Extension to apply for and accept funding of up to \$35,974 from Maximus, Inc., Milwaukee County W-2 Region VI, in support of Maximus On-Site Workshop Services in family and community education for County fiscal year 2001.

Fiscal Note:

The adoption of this resolution would result in the receipt of \$35,974 funding in the 2001 fiscal year from MAXIMUS, Inc. No additional tax levy dollars would be required. This fiscal note was prepared by the U.W. Extension staff.

File No. 01-190
(Journal, March 15, 2001)

(Item 3) From the University of Wisconsin-Extension, requesting authorization to apply for and accept funding from the Child Abuse Prevention Fund (CAP Fund) in support of family programming for County fiscal year 2001, by recommending adoption of the following:

A RESOLUTION

WHEREAS, the Milwaukee County University of Wisconsin-Extension (U.W.-Extension) provides family, community and youth development educational programs for Milwaukee County; and

WHEREAS, the staff of the U.W. Extension is called upon throughout the year to provide workforce development, environmental, science and cultural diversity education through innovative activities and programs; and

WHEREAS, the Child Abuse Prevention Fund provides funding for family, community and youth education; and

WHEREAS, the Director of the University of Wisconsin-Extension has requested authorization to apply for and accept funding from the Child Abuse Prevention Fund (CAP Fund) in support of family programming for County fiscal year 2001; and

WHEREAS, on March 6, 2001 the Committee on Parks, Energy and Environment voted 6-0 to recommend approval of the said request; now, therefore,

BE IT RESOLVED, that the County Board of Supervisors does hereby authorize and direct the Director of the University of Wisconsin-Extension to apply for and accept up to \$15,000 in

funding from the Child Abuse Prevention Fund for the development and implementation of family programming for County fiscal year 2001.

Fiscal Note:

The adoption of this resolution would result in the receipt of up to \$15,000 in the 2001 fiscal year from the Child Abuse Prevention Fund. No additional tax levy dollars would be required. This fiscal note was prepared by the U.W.-Extension staff.

File No. 01-181
(Journal, March 15, 2001)

(Item 4) From the Zoo Director, requesting authorization to execute a professional services contract with Robert Zigman Marketing in the amount of \$150,000 for the booking of and arrangements for entertainment at Milwaukee a la Carte 2001 and 2002, by recommending adoption of the following:

A RESOLUTION

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

WHEREAS, the Adopted 2001 Budget for the Milwaukee County Zoo provides for payment of professional services to Robert Zigman Marketing to make all arrangements for entertainment at Milwaukee a la Carte, August 16-19, 2001 and August 15-18, 2002 in the amount of \$150,000 each year; and

WHEREAS, the entertainment increases attendance during Milwaukee a la Carte and extends the Zoo visit; and

WHEREAS, the Milwaukee County Zoo sought proposals for this service from interested parties; and

WHEREAS, the proposal from Robert Zigman Marketing was the only proposal received; and

WHEREAS, the Zoo Director has requested authorization to execute a professional services contract with Robert Zigman Marketing in the amount of \$150,000 for the booking of and arrangements for entertainment at Milwaukee a la Carte 2001 and 2002; and

WHEREAS, on March 6, 2001 the Committee on Parks, Energy and Environment voted 6-0 to recommend that the said request be approved; now, therefore,

BE IT RESOLVED, that the Milwaukee County Board of Supervisors does hereby authorize and direct the Zoo Director to execute a Professional Service Contract with Robert Zigman Marketing for booking of and arrangements for entertainment at Milwaukee a la Carte, August 16-19, 2001 and August 15-18, 2002; in the amount of \$150,000 for each year, with the understanding that the ability of Milwaukee County to contract for these services in 2002 is dependent upon sufficient funds being included in the 2002 adopted County Budget for this purpose.

Fiscal Note:

An appropriation of \$150,000 for professional services related to Milwaukee a la Carte entertainment is included in the 2001 Adopted Budget for the Milwaukee County Zoo, which anticipates expenditures of \$646,700 and revenues of \$1,000,000 for Milwaukee a la Carte, 2001. This contract is to be executed with the understanding that the ability of Milwaukee County to contract for these services in 2002 is dependent upon sufficient funds being included in the 2002 adopted County Budget for this purpose. Information for this fiscal note was provided by the Milwaukee County Zoo staff.

File No. 01-182
(Journal, March 15, 2001)

(Item 5) From the Zoo Director, requesting authorization to execute professional service contracts with up to 30 restaurants for the Milwaukee a la Carte event, 2001, for which the Zoo will receive commission revenues, by recommending adoption of the following:

A RESOLUTION

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

WHEREAS, the 2001 Budget for the Milwaukee County Zoo provides for payment of professional services of up to 30 restaurants in the amount of \$275,500 for Milwaukee a la Carte, August 16-19, 2001 at the Milwaukee County Zoo; and

WHEREAS, estimated restaurant sales of \$330,000 for the event generate commission for the Zoo in excess of \$54,000; and

WHEREAS, Milwaukee a la Carte attracts more than 80,000 visitors to the Zoo and generates more than \$1 million in revenue; and

WHEREAS, the Zoo Director has requested approval to execute professional services contracts with up to 30 restaurants in connection with the event; and

WHEREAS, the Committee on Parks, Energy and Environment, at its meeting on March 6, 2001, voted 5-0 to recommend approval of the request; now, therefore

BE IT RESOLVED, that the Milwaukee County Board of Supervisors does hereby authorize the Director of the Milwaukee County Zoo to execute contracts with up to 30 restaurants for a not-to-exceed amount of \$275,500 in connection with Milwaukee a la Carte at the Zoo, scheduled for August 16-19, 2001.

Fiscal Note:

Adoption of this resolution will authorize an expenditure of up to \$275,500 in connection with Milwaukee a la Carte. Funds for this activity are included in the Zoo's 2001 budget. The 2001 Zoo budget anticipates expenditures for Milwaukee a la Carte to be \$646,700 with revenues of \$1 million. Information for this fiscal note was provided by Zoo staff.

File No. 01-175
(Journal, March 15, 2001)

(Item 6) From the Zoo Director, requesting authorization to execute a professional services contract with World Bird Sanctuary in an amount not to exceed \$55,550 for presentation of the Zoo's Bird of Prey Show for public presentation from 5/26/01 through 9/3/01, by recommending adoption of the following:

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 County Board; and

WHEREAS, the 2001 Adopted Budget for the Milwaukee County Zoo provides for payment of \$55,550 for professional

services of the World Bird Sanctuary for a Raptor Show at the Zoo;
and

WHEREAS, the World Bird Sanctuary has successfully provided this service in past years; and

WHEREAS, the Zoo Director has requested approval to enter into a professional services contract with the World Bird Sanctuary; and

WHEREAS, the Committee on Parks, Energy and Environment at its meeting on March 6, 2001, recommended approval of the request; now, therefore

BE IT RESOLVED, that the Milwaukee County Board of Supervisors does hereby authorize the Director of the Milwaukee County Zoo to enter into a professional services contract with the World Bird Sanctuary for the 2001 Raptor Show at the Milwaukee County Zoo for a not-to-exceed amount of \$55,550.

Fiscal Note:

Adoption of this resolution will authorize an expenditure of \$55,550 from the Zoo Budget. Funds for this purpose are included in the 2001 adopted Zoo Budget. Information for this fiscal note was provided by the Milwaukee County Zoo staff.

File No. 01-176
(Journal, March 15, 2001)

(Item 7) From the Zoo Director, requesting authorization to execute a professional services contract with Scooter Bug, Inc. for furnishing strollers for rental at the Milwaukee County Zoo on a shared revenue basis, by recommending adoption of the following:

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 Milwaukee County Zoo will receive revenue from the rental of strollers furnished by ScooterBug, Inc. at the Milwaukee County Zoo in an amount of 39% of gross collected revenue after state sales tax; and

WHEREAS, the Director of the Milwaukee County Zoo has requested approval to enter into a professional services contract with ScooterBug, Inc. to furnish strollers for rental at the Zoo; and

WHEREAS, the Committee on Parks, Energy and Environment, at its meeting on March 6, 2001, voted 6-0 to recommend approval of the request; now, therefore

BE IT RESOLVED, that the Milwaukee County Board of Supervisors does hereby authorize the Director of the Milwaukee County Zoo to enter into a professional services contract with ScooterBug, Inc. for the purpose of furnishing strollers for rent at the Zoo; and

BE IT FURTHER RESOLVED, that the Zoo will receive 39% of gross revenue collected after state sales tax is paid in connection with this contract.

Fiscal Note:

Gross revenue of \$107,000 and expenditures of \$31,000 have been included in the Zoo's 2001 budget for this purpose. Actual net revenues will be determined based on actual rental use. Information for this fiscal note was provided by Milwaukee County Zoo staff.

File No. 01-177
(Journal, March 15, 2001)

(Item 8) From the Zoo Director, requesting authorization to execute a professional services contract with Jo-Don Farms, Inc. for presentation of the Zoo's Pony Ride from approximately the last weekend in March through October, with the Zoo to receive revenue of approximately \$27,000, by recommending adoption of the following:

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 Director of the Milwaukee County Zoo has requested approval to execute a professional services contract with Jo-Don Farms for the provision of Pony Rides at the Zoo; and

WHEREAS, the 2001 adopted budget for the Milwaukee County Zoo provides for revenue of \$27,000 from the Pony Ride from Jo-Don Farms; and

WHEREAS, the Committee on Parks, Energy and Environment, at its meeting on March 6, 2001, voted 6-0 to recommend approval of the request; now, therefore

BE IT RESOLVED, that the Milwaukee County Board of Supervisors does hereby authorize the Director of the Milwaukee County Zoo to enter into a professional services contract with Jo-Don Farms for the 2001 Pony Ride at the Milwaukee County Zoo.

Fiscal Note:

The 2001 budget for the Milwaukee County Zoo anticipates revenue of \$24,000 in connection with this ride. Information for this fiscal note was provided by Milwaukee County Zoo staff.

File No. 01-178
(Journal, March 15, 2001)

(Item 9) From the Zoo Director, requesting authorization to execute a professional services contract with Jo-Don Farms, Inc. for presentation of the Zoo's Camel Ride from May, 2001 through September, 2001 and for animal training and consultation, by recommending adoption of the following:

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 2001 adopted budget for the Milwaukee County Zoo provides for payment of professional services to Jo-Don Farms, Inc. for a Camel Ride at the Milwaukee County Zoo in the amount of 70% of gross revenue from the Camel Ride; and

WHEREAS, Jo-Don Farms Inc. has successfully performed this service in past years; and

WHEREAS, in addition, Jo-Don Farms staff will provide animal training and consultation to the Zoo at a cost of \$250 per day, but not-to-exceed \$5,000 for a 12-month period; and

WHEREAS, the Director of the Milwaukee County Zoo has requested approval to enter into a professional services contract with Jo-Don Farms to provide the Camel Ride at the Milwaukee County

Zoo, as well as animal training and consultation services to Zoo staff; and

WHEREAS, the Committee on Parks, Energy and Environment, at its meeting on March 6, 2001, voted 6-0 to recommend approval of the request; now, therefore

BE IT RESOLVED, that the Milwaukee County Board of Supervisors does hereby authorize the Director of the Milwaukee County Zoo to enter into a professional services contract with Jo-Don Farms, Inc. for: 1) operation of a Camel Ride at the Milwaukee County Zoo at a charge of 70% of gross revenue; and 2) training consultation to the Zoo Animal Department at a rate of \$250 per day, but not-to-exceed \$5,000.

Fiscal Note:

The 2001 adopted budget for the Milwaukee County Zoo includes a professional services appropriation of \$49,000 for payment on approximately \$70,000 in revenue anticipated from the Camel Ride. Also included in the Zoo budget is \$5,000 for animal training consultation. Information for this fiscal note was provided by the Milwaukee County Zoo staff.

File No. 01-179
(Journal, March 15, 2001)

(Item 10) From the Zoo Director, requesting authorization to apply for and accept a grant of up to \$112,500 from the Institute of Museum and Library Services for Zoo general operating support, by recommending adoption of the following:

A RESOLUTION

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

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

WHEREAS, the Institute of Museum and Library Services (IMLS) provides general operating support grants to Zoos for the above purposes; and

WHEREAS, the Director of the Milwaukee County Zoo has requested approval to apply for and accept a Federally-funded

General Operating Support Grant from the IMLS for up to \$112,500; and

WHEREAS, the Committee on Parks, Energy and Environment, at its meeting on March 6, 2001, voted 6-0 to recommend approval of the request; now, therefore

BE IT RESOLVED, that the Milwaukee County Board of Supervisors does hereby authorize the Director of the Milwaukee County Zoo to apply for and, if awarded, accept a General Operating Support grant for up to \$112,500 from the Institute of Museum and Library Services.

Fiscal Note:

Adoption of this resolution will not require an expenditure of funds but an expenditure of staff time will be required to process the grant application. If the grant is awarded, Zoo revenues will increase by up to \$112,500. Information for this fiscal note was provided by the Milwaukee County Zoo staff.

File No. 01-180

(Journal, March 15, 2001)

(Item 11) From the County Executive, requesting the County Board to adopt a resolution naming the Doctor's Park Beach after Mr. George Tietjen, by recommending adoption of the following:

A RESOLUTION

WHEREAS, the County Executive has requested the County Board of Supervisors to adopt a resolution naming the Doctor's Park Beach after Mr. George Tietjen; and

WHEREAS, George A. Tietjen, a lifelong resident of the North Shore, began a career in public service in 1937 as a lifeguard for the Milwaukee County Park system; and

WHEREAS, following service in World War II, Tietjen continued his work for the parks as a lifeguard, moving up the ranks to the position of Supervising Lifeguard at Bradford Beach and, eventually, becoming the first Lifeguard Director for the parks in 1946, a position he held until his retirement in 1977; and

WHEREAS, under his leadership, the Milwaukee County lifeguard corps developed innovative practices and procedures and

became widely recognized as the premier lifeguard corps in the country; and

WHEREAS, among the initiatives Tietjen started were boat drills, lifesaving exhibitions and water shows, lifeguard competitions, in-service training, simulated rescues, uniforms and an awards banquet; and

WHEREAS, in addition to these initiatives, Tietjen was instrumental in acquiring new resuscitation equipment for the department and was active in lifeguard recruitment efforts; and

WHEREAS, the Parks Department lifeguard corps has continued to strive to maintain the spirit and commitment which George A. Tietjen first applied to the Aquatics Program when he assumed his duties as Lifeguard Director; and

WHEREAS, it would be appropriate to recognize the dedication and commitment George Tietjen gave to the Milwaukee County Lifeguard Corps as its founder and first director by naming the beach at Doctor's Park in honor of this pioneering man and the lifeguard corps he started; and

WHEREAS, the Committee on Parks, Energy and Environment voted 6-0 at a meeting on March 6, 2001, to approve the request of the County Executive to name the beach at Doctor's Park in honor of Mr. George A. Tietjen; now, therefore

BE IT RESOLVED, that the Milwaukee County Board of Supervisors does hereby authorize the naming of the beach at Doctors Park in honor of George A. Tietjen, who served as Milwaukee County's first Lifeguard Director from 1946 until his retirement in 1977; and

BE IT FURTHER RESOLVED, that the Director of Parks, Recreation and Culture is hereby authorized to install an appropriate plaque at the beach to designate it as George A. Tietjen Beach.

Fiscal Note:

Adoption of this resolution will not require an expenditure of funds, since the cost of installing a commemorative plaque at the beach will be paid for with private donations.

File No. 01-184
(Journal, March 15, 2001)

(Item 12) From Mr. Otto Wenz, of the Milwaukee Wheelmen, submitting request for closing of Lincoln Memorial Drive on July 24

and July 28, 2001 for the International Cycling Classic Races, by recommending adoption of the following:

A RESOLUTION

WHEREAS, the Executive Director/Producer for the Milwaukee Wheelmen, Inc. is requesting the use of North Lincoln Memorial Drive for the International Cycling Classic on July 24 and July 28, 2001, to safely accommodate participants; and

WHEREAS, permission is requested to close all of N. Lincoln Memorial Drive from Kenwood Boulevard to Lafayette Hill Road between 9:00 a.m. - 3:30 p.m. on Tuesday, July 24, 2001 and to close the southbound lanes of N. Lincoln Memorial Drive from Kenwood Boulevard to Lafayette Hill Road between 8:00 a.m. and 2:30 p.m. on Saturday, July 28, 2001; and

WHEREAS, the Department of Parks, Recreation and Culture will notify McKinley Marina tenants in advance and accommodate those people wishing to access the Marina during the event; and

WHEREAS, the Department of Parks, Recreation and Culture will work with the cycling race coordinator to post notices and provide access across N. Lincoln Memorial Dr. to all lakefront activities during the day of the races including, but not limited to, Lake Park and the Lake Park parking lot, the soccer field, Picnic Point, Bradford Beach, Bradford Beach parking lot, the North Point concessions and parking lot, the jet skis rentals and the half-mile landfill area, Villa Terrace Renaissance Garden, McKinley Beach, the U.S. Government Pier, the Milwaukee Yacht Club, McKinley Tennis Courts as well as McKinley Marina; and

WHEREAS, the International Cycling Classic attracts cyclists from over 22 foreign countries and throughout the United States; and

WHEREAS, the International Cycling Classic estimates that their organization has used the N. Lincoln Memorial Drive short and long course for over 27 years, with the exception of 1998, when the road conditions were not safe for bicycle racing, and during 1999 and 2000, when N. Lincoln Memorial Drive was under construction; and

WHEREAS, the two lakefront races are part of 17 day event of cycling competition with at least six races in the Greater Milwaukee Area thereby bringing tourism revenue to our area; and

WHEREAS, the Committee on Parks, Energy and Environment

voted 6-0 on March 6, 2001 to recommend that the said request be approved; now, therefore,

BE IT RESOLVED, that the Milwaukee County Board of Supervisors does hereby approve, pursuant to Chapter 47.031, Milwaukee County General Ordinances, to permit the proposed events by the Milwaukee Wheelmen, Inc. to take place on Lincoln Memorial Drive on July 24 and July 28, 2001; and

BE IT FURTHER RESOLVED, that the Director of Parks, Recreation and Culture is hereby authorized and directed to grant a permit for said event and provide cooperation and coordination services that will promote and provide for two successful cycling events.

Fiscal Note:

Adoption of this resolution will result in \$1,352.50 of additional revenue.

File No. 01-185
(Journal, March 15, 2001)

(Item 13) From the Director, Department of Parks, Recreation and Culture, requesting authorization to apply for and accept a State of Wisconsin Recreational Boating Facilities Program grant of up to \$2,877,557.50 for the redevelopment of the McKinley Marina, by recommending adoption of the following:

A RESOLUTION

WHEREAS, the Parks Department's 2001 Adopted Capital Improvements Budget includes \$5,755,115 for the continued redevelopment of the McKinley Marina; and

WHEREAS, the appropriation is to be used for the removal of the former Coast Guard Station, replacement of Docks E through K with floating docks, planning for Docks L through P, and the expansion of the center section slip tenant restrooms; and

WHEREAS, the Parks Department has requested authorization to apply for and accept a State of Wisconsin Recreational Boating Facilities Program (RBF) grant for the project; and

WHEREAS, RBF grants are awarded on a 50/50 state/local cost-share basis, and

WHEREAS, if the Parks Department's were to be awarded a grant, up to \$2,877,557.50 of the estimated total project cost could

be funded by the State of Wisconsin, and Milwaukee County would be responsible for the balance, or at least \$2,877,557.50; and

WHEREAS, the Committee on Parks, Energy and Environment voted 6-0 on March 6, 2001 to recommend approval of the said request; now, therefore

BE IT RESOLVED, that the Director of the Department of Parks, Recreation and Culture is hereby authorized and directed to apply for a State of Wisconsin Recreational Boating Facilities Program grant of up to \$2,877,557.50 for the redevelopment of the McKinley Marina; and

BE IT FURTHER RESOLVED, that the Parks Director is also authorized to accept the grant funding and to process all documentation pertaining to the grant should it be approved by the State of Wisconsin.

Fiscal Note:

The \$5,755,115 estimated cost for the redevelopment of the McKinley Marina is included in the Parks Department's 2001 Adopted Capital Improvements Budget. RBF grants are awarded on a 50/50 state/local cost-share basis. If the Parks Department were to be awarded a grant, up to \$2,877,557.50 of the estimated total project cost could be funded by the State of Wisconsin. Milwaukee County would be responsible for the balance, or at least \$2,877,557.50. The 2001 Adopted Capital Improvements Budget authorized the entire project amount to be included in the County's 2001 General Obligation bond issue and this amount (\$5,855,740) was approved in the bonding authorization package adopted by the County Board at its February 15, 2001 meeting. If the grant funds are approved, the County's 2001 financial commitment to this project can be reduced by \$2,877,557.50, which is the amount of the grant.

File No. 00-399(a)(a)
(Journal, March 15, 2001)

(Item 14) From the Director, Department of Parks, Recreation and Culture, requesting authorization to accept a Federal Transportation Equity Act for a 21st Century grant of up to \$375,000 for construction of an Oak Leaf Trail access ramp, and to enter into a cost sharing agreement, by recommending adoption of the following:

A RESOLUTION

WHEREAS, in the Fall of 1998, the East Side Business Improvement District #20 (BID) approached the Parks Department with a proposal for the construction of an Oak Leaf Trail access ramp and the proposed project was consistent with one of the BID's foundational activities: the provision of pedestrian paths and linkages servicing one of the East Side's more popular commercial and entertainment areas; and

WHEREAS, the Parks Department viewed the ramp as a way to improve the Oak Leaf Trail's usability/convenience and as a means to provide a greater sense of personal security for trail users; and

WHEREAS, in April of 1999 the Parks Department was authorized by the Milwaukee County Board of Supervisors to apply for a Federal Transportation Equity Act for the 21st Century (TEA-21) grant for the construction of the access ramp; and

WHEREAS, TEA-21 grants are awarded on an 80%/20% Federal/local cost-share basis; and

WHEREAS, the Adopted Milwaukee County Parks Department 2001 Capital Improvements Budget contains an appropriation of \$46,875 for the project, representing the County's commitment to fund one-half of the local share (10% of the total project cost); and

WHEREAS, the remaining 10 per cent local share will be covered by the East Side Business Improvement District #20; and

WHEREAS, in January, 2000 the County was notified by then Governor of the State of Wisconsin that the grant request had been approved; and

WHEREAS, the Director of the Department of Parks, Recreation and Culture has requested authorization to accept the Federal Transportation Equity Act for a 21st Century grant of up to \$375,000 for construction of an Oak Leaf Trail access ramp and to enter into cost sharing agreements associated with the grant; and

WHEREAS, on March 6, 2001 the Committee on Parks, Energy and Environment voted 6-0 to recommend that the said request be approved; now, therefore

BE IT RESOLVED, that the Parks Director is hereby authorized and directed to accept the award of a Federal TEA-21 grant for the construction of the Oak Leaf Trail access ramp, to sign docu-

mentation pertaining to the administration of the grant, and to enter into cost-share agreements associated with the grant.

Fiscal Note:

TEA-21 funds are awarded on an 80%/20% Federal/Local cost-share reimbursement basis. The local share of \$93,750 will be evenly divided between Milwaukee County and the East Side Business Improvement District #20. An amount of \$46,875 has been included in the Adopted 2001 Milwaukee County Parks Department Capital Improvements Budget. Information for this fiscal note was provided by the Department of Parks, Recreation and Culture staff.

File No. 00-505

(Journal, September 28, 2000)

(Item 15) Report, referred back by the County Board September 28, 2000, relative to the Milwaukee Metropolitan Sewerage District (MMSD) easement request for Milwaukee River Flushing Station, by recommending adoption of the following:

A RESOLUTION

WHEREAS, the Milwaukee Metropolitan Sewerage District (MMSD) currently owns and operates the historic Milwaukee River Flushing Station located along the west edge of Lincoln Memorial Drive south of Lafayette Hill Road in the City of Milwaukee; and

WHEREAS, the flushing pump and related equipment occupy about one third of the building area and two thirds of the building remains vacant and suitable for other uses; and

WHEREAS, MMSD has requested proposals from potential tenants to utilize this vacant space for a commercial operation that would serve the public using the lakefront, showcase the historic and engineering attributes of the building and promote the District's environmental mission; and

WHEREAS, MMSD is currently negotiating for a tenant to utilize and improve this space, consistent with these goals and the needs of the Parks Department; and

WHEREAS, feasible utilization of this building and land by a such a tenant, as well as MMSD staff and park users, would require the construction of approximately 34 parking spaces adjacent to the building to replace the existing gravel parking area; and

WHEREAS, MMSD has requested from the County a permanent easement involving .48 acre of park land, to construct portions of the required parking lot, access drives and landscaping in the area surrounding the Flushing Station between Lafayette Hill Road and Lincoln Memorial Drive; and

WHEREAS, MMSD would also allow reasonable use by the public of the building, the restrooms to be constructed inside the building, as well as the parking and landscaped areas; and

WHEREAS, neither MMSD nor its tenants will impose any parking or access restrictions on land or improvements located within the easement area; and

WHEREAS, in order to clarify existing property ownership boundaries and maintenance responsibilities MMSD has agreed to convey to the County, by deed or easement, an area of approximately .13 acre of land located between the building and Lincoln Memorial Drive; and

WHEREAS, the execution of the required documents and subsequent construction of the new improvements would benefit the public, the County and MMSD; and

WHEREAS, MMSD and its tenant will construct, restore and maintain all areas and improvements located within the easement and MMSD property per mutually agreed upon plans and specifications, at no expense to the County; and

WHEREAS, prior to execution, the Department of Parks, Recreation, and Culture, Corporation Counsel, Risk Management and the Department of Public Works will review and approve all documents as required; and

WHEREAS, in a communication dated September 1, 2000 the Director of the Department of Parks, Recreation and Culture had originally recommended and requested authorization as follows:

1. The Director of the Department of Parks, Recreation and Culture and appropriate County staff to prepare, review, approve, accept and record all documents and to perform any other acts required to execute the required easements, right of entry permits and deed;
2. The Milwaukee County Department of Parks, Recreation and Culture to accept the appropriate deed or easement from

MMSD for the land located along the west side of Lincoln Memorial Drive for inclusion in the Park System;

3. The waiving of easement and right of entry permit fees due to the mutual benefits of this project to the public, Milwaukee County and MMSD; and
4. The County Executive and County Clerk to execute the requested easement; and

WHEREAS, the Committee on Parks, Energy and Environment voted 7-0 on September 11, 2000 to recommend to the County Board of Supervisors approval of the said request, with an amendment to provide that, for Parcel 3, the easement language be amended to include a specific provision that there be no parking restrictions prohibiting use by the general public; and

WHEREAS, upon the motion of the Chairperson of the Committee on Parks, Energy and Environment, the County Board of Supervisors, on September 28, 2000 acted to refer the entire matter back to the Committee on Parks, Energy and Environment; and

WHEREAS, continued discussions between MMSD and its proposed tenant, Alterra Coffee Roasters, produced a modified plan for the facility which would greatly enhance the function and aesthetics of the building and site and the area was reconfigured to preserve desirable existing trees, to improve circulation and to accommodate an on-site water quality improvement demonstration that would be integrated into the site; and

WHEREAS, the revised site plan represents a significant increase in the quality and aesthetics of the improvements proposed for the building and surrounding landscape and all activities and expenses related to site development, construction of improvements and the maintenance of the area within the easement will be accomplished at no expense to the County; and

WHEREAS, the Director of the Department of Parks, Recreation and Culture, in a revised report dated February 23, 2001, has submitted the following recommendations:

1. That the Director of the Department of Parks, Recreation and Culture and appropriate County staff be authorized to prepare, review, modify, approve, accept and record all documents as required to execute the required easements, right of entry permits and deed;

2. That the Milwaukee County Department of Parks, Recreation and Culture be authorized to accept the appropriate deed or easement from MMSD for the land located along the west side of Lincoln Memorial Drive for inclusion in the Park System;
3. That Milwaukee County waive the usual easement and right of entry permit fees due to the mutual benefits of this project to the public, Milwaukee County and MMSD; and
4. That the County Executive and County Clerk be authorized to execute the requested easements.

and

WHEREAS, the Committee on Parks, Energy and Environment voted 6-0 on March 6, 2001 to recommend to the County Board of Supervisors the approval of the said request and recommendations of the Director of the Department of Parks, Recreation and Culture as contained in a report dated February 23, 2001; now, therefore,

BE IT RESOLVED, that the County Board of Supervisors does hereby authorize and direct the Director of the Department of Parks, Recreation and Culture and appropriate County staff to prepare, review, modify, approve, accept and record all documents as required to execute the required easements, right of entry permits and deed associated with the Milwaukee Metropolitan Sewerage District easement request for the Milwaukee River Flushing Station; and

BE IT FURTHER RESOLVED, that Milwaukee County Department of Parks, Recreation and Culture is authorized to accept the appropriate deed or easement from MMSD for the land located along the west side of Lincoln Memorial Drive for inclusion in the Park System; and

BE IT FURTHER RESOLVED, that Milwaukee County will waive the usual easement and right of entry permit fees for this easement due to the mutual benefits of this project to the public, Milwaukee County and MMSD; and

BE IT FURTHER RESOLVED that the County Executive and County Clerk are hereby authorized to execute the requested easements.

Fiscal Note:

The adoption of this resolution will not require an appropriation of funds. Information for this fiscal note was

provided by the Department of Parks, Recreation and Culture.

File No. 01-186
(Journal, March 15, 2001)

(Item 16) From the Director, Department of Parks, Recreation and Culture, submitting proposed resolution setting forth the aquatic mission of Milwaukee County and the Department of Parks, Recreation and Culture, by recommending adoption of the following:

A RESOLUTION

WHEREAS, the Milwaukee County Department of Parks, Recreation and Culture is responsible for the development and operation of the aquatics programming for Milwaukee County Parks; and

WHEREAS, over the past 40 years, there have been dynamic changes in the definition of aquatics; and

WHEREAS, Milwaukee County has maintained a typical "deep water" pool system until 1997; and

WHEREAS, there are over 110 aquatics facilities in Milwaukee County; and

WHEREAS, there are 36 wading pools located in Milwaukee County Parks; and

WHEREAS, since 1990, there have been over 3,500 requests for pool permits for pool installation in backyards, apartment complexes, etc. in Milwaukee County; and

WHEREAS, in 1995, the Milwaukee County Department of Parks, Recreation and Culture, through a contract with the UWM Center for Urban Initiatives and Research (CUIR), conducted a study of the Parks seven most underutilized outdoor pools; and

WHEREAS, in 1995, the Milwaukee County Department of Parks, Recreation and Culture, through CUIR, conducted a study and survey of the recreational needs of Milwaukee County residents; and

WHEREAS, in 1996, the Milwaukee County Department of Parks, Recreation and Culture Strategic Plan was approved by the Milwaukee County Board of Supervisors; and

WHEREAS, the County Board of Supervisors, through its "war games", the County Executive's "Commission for the 21st Century", the State of Wisconsin's Kettl Commission Report and the County, through its Strategic Planning process, have placed emphasis on governmental departments being more efficient (fiscally and programmatically) while meeting the changing needs of the citizens and taxpayers of Milwaukee County; and

WHEREAS, it is recognized that Milwaukee County's role in aquatics has been and continues to change; and

WHEREAS, the Director of the Department of Parks, Recreation and Culture, in a report dated February 26, 2001, has submitted a proposed Mission Statement for the Milwaukee County Department of Parks, Recreation and Culture; and

WHEREAS, on March 6, 2001, the Committee on Parks, Energy and Environment voted 6-0 to recommend approval of the proposed mission statement; now, therefore

BE IT RESOLVED, that the County Board of Supervisors does hereby approve the following statement as the aquatic mission of Milwaukee County and its Department of Parks, Recreation and Culture: "Milwaukee County and its Department of Parks, Recreation and Culture provide high quality recreational aquatic facilities that are affordable, accessible and offer enjoyable experiences for all Milwaukee County residents and visitors."

Fiscal Note:

Adoption of the resolution will not require an expenditure of funds.

File No. 01-108

(Journal, February 15, 2001)

(Item 17) From the Consultant, Milwaukee County Public Art Committee, submitting the Milwaukee County Public Art Committee Year 2000 Summary and Report, dated January, 2001, by recommending that the said report be placed on file.

File No. 01-174

(Journal, March 15, 2001)

(Item 18) A resolution by Supervisors Aldrich, Coggs-Jones, De Bruin and 10 others, authorizing and directing the Milwaukee County Public Art Committee to review the policies and procedures

for the Milwaukee County Public Art Program and consider ways to address concerns raised by Supervisors in the aftermath of the selection of Dennis Oppenheim to design the Blue Shirt sculpture for the Airport parking structure, by recommending adoption of the said resolution, File No. 01-174, appearing in the Journal of Proceedings of March 15, 2001. Adoption of this resolution was also recommended by the Committee on Transportation, Public Works and Transit on February 28, 2001, by vote of 7-0.

File No. 01-156
(Journal, February 15, 2001)

(Item 19) A resolution by Supervisors Krug and Nyklewicz, terminating the professional artist contract with Dennis Oppenheim in accordance with the terms of his professional artist contract, by recommending that the said resolution be placed on file, as also recommended by the Committee on Transportation, Public Works and Transit on 2/28/01 by vote of 5-2.

File No. 00-395(a) (a)
(Journal, July 20, 2000)

(Item 20) Adopted resolution authorizing re-negotiation of lease regarding Milwaukee County land currently being leased by the War Memorial Center, Inc. by recommending adoption of the following:

A RESOLUTION

WHEREAS, Milwaukee County and the War Memorial Center, Inc. (WMC) entered into a lease dated January 7, 1954 (the "Lease") relating to the use of certain lands described therein along the shores of Lake Michigan in the City of Milwaukee, State of Wisconsin for the construction, maintenance and operation of a memorial to the men and women who have served in the defense of our country in the form of the War Memorial Building; and

WHEREAS, in 1997, Milwaukee County entered into negotiations with the Milwaukee Art Museum, Inc. (the "Museum") to provide for the expanded sublease of lands to the Museum through WMC to accommodate construction of the Museum's Calatrava Addition to the south of Original Premises, which negotiations resulted in a Lease and Sublease Amendment dated as of October 1, 1997 (the "1997 Amendment"); and

WHEREAS, at its meeting on July 20, 2000, the County Board of Supervisors adopted File No. 00-395 creating a subcommittee to begin renegotiating leases with the WMC and the Museum in light of

new information which developed subsequent to adoption of the 1997 lease; and

WHEREAS, as a result of many lengthy meetings and negotiating sessions, the subcommittee representing Milwaukee County and the WMC desire that the 2001 Amendment, included as part of this file, (and Subleases entered into contemporaneously with the Museum and the Wisconsin Veterans War Memorial/Milwaukee, Inc. (the "Veterans"), replace the 1997 Amendment in all respects, effective retroactively to October 1, 1997; and

WHEREAS, Milwaukee County and WMC also desire to foster the continued use of the War Memorial Building by (a) delineating the boundaries of the Original Premises as provided herein (the "Premises"), (b) memorializing for future generations the legal relationship, rights and responsibilities of the County and WMC with respect to the Premises and (c) authorizing the sublease of portions of the Premises to the Veterans and the Museum through Subleases to be entered into contemporaneously herewith; and

WHEREAS, the Committee on Parks, Energy and Environment, at its meeting on March 13, 2001, recommended approval of the 2001 lease amendment by a vote of 5 to 1; now, therefore

BE IT RESOLVED, that Milwaukee County does hereby authorize the execution of the 2001 amendment to the lease with the War Memorial Center, Inc., subject to execution of Subleases with the Wisconsin Veterans War Memorial/Milwaukee Inc. and the Milwaukee Art Museum in accordance with the 2001 lease amendment; and

BE IT FURTHER RESOLVED, that execution of the Subleases with the Wisconsin Veterans War Memorial/Milwaukee Inc. and the Milwaukee Art Museum require Milwaukee County approval; and

BE IT FURTHER RESOLVED that the 2001 lease amendment to the WMC lease, herein incorporated as part of this file, includes but is not limited to, the following:

1. The Department of Parks, Recreation and Culture shall continue to occupy space under the Mason Street bridge, and south of the Wells Street extended boundary, for an initial period of two years following the execution of the lease or unless needed for another purpose as authorized by Milwaukee County. The initial period shall extend for continuing one year periods thereafter.
2. Milwaukee County reserves from the lease the following:

- a. Utility easements
 - b. Maintenance easements
 - c. Rights of the Public to use the shoreline and seawall on the eastern edge of the Premises
 - d. Rights of the Public to use the lakewalk
3. WMC shall be responsible for all routine maintenance and repair of the Premises, including the provision of heat, light, janitorial, and other normal building services for the War Memorial Building.
 4. Milwaukee County shall continue to own:
 - a. War Memorial Building
 - b. All improvements in Shoreline Area
 5. WMC and Subtenants shall own:
 - a. lakewalk benches, lighting, flood control structures, heat tracing and roof drainage outfall into Lake Michigan
 - b. Art Museum ownership of the Calatrava Addition
 6. Milwaukee County must approve any alterations, changes and renovations to the War Memorial building desired by WMC and its subtenants.
 7. Milwaukee County must approve final conceptual plans and the Department of Public Works must approve final construction plans of future developments desired by WMC and its subtenants.
 8. Milwaukee County shall be liable for all investigation or remediation for any hazardous materials, substances, or conditions which existed on the Premises as of the effective date of this amendment. WMC shall be liable for costs and expenses related to any new environmental conditions introduced by them or uncovered in connection with any new improvements to be constructed by WMC on the Premises.

; and

BE IT FURTHER RESOLVED, that the County Executive and County Clerk are hereby authorized to execute the 2001 amendment to the lease attached herein with the War Memorial Center, Inc., subject to execution of Subleases, as aforementioned, and approval of the Subleases by Milwaukee County.

Fiscal Note:

Adoption of this resolution will not require an expenditure of funds.

The foregoing report correctly states the action taken by the said committee at meetings held March 16 and March 13, 2001.

SHEILA A. ALDRICH
Chairperson

The question was on adoption.

SEPARATE ACTION was requested on **Items 17, 18, 19 AND 20.**

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

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

Supervisor Krug moved to lay over Item 17.

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

AYES—Arciszewski, Bailey, Coggs-Jones, Holloway, Johnson, Krug, Launstein, Lutzka, Mayo, Nyklewicz, Weishan and White—12. **NOES**—Aldrich, Borkowski, Davis, De Bruin, Diliberti, Jasenski, McGuigan, Podell, Quindel, Ryan, Schmitt, Zielinski and the Chairman—13.

Thereupon, **Item 18 WAS ADOPTED** by the following vote:

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

Thereupon, **Item 19 WAS ADOPTED** by the following vote:

AYES—Aldrich, Arciszewski, Bailey, Borkowski, Coggs-Jones, Davis, De Bruin, Diliberti, Holloway, Jasenski, Johnson, Lutzka, Mayo, McGuigan, Podell, Quindel, Ryan, Schmitt, Weishan, Zielinski and the Chairman—21. **NOES**—Krug, Launstein, Nyklewicz and White—4.

Thereupon, **Item 20 WAS ADOPTED** by the following vote:

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

By Supervisor White, Chairperson:

From the Committee on Transportation, Public Works & Transit, reporting on 4 items.

File No. 01-194
(Journal March 15, 2001)

(Item 1) From Director, Department of Administration, recommending reassignment of a lease of freeway land as surface parking between North Jefferson and North Milwaukee Streets, South of East Clybourn Street in the City of Milwaukee, by recommending adoption of the following:

A RESOLUTION

WHEREAS, the Real Estate Section of the Department of Administration is responsible for leasing and managing freeway lands subject to the approval of the Milwaukee County Board of Supervisors, Wisconsin Department of Transportation (WDOT), and the Federal Highway Administration (FHWA); and,

WHEREAS, in 1998 the County Board approved renewal of a lease with Universal Foods, Inc., now d/b/a Sensient Technologies Corporation (lessee), for the parking lot located on freeway land between North Jefferson and North Milwaukee Streets south of East Clybourn Street, in the City of Milwaukee; and

WHEREAS, this parking lot is used by lessee in conjunction with their office building located across the street from the subject parking lot and the new lease term commenced October 1, 1998 at a fair market rental of \$ 2,756.00 per month for the standard five (5) year term; and

WHEREAS, the real estate staff of the Department of Administration Economic Development Division received letters from Pepper Hamilton LLP, Counsel for SAF (USA) Corporation and Sensient Technologies; and

WHEREAS, SAF has proposed to acquire the right, title, and interest of Sensient Technologies Corporation and requests that they

be granted approval for the reassignment of the five-year lease when they become the new building owners; and

WHEREAS, the real estate staff has conferred with staff of the Wisconsin Department of Transportation and they concur with the request to transfer the lease of the lot to SAF subject to their acquisition of Sensient Technologies Corporation; and

WHEREAS, the Transportation, Public Works and Transit Committee at its meeting on February 28, 2001, recommended approval of staff's recommendation; now, therefore

BE IT RESOLVED, that the County Executive and the County Clerk are hereby authorized to reassign the above described lease to SAF (USA) Corporation subject to their completion of the acquisition of Sensient Technologies Corporation and approval of WDOT and FHWA.

Fiscal Note:

Adoption of this resolution will continue the monthly rental revenue of \$ 2,756.00, less expenses, being shared between Milwaukee County and the WDOT for the remaining lease term.

File No. 01-195
(Journal, March 15, 2001)

(Item 2) From Director, Department of Administration, recommending acceptance of the high bid from Imperial Parking to lease lands for parking beneath the East-West Freeway (I-794) between North Plankinton Street and the Milwaukee River, Milwaukee, WI, by recommending adoption of the following:

A RESOLUTION

WHEREAS, the Real Estate Section of the Department of Administration is responsible for leasing and managing freeway lands for the Wisconsin Department of Transportation (WDOT) and the Federal Highway Administration (FHWA); and

WHEREAS, sealed bids were solicited from the general public to lease and operate the subject parking lot located at 460 North Plankinton Street in the City of Milwaukee for the standard five (5) year term commencing June 1, 2001; and

WHEREAS, the bids were opened on February 15, 2001 in room

307-C of the Courthouse at 10:30 AM. by a representative of the County Clerk's office and are as follows:

BIDDER	MONTHLY RENTAL
Imperial Parking	\$ 6,376.00
CPS Parking	6,187.94
Systems Parking	6,014.21
Inter-Parking	4,875.09;

and

WHEREAS, the Transportation, Public Works and Transit Committee at its meeting on February 28, 2001, recommended approval of the five (5) year lease with Imperial Parking for the consideration of \$ 6,376.00 per month subject to the approval of the WDOT and FHWA; now, therefore

BE IT RESOLVED, that the County Executive and the County Clerk are hereby authorized to execute the five (5) year lease with Imperial Parking and/or assigns for the operation of the subject parking lot.

Fiscal Note:

Adoption of this resolution will result in \$6,376.00 in gross monthly revenue, less expenses, being shared by Milwaukee County and WDOT during the five (5) year lease term commencing June 1, 2001.

File No. 01-196
(Journal, March 15, 2001)

(Item 3) From Director of Public Works, requesting consent to the assignment of Airport Agreement No. CN-889 from Wileswood, Inc., (The Milwaukee Country Store) at General Mitchell International Airport (GMIA) to a company which will be formed by Jan Briscoe which is tentatively to be named Country Corner Stores, LLC, by recommending adoption of the following:

A RESOLUTION

WHEREAS, on July 23, 1985, Milwaukee County entered into Airport Agreement No. CN-889 with Wileswood, Inc., for the operation of a specialty shop concession at GMIA; and

WHEREAS, the Agreement was for an initial term of seven (7) years which was later extended through December 31, 1999, and

again on a month-to-month basis effective January 1, 2000, pending the completion of the Request for Proposal process for new concessions at GMIA; and

WHEREAS, Ms. Sue Cloak, President of Wileswood, has advised Airport staff that Charles E. Briscoe and Jan L. Briscoe wish to purchase the Wileswood business; and

WHEREAS, Ms. Cloak is requesting that Airport Agreement No. CN-889 be assigned to the Briscoes' new company, tentatively to be named Country Corner Stores, LLC; and

WHEREAS, the Transportation, Public Works and Transit Committee, at its meeting on February 28, 2001, recommended approval of Airport staff's recommendation; now, therefore

BE IT RESOLVED, that the Director of Public Works and the County Clerk are hereby authorized and directed to execute an appropriate document for the consent of Milwaukee County to the assignment of Airport Agreement No. CN-889 from Wileswood, Inc., to the new company being formed by Jan L. Briscoe which is tentatively to be named Country Corner Stores, LLC, subject to the Corporation Counsel's review of the new company's financial resources to fulfill the covenants of Airport Agreement No. CN-889.

Fiscal Note:

Airport revenues will neither increase nor decrease as a result of this consent to assignment.

File No. 01-197
(Journal, March 15, 2001)

(Item 4) From Director of Public Works, requesting authorization to amend Chapter 44, Section 44.05 of the Milwaukee County Ordinances to reinstate a refundable deposit in the bid document delivery process, by recommending adoption of the following:

AN ORDINANCE

To amend Section 44.05 of the General Ordinances of Milwaukee County relating to delivery of bid and contract documents.

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

SECTION 1. Section 44.05 of the General Ordinances of Milwaukee County, as amended to and including _____, is hereby amended as follows:

44.05 Delivery of Bid and Contract Documents

Bid and contract documents shall be delivered by the Department of Public Works to prospective bidders who deposit cash or credit in an amount determined by the Director of Public Works to cover the cost of bid document preparation. In lieu of deposit, the Department of Public Works may accept deposit guarantee cards issued by organized contractor associations, approved by the Director of Public Works, guaranteeing return of bidding documents or payment of deposit. Cash or credit deposits shall be refunded upon return of bidding documents in good condition, reasonable wear and tear excepted, within ten (10) calendar days after bid opening, or be forfeited.

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

Fiscal Note:

Adoption of this ordinance will not require an expenditure of funds.

The foregoing report correctly states the action taken by the said committee at a meeting held February 28, 2001.

JAMES G. WHITE
Chairperson

The question was on adoption.

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

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

By Supervisor Ryan, Chairperson:

From the Committee on Economic and Community Development, reporting on 2 Items.

File No. 01-198
(Journal, March 15, 2001)

(Item 1) From Director, Department of Administration, reporting on revisions to the First-Time Homebuyers Program (including the use of \$10,000 of Community Development Block Grant (CDBG) funds available for reprogramming to add a counseling component to the program and a HOME funding grant up to \$1,500 for new buyers to correct any lead-based paint hazards), by recommending adoption of the following:

A RESOLUTION

WHEREAS, Milwaukee County has operated a First-Time Homebuyer's program since 1993 and assisted over 170 homebuyers with downpayment and closing cost assistance; and

WHEREAS, most of these homebuyers are not familiar with the homebuying process and as a result, often pay higher interest rates and fees than is common in the market place; and

WHEREAS, new lead-based paint rules imposed by HUD and the State of Wisconsin require that buyers have a greater knowledge of lead paint problems prior to committing to the purchase of a home; and

WHEREAS, the presence of lead-based paint hazards in a home adds additional cost to the buyer because of new requirements to correct these hazards; and

WHEREAS, these new lead-based paint rules will become effective on March 15, 2001; and

WHEREAS, costs involved in the correction of lead-based paint hazards may put homeownership out of the reach of many of our low income clients; and

WHEREAS, funding needed to correct lead-based paint hazards will mean less funds for downpayment and closing cost assistance, making it necessary to further target clients in the greatest need; and

WHEREAS, past experiences with clients, and new requirements imposed by funding agencies, make changes to the First-Time Homebuyer's program necessary; and

WHEREAS, the Committee on Economic Development, at its meeting on March 5, 2001, did approve the following changes to the First-Time Homebuyer's program:

1. Pay up to \$200 per client to participating HUD-certified counseling agencies to provide homebuyer education on a fee for service basis to First-Time Homebuyers participants;
2. Make available to First-Time Homebuyer clients a grant of up to \$1,500 to cover the added costs of ameliorating any lead-based paint hazards found in the home being purchased; and
3. Limit eligibility of First-Time Homebuyer assistance to lower income households who can afford no more than 10% down, including the County's assistance;

now, therefore,

BE IT RESOLVED, that the Milwaukee County Board of Supervisors does hereby authorize and direct the following changes to the Milwaukee County First-Time Homebuyer's program:

1. Provide all HUD-certified counseling agencies in the area the opportunity to furnish homebuyer education, including a lead-based paint hazard component, to potential clients of the County's First-Time Homebuyer's program on a fee for service basis. At a maximum of \$200 per client, the total annual estimated cost of \$10,000 should be covered by using Community Development Block Grant (CDBG) funding currently available for reprogramming;
2. Provide first-time buyers with a grant of up to \$1,500 to cover the cost of identified lead-based paint hazards in the home selected for purchase. Funding would come from HOME money already set aside for the First-Time Homebuyer's program in 2001; and
3. Limit eligibility of First-Time Homebuyer assistance to lower income households who can afford to put no more than 10% down, including the County's assistance;

and,

BE IT FURTHER RESOLVED, that the Director, Department of Administration, is hereby authorized and directed to process the necessary fund transfer to make available \$10,000 of CDBG funds for homebuyer education fees for service.

Fiscal Note:

This resolution will not require an appropriation of funds. However, an appropriation transfer within Org. 1190 will be necessary to make funds available for the homebuyer education payments.

File No. 01-199
(Journal, March 15, 2001)

(Item 2) From Director, Department of Administration, requesting authorization to enter into an Economic Development grant agreement with the Riverworks Business Improvement District to support its proposed Capitol Drive street banner project, by recommending adoption of the following:

A RESOLUTION

WHEREAS, the Riverworks Business Improvement District (BID) and Northeast Milwaukee Industrial Development Corporation (NMIDC) have submitted a request for County economic development grant funding for a commercial district improvement project; and

WHEREAS, NMIDC was established in 1992 and the Riverworks BID has been in existence for approximately two years; and

WHEREAS, NMIDC is a non-profit economic development organization that was created by local businesses, community based organizations and foundations to address challenges that resulted from closing the AMC/Chrysler plant in the late 1980s; and

WHEREAS, NMIDC works with other area groups to help leverage resources for development and provides technical assistance to businesses in the Riverworks Industrial Center; and

WHEREAS, the NMIDC has collaborated with the Riverworks BID to develop a plan for streetscape improvements along Capitol Drive and these improvements are expected to lead to new investment in the area and an increase in property values; and

WHEREAS, the total cost to design, produce and install 26 street banners is estimated to be \$12,000, and the Riverworks BID

has committed \$7,000 toward the project and is requesting a County grant in the amount of \$5,000; and

WHEREAS, in 1995, the Committee on Economic and Community Development approved funding guidelines for commercial district improvement programs, and the Riverworks BID grant request satisfies the requirements of the established County guidelines; and

WHEREAS, the Committee on Economic and Community Development, at its meeting on March 5, 2001, by a vote of 7-0, approved the Riverworks BID request for grant funding; now, therefore,

BE IT RESOLVED, that the Milwaukee County Board of Supervisors hereby approves a grant of \$5,000 to the Riverworks Business Improvement District for the requested Capitol Drive street banner project; and

BE IT FURTHER RESOLVED, that the Director of Economic Development is hereby authorized to negotiate and enter into a grant agreement for the approved purposes, under such terms and conditions as may be in the best interests of Milwaukee County.

Fiscal Note:

Sufficient funds are available in the Economic Development Reserve Account to provide grant funding as authorized.

The foregoing report correctly states the action taken by the said committee at a meeting held March 5, 2001.

LINDA RYAN
Chairperson

The question was on adoption.

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

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

By Supervisor Krug, Chairman:

**From the Committee on Intergovernmental Relations,
reporting on 3 Items.**

File No. 00-739
(Journal, December 21, 2000)

(Item 1) Resolution by Supervisors Coggs-Jones, Johnson, Mayo and Holloway, urging the Wisconsin Legislature to enact legislation to modify the formula for distribution of net proceeds from the Wisconsin Lottery to property taxpayers so as to ensure that those who are contributing the most revenue to the lottery receive the greatest share of the distribution, by recommending adoption of the following:

AN AMENDED RESOLUTION

WHEREAS, the Wisconsin Lottery was established in 1988 after voters approved an amendment to the Wisconsin Constitution allowing the state to operate a lottery; and

WHEREAS, the Wisconsin Constitution states that net proceeds from the Lottery shall be used for property tax relief for residents of the state; and

WHEREAS, net lottery proceeds available for property tax relief consist of total revenues minus prizes and expenses for the operation and administration of the Lottery; and

WHEREAS, from the Lottery's inception through fiscal year 1998-99, ticket sales had provided approximately \$1.5 billion in net proceeds for property tax relief; and

WHEREAS, in 1991, the Wisconsin Legislature created the "lottery credit for school property tax relief" as the mechanism for distributing lottery proceeds, and this approach utilizes a formula that depends on home value and the local school tax rate to distribute lottery proceeds to property taxpayers; and

WHEREAS, in 1999-2000, the credit was the product of the local school tax rate and the lesser of home value or \$15,500, with the \$15,500 figure established by the Joint Finance Committee based on the total amount of lottery proceeds available for distribution; and

WHEREAS, because the local school tax rate is the primary

factor in the distribution formula, individuals in high school-tax areas receive larger credits; and

WHEREAS, a more equitable way to distribute lottery proceeds for property tax relief would be to weigh the formula to favor those communities in which significant numbers of lottery tickets are purchased, so as to ensure that those who are contributing the most revenue to the Lottery receive the greatest share of the distribution; and

WHEREAS, the Wisconsin Department of Revenue could implement such a distribution strategy by calculating the percentage of lottery tickets that are purchased in each county and distributing net lottery proceeds to each county based on that percentage; and

WHEREAS, under this strategy, a property tax credit would be calculated and provided for eligible property owners within each county based on the amount of lottery proceeds distributed to that county; now, therefore,

BE IT RESOLVED, that the Milwaukee County Board of Supervisors hereby urges members of the Milwaukee delegation to the Wisconsin Legislature to sponsor legislation to establish a new distribution mechanism for net proceeds from the Wisconsin Lottery that is based on the location in which lottery tickets are purchased, so as to ensure that those who are contributing the most revenue to the Lottery receive the greatest share of the distribution; and

BE IT FURTHER RESOLVED, that under this mechanism, the percentage of lottery tickets that are purchased in each county would be calculated by the Wisconsin Department of Revenue, which would distribute net lottery proceeds to each county based on that percentage; and

BE IT FURTHER RESOLVED, that under this mechanism, a property tax credit would be calculated and provided for eligible property owners within each county based on the amount of lottery proceeds distributed to that county; and

BE IT FURTHER RESOLVED, that the County Clerk is hereby authorized and directed to send a copy of this resolution to members of the Milwaukee delegation to 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. This fiscal note was prepared by the County Board Fiscal and Budget Analyst.

File No. 01-202
(Journal, March 15, 2001)

(Item 2) From the Sheriff, urging support of an amendment to Wisconsin State Statute 59.54(25) in order to address the enforceability of County General Ordinance 24.01 which prohibits the possession of marijuana, by recommending adoption of the following:

A RESOLUTION

WHEREAS, Chapter 24.01 of the Milwaukee County Code of General Ordinances prohibits the use or possession of 25 grams or less of marijuana by any person within the county unless prescribed for medical reasons and provides for a fine of \$250 to \$500 for a violation of the ordinance; and

WHEREAS, the Milwaukee County Sheriff's Department has written County citations for possession of marijuana when appropriate under C.G.O. 24.01; and

WHEREAS, Wisconsin State Statute 59.54(25) provides authority to counties to enact and enforce an ordinance to prohibit the possession of 25 grams or less of marijuana but states that "Any ordinance enacted under this subsection does not apply in any municipality that has enacted an ordinance prohibiting the possession of marijuana;" and

WHEREAS, the Milwaukee County Sheriff's Department has received a legal opinion from the District Attorney's Office indicating that in light of the provision contained in Wisconsin State Statute 59.54(25), the Sheriff's Department should no longer issue county citations for the possession of marijuana because of the existence of municipal ordinances related to this violation; and

WHEREAS, without the ability to issue county citations for possession of small amounts of marijuana, the Sheriff's Department must formally arrest individuals and refer them to the District Attorney's office for State charges of "possession of marijuana", no matter how small a quantity the individual possessed; and

WHEREAS, because individuals arrested for possession of small amounts of marijuana must be charged with State criminal violations,

they initially must be booked into the Criminal Justice Facility, which impacts on the daily population of the Jail; and

WHEREAS, there does not appear to be any benefit to law enforcement, defendants or the community from the provision in the Wisconsin Statutes that prohibits the Milwaukee County Sheriff's Department from writing county citations under C.G.O. 24.01; now, therefore,

BE IT RESOLVED, that the Milwaukee County Board of Supervisors does hereby urge the Wisconsin Legislature to amend Wisconsin State Statute 59.54(25) to exempt counties with a population in excess of 500,000 from the section of the statute stating that "Any ordinance enacted under this subsection does not apply in any municipality that has enacted an ordinance prohibiting the possession of marijuana" in order to allow the Milwaukee County Sheriff's Department to write county citations for individuals charged with possession or use of less than 25 grams of marijuana; and

BE IT FURTHER RESOLVED, that the County Clerk is hereby authorized and directed to forward a copy of this resolution to all members of the Wisconsin Legislature and Governor Scott McCallum; and

BE IT FURTHER RESOLVED, that the Division of Intergovernmental Relations is hereby authorized and directed to communicate to members of the Wisconsin Legislature and the Governor the position established by this resolution.

Fiscal Note:

Adoption of this resolution will not require an additional appropriation of tax levy funds.

File No. 01-169
(Journal, March 15, 2001)

(Item 3) From Director, Intergovernmental Relations, submitting a copy of the text of Governor McCallum's Executive Budget Speech, by recommending adoption of the following:

A RESOLUTION

WHEREAS, Governor McCallum in February introduced his 2001-2003 State Budget to the Legislature, which proposes to spend \$46.6-billion over the biennium; and

WHEREAS, the Division of Intergovernmental Relations, along with County Board staff, Department of Administration and the affected departments, has reviewed the Governor's proposed budget and made recommendations on positions Milwaukee County should take either supporting or opposing certain items; and

WHEREAS, the Committee on Intergovernmental Relations, at its meeting on March 12, 2001, recommended approval of the positions; now, therefore,

BE IT RESOLVED, that the Milwaukee County Board of Supervisors does hereby take positions on the Governor's 2001-2003 State Budget as stated in the report attached hereand made a part of this file; and

BE IT FURTHER RESOLVED, that the Division of Intergovernmental Relations is hereby authorized and directed to convey these positions to the State Legislature and Joint Finance Committee during its deliberations of the Governor's 2001-2003 biennial budget.

Fiscal Note:

Adoption of this resolution will not require an expenditure of funds but will require an expenditure of staff time on the part of the Division of Intergovernmental Relations.

The foregoing report correctly states the action taken by the said committee at a meeting held March 12, 2001.

ROBERT KRUG
Chairman

The question was on adoption.

SEPARATE ACTION was requested on **Items 2 and 3.**

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

AYES—Aldrich, Arciszewski, Bailey, Borkowski, Coggs-Jones, Davis, De Bruin, 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 Diliberti, the Board **RECESSED** to 2:00 p.m.

The Board **RECONVENED** at 2:05 p.m. this same day.

Supervisor Ordinars in the Chair.

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

**From the Committee on Intergovernmental Relations
(continued):**

Supervisor Launstein moved to lay over Item 2. She later withdrew her motion.

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

AYES—Aldrich, Arciszewski, Borkowski, Coggs-Jones, Davis, De Bruin, Diliberti, Holloway, Jasenski, Johnson, Krug, Launstein, Lutzka, Mayo, McGuigan, Nyklewicz, Quindel, Ryan, Schmitt, Weishan, White and the Chairman—22. **NOES**—Zielinski—1.
EXCUSED—Bailey and Podell—2.

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

AYES—Aldrich, Arciszewski, Borkowski, Coggs-Jones, Davis, De Bruin, 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.

TRANSIT SYSTEM CLAIMS

File No. 01-4

From James O. Boateng, submitting a Claim on March 5, 2001 for damages allegedly sustained to his car when it was hit by a Milwaukee Transport Services, Inc. bus.

File No. 01-4

From Daniel P. Kondos, S.C. Law Offices, submitting a Claim on March 5, 2001 in behalf of Fred Ellis for damages and injuries allegedly sustained when the vehicle he was driving was struck by a Milwaukee Transport Services, Inc. bus.

File No. 01-4

From Stern & Ramthun, LLP, submitting an AMENDED Claim on February 13, 2001 in behalf of Tracy Fipps for damages and injuries allegedly sustained while a passenger on a Milwaukee Transport Services, Inc. bus.

File No. 01-4

From McLario, Helm & Bertling, S.C., submitting a Claim on February 9, 2001 in behalf of Annie M. Gray and Versie L. Gray for damages and injuries allegedly sustained in a motor vehicle collision involving a Milwaukee Transport Services, Inc. bus.

File No. 01-4

From Habush, Habush, Davis & Rottier, S.C., submitting a Claim on March 5, 2001 in behalf of Joseph A. Grochowski for damages and injuries allegedly sustained as the result of an accident involving a Milwaukee Transport Services, Inc. bus.

File No. 01-4

From Action Law Offices, submitting an Amended Claim on March 7, 2001 in behalf of Aimee Lewan for damages and injuries allegedly sustained after her car was struck by a Milwaukee Transport Services, Inc. bus.

File No. 01-4

From Belinda Ross, submitting a Claim on March 5, 2001 for damages and injuries allegedly sustained while a passenger on a Milwaukee Transport Services, Inc. bus.

File No. 01-4

From Kmiec Law Offices, submitting a Claim on February 21, 2001 in behalf of Daniel Semrau 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 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.

COUNTY BOARD CITATIONS

File No. 01-2-83

On motion by Supervisors Coggs-Jones, Mayo, Holloway, Johnson, Aldrich, Arciszewski, Bailey, Davis, McGuigan, Podell, Quindel, Weishan and Ordinans, the Board approved a Citation congratulating Mike Anderson on receiving a 2001 Milwaukee Times Black Excellence Award, recognizing him for his contributions to Milwaukee's African American community and wishing him continued success in future endeavors.

File No. 01-2-84

On motion by Supervisors Lutzka, Coggs-Jones, Davis and Ordinans, the Board approved a Citation congratulating William Andrekopoulos on the occasion of receiving Wisconsin's 2001 "Middle School Principal of the Year" award, commending his dedicated efforts and contributions to the community and wishing him continued prosperity and fulfillment in both his personal and professional endeavors.

File No. 01-2-85

On motion by Supervisors Schmitt, Coggs-Jones, Davis, Johnson, Launstein, McGuigan, Weishan and Ordinans, the Board approved a Citation congratulating Michael Arnold 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. 01-2-86

On motion by Supervisors Coggs-Jones, Mayo, Holloway, Johnson, Aldrich, Davis, McGuigan and Ordinans, the Board approved a Citation congratulating Elenor Barnes on receiving a 2001 Milwaukee Times Black Excellence Award, recognizing her contributions to Milwaukee's African American community and wishing her continued success in future endeavors.

File No. 01-2-87

On motion by Supervisors Nyklewicz, Arciszewski, Coggs-Jones, Davis, Johnson, Lutzka, Launstein, Mayo, McGuigan, Schmitt, Weishan and Ordinans, the Board approved a Citation congratulating Brian Bauza 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. 01-2-88

On motion by Supervisors Davis, Aldrich, Arciszewski, Borkowski, Diliberti, Jasenski, Johnson, Lutzka, McGuigan, Quindel, Schmitt, Weishan, White and Ordinans, the Board approved a Citation commending the Best Friends Diamond Girls, thanking the group for its dedicated efforts and contributions to the community and wishing for continued prosperity and fulfillment.

File No. 01-2-89

On motion by Supervisors Coggs-Jones, Mayo, Holloway, Johnson, Aldrich, Davis, McGuigan and Ordinans, the Board approved a Citation congratulating Donel and Cleo Bost on receiving a 2001 Milwaukee Times Black Excellence Award, recognizing them for their contributions to Milwaukee's African American community and wishing them continued success in future endeavors.

File No. 01-2-90

On motion by Supervisors Coggs-Jones, Mayo, Holloway, Johnson, Aldrich, Davis, McGuigan and Ordinans, the Board approved a Citation congratulating the Reverend and Mrs. Willie F. Brooks on receiving a 2001 Milwaukee Times Black Excellence Award, recognizing them for their contributions to Milwaukee's African American community and wishing them continued success in future endeavors.

File No. 01-2-91

On motion by Supervisors Coggs-Jones, Mayo, Holloway, Johnson, Aldrich, Davis, McGuigan, Quindel and Ordinans, the Board approved a Citation congratulating the Reverend LeHavre Buck on receiving a 2001 Milwaukee Times Black Excellence Award, recognizing him for his contributions to Milwaukee's African American community and wishing him continued success in future endeavors.

File No. 01-2-92

On motion by Supervisors Coggs-Jones, Mayo, Holloway, Johnson, Aldrich, Davis, McGuigan and Ordinans, the Board approved a Citation congratulating Dr. Keith Crawley on receiving a 2001 Milwaukee Times Black Excellence Award, recognizing him

for his contributions to Milwaukee's African American community and wishing him continued success in future endeavors.

File No. 01-2-93

On motion by Supervisors Coggs-Jones, Mayo, Holloway, Johnson, Aldrich, Arciszewski, Davis, McGuigan and Ordinans, the Board approved a Citation congratulating Sheree Dallas on receiving a 2001 Milwaukee Times Black Excellence Award, recognizing her contributions to Milwaukee's African American community and wishing her continued success in future endeavors.

File No. 01-2-94

On motion by Supervisors Ordinans, Johnson, Schmitt and Weishan, the Board approved a Citation congratulating Michael Darnell 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. 01-2-95

On motion by Supervisors Podell, Bailey, Davis, McGuigan and Ordinans, the Board approved a Citation congratulating Samuel Dickman on the occasion of his 60th birthday, commending his dedicated efforts and contributions to the community and wishing for continued success and fulfillment in all of his personal and professional endeavors.

File No. 01-2-96

On motion by Supervisors Coggs-Jones, Mayo, Holloway, Johnson, Aldrich, Davis, McGuigan and Ordinans, the Board approved a Citation congratulating David Dorsey on receiving a 2001 Milwaukee Times Black Excellence Award, recognizing him for his contributions to Milwaukee's African American community and wishing him continued success in future endeavors.

File No. 01-2-97

On motion by Supervisors Coggs-Jones, Mayo, Holloway, Johnson, Aldrich, Davis, McGuigan and Ordinans, the Board approved a Citation congratulating Thomas Foster on receiving a 2001 Milwaukee Times Black Excellence Award, recognizing him for his contributions to Milwaukee's African American community and wishing him continued success in future endeavors.

File No. 01-2-98

On motion by Supervisors Coggs-Jones, Mayo, Holloway, Johnson, Aldrich, Davis, McGuigan and Ordinans, the Board approved a Citation congratulating Dwight Hamilton on receiving a 2001 Milwaukee Times Black Excellence Award, recognizing him for his contributions to Milwaukee's African American community and wishing him continued success in future endeavors.

File No. 01-2-99

On motion by Supervisors Aldrich, Davis, Johnson, Launstein, Mayo and Ordinans, the Board approved a Citation commending Mary Hiess for more than 15 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. 01-2-100

On motion by Supervisors Coggs-Jones, Mayo, Holloway, Johnson, Aldrich, Davis, McGuigan, Quindel and Ordinans, the Board approved a Citation congratulating Roy Hill on receiving a 2001 Milwaukee Times Black Excellence Award, recognizing him for his contributions to Milwaukee's African American community and wishing him continued success in future endeavors.

File No. 01-2-101

On motion by Supervisors Coggs-Jones, Mayo, Holloway, Johnson, Aldrich, Davis, McGuigan and Ordinans, the Board approved a Citation congratulating Worthington Hortman on receiving a 2001 Milwaukee Times Black Excellence Award, recognizing him for his contributions to Milwaukee's African American community and wishing him continued success in future endeavors.

File No. 01-2-102

On motion by Supervisors Lutzka, Borkowski, Podell, Ryan and Ordinans, the Board approved a Citation congratulating Humboldt Park Watch on the occasion of receiving the 2000 Crime Prevention Award, commending its dedicated efforts and contributions to the community and wishing for continued prosperity and fulfillment.

File No. 01-2-103

On motion by Supervisors Coggs-Jones, Mayo, Holloway,

Johnson, Aldrich, Arciszewski, Davis, McGuigan and Ordinans, the Board approved a Citation congratulating Dr. Aquine and Dr. Karen Jackson on receiving a 2001 Milwaukee Times Black Excellence Award, recognizing them for their contributions to Milwaukee's African American community and wishing them continued success in future endeavors.

File No. 01-2-104

On motion by Supervisors Coggs-Jones, Mayo, Holloway, Johnson, Aldrich, Arciszewski, Davis, McGuigan and Ordinans, the Board approved a Citation congratulating Dr. Janine James and Dr. Charles Cromwell on receiving a 2001 Milwaukee Times Black Excellence Award, recognizing them for their contributions to Milwaukee's African American community and wishing them continued success in future endeavors.

File No. 01-2-105

On motion by Supervisors Coggs-Jones, Mayo, Holloway, Johnson, Aldrich, Davis, McGuigan and Ordinans, the Board approved a Citation congratulating Konita Jude on receiving a 2001 Milwaukee Times Black Excellence Award, recognizing her for her contributions to Milwaukee's African American community and wishing her continued success in future endeavors.

File No. 01-2-106

On motion by Supervisors Podell, Aldrich, Arciszewski, Bailey, Borkowski, Coggs-Jones, Davis, De Bruin, Diliberti, Holloway, Jasenski, Johnson, Krug, Launstein, Lutzka, Mayo, McGuigan, Nyklewicz, Quindel, Ryan, Schmitt, Weishan, White, Zielinski and Ordinans, the Board approved a Citation commending Janice Lichter 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. 01-2-107

On motion by Supervisors Coggs-Jones, Aldrich, Arciszewski, Johnson, Podell, Mayo, Davis, Lutzka, Holloway and Ordinans, the Board approved a Citation congratulating Joan Lloyd on receiving the Eleventh Annual Tempo Mentor Award.

File No. 01-2-108

On motion by Supervisors Johnson, Coggs-Jones, Davis,

Launstein, Mayo, McGuigan and Ordinans, the Board approved a Citation commending John Love for more than 20 years of faithful and distinguished service to the Milwaukee County Transit System, thanking him for his contributions on behalf of the citizens of Milwaukee County and wishing him a future filled with health, happiness and continued success.

File No. 01-2-109

On motion by Supervisors Ordinans, Arciszewski, Borkowski, Coggs-Jones, Davis, De Bruin, Diliberti, Johnson, Krug, Launstein, Lutzka, Mayo, McGuigan, Nyklewicz, Podell, Ryan and Schmitt, the Board approved a Citation congratulating Paula Lucey on being recognized by Marquette University's College of Nursing as a Distinguished Alumna, commending her dedicated efforts and contributions to the community and wishing her continued prosperity and fulfillment in all of her personal and professional endeavors.

File No. 01-2-110

On motion by Supervisors Borkowski, Davis, Johnson, Launstein, Mayo and Ordinans, the Board approved a Citation commending Deborah Marshall 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. 01-2-111

On motion by Supervisors Coggs-Jones, Mayo, Holloway, Johnson, Aldrich, Davis, McGuigan and Ordinans, the Board approved a Citation congratulating Willie Mae Martin on receiving a 2001 Milwaukee Times Black Excellence Award, recognizing her for her contributions to Milwaukee's African American community and wishing her continued success in future endeavors.

File No. 01-2-112

On motion by Supervisors Coggs-Jones, Mayo, Holloway, Johnson, Aldrich, Davis, McGuigan and Ordinans, the Board approved a Citation congratulating Kanisha Miller on receiving a 2001 Milwaukee Times Black Excellence Award, recognizing her for her contributions to Milwaukee's African American community and wishing her continued success in future endeavors.

File No. 01-2-113

On motion by Supervisors Lutzka, Bailey, Coggs-Jones, Davis, Johnson, Launstein, Mayo, McGuigan and Ordinans, the Board approved a Citation commending Joseph Montana for his many years of faithful and distinguished County service, thanking him for his contributions on behalf of the citizens of Milwaukee County and wishing him a future filled with health, happiness and continued success.

File No. 01-2-114

On motion by Supervisors Coggs-Jones, Mayo, Holloway, Johnson, Aldrich, Davis, McGuigan, Podell and Ordinans, the Board approved a Citation congratulating Crystal Morgan on receiving a 2001 Milwaukee Times Black Excellence Award, recognizing her for her contributions to Milwaukee's African American community and wishing her continued success in future endeavors.

File No. 01-2-115

On motion by Supervisors Quindel, Arciszewski, Borkowski, Davis, Holloway, Johnson, Lutzka, Mayo, McGuigan, Weishan and Ordinans, the Board approved a Citation congratulating O'Bryan Mungon on the occasion of winning the Wisconsin Division I 125-pound championship wrestling title, commending his dedicated efforts and wishing for continued prosperity and fulfillment.

File No. 01-2-116

On motion by Supervisors Coggs-Jones, Mayo, Holloway, Johnson, Aldrich, Davis, McGuigan and Ordinans, the Board approved a Citation congratulating Randy Myricks on receiving a 2001 Milwaukee Times Black Excellence Award, recognizing him for his contributions to Milwaukee's African American community and wishing him continued success in future endeavors.

File No. 01-2-117

On motion by Supervisors Coggs-Jones, Mayo, Holloway, Johnson, Aldrich, Arciszewski, Davis, McGuigan and Ordinans, the Board approved a Citation congratulating Cheryl Nolan on receiving a 2001 Milwaukee Times Black Excellence Award, recognizing her for her contributions to Milwaukee's African American community and wishing her continued success in future endeavors.

File No. 01-2-118

On motion by Supervisors Podell, Johnson and Ordinans, the Board approved a Citation commending Dennis O'Halloran for his many years of faithful and distinguished County service, thanking him for his contributions on behalf of the citizens of Milwaukee County and wishing him a future filled with health, happiness and continued success.

File No. 01-2-119

On motion by Supervisors Coggs-Jones, Mayo, Holloway, Johnson, Aldrich, Davis, McGuigan and Ordinans, the Board approved a Citation congratulating Dr. Zettie Page on receiving a 2001 Milwaukee Times Black Excellence Award, recognizing him for his contributions to Milwaukee's African American community and wishing him continued success in future endeavors.

File No. 01-2-120

On motion by Supervisors Coggs-Jones, Mayo, Holloway, Johnson, Aldrich, Bailey, Davis, Diliberti, McGuigan, Podell and Ordinans, the Board approved a Citation congratulating Sheila Parrish-Spence on receiving a 2001 Milwaukee Times Black Excellence Award, recognizing her for her contributions to Milwaukee's African American community and wishing her continued success in future endeavors.

File No. 01-2-121

On motion by Supervisor Ordinans, the Board approved a Citation congratulating Sister Mary Ellen Paulson for being honored by Marquette University with the A Person For Others Award, commending her dedicated efforts and contributions to the community and wishing her continued success and fulfillment in all of her personal and professional endeavors.

File No. 01-2-122

On motion by Supervisors Coggs-Jones, Aldrich, Arciszewski, Johnson, Podell, Mayo, Davis, Bailey, Lutzka, Holloway, Ordinans and McGuigan, the Board approved a Citation congratulating June Perry on receiving an Eleventh Annual Tempo Mentor Awards.

File No. 01-2-123

On motion by Supervisors Coggs-Jones, Mayo, Holloway, Johnson, Aldrich, Davis, McGuigan, Podell and Ordinans, the Board

approved a Citation congratulating Phillip Pitchford on receiving a 2001 Milwaukee Times Black Excellence Award, recognizing him for his contributions to Milwaukee's African American community and wishing him continued success in future endeavors.

File No. 01-2-124

On motion by Supervisors Coggs-Jones, Mayo, Holloway, Johnson, Aldrich, Davis, McGuigan and Ordinans, the Board approved a Citation congratulating Theron Rogers on receiving a 2001 Milwaukee Times Black Excellence Award, recognizing him for his contributions to Milwaukee's African American community and wishing him continued success in future endeavors.

File No. 01-2-125

On motion by Supervisors Schmitt, Coggs-Jones, Davis, Johnson, Launstein, Lutzka, Mayo, McGuigan, Weishan and Ordinans, the Board approved a Citation congratulating Daniel Rydz 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. 01-2-126

On motion by Supervisors Borkowski, Coggs-Jones, Davis, Johnson, Launstein, Lutzka, Mayo, McGuigan, Ryan, Schmitt, Weishan and Ordinans, the Board approved a Citation congratulating Peter Schunk 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. 01-2-127

On motion by Supervisors Coggs-Jones, Mayo, Holloway, Aldrich, Davis, McGuigan and Ordinans, the Board approved a Citation congratulating Johnell Sharp on receiving a 2001 Milwaukee Times Black Excellence Award, recognizing him for his contributions to Milwaukee's African American community and wishing him continued success in future endeavors.

File No. 01-2-128

On motion by Supervisors Coggs-Jones, Mayo, Johnson, Aldrich, Arciszewski, Davis, McGuigan and Ordinans, the Board approved a Citation congratulating Linda Sowell on receiving a 2001 Milwaukee Times Black Excellence Award, recognizing her for her

contributions to Milwaukee's African American community and wishing her continued success in future endeavors.

File No. 01-2-129

On motion by Supervisors Johnson, Coggs-Jones, Davis, Launstein, Mayo and Ordinans, the Board approved a Citation commending Margaret Manuel-Stokes for more than 20 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. 01-2-130

On motion by Supervisors Coggs-Jones, Mayo, Holloway, Johnson, Aldrich, Davis, McGuigan, Podell and Ordinans, the Board approved a Citation congratulating Devon Thomas on receiving a 2001 Milwaukee Times Black Excellence Award, recognizing him for his contributions to Milwaukee's African American community and wishing him continued success in future endeavors.

File No. 01-2-131

On motion by Supervisors Coggs-Jones, Mayo, Holloway, Johnson, Aldrich, Arciszewski, Davis, McGuigan and Ordinans, the Board approved a Citation congratulating Grady and Rotine Thomas on receiving a 2001 Milwaukee Times Black Excellence Award, recognizing them for their contributions to Milwaukee's African American community and wishing them continued success in future endeavors.

File No. 01-2-132

On motion by Supervisors Coggs-Jones, Holloway, Johnson, Bailey, Borkowski, Davis, De Bruin, Launstein, McGuigan, Nyklewicz, White and Ordinans, the Board approved a Citation commending Patricia Shirley 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. 01-2-133

On motion by Supervisors Weishan, Johnson, Schmitt and Ordinans, the Board approved a Citation congratulating Greg Tischer

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. 01-2-134

On motion by Supervisors Lutzka, Davis, Diliberti, Johnson, Launstein, Mayo, McGuigan and Ordinans, the Board approved a Citation commending Faith Valenti 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. 01-2-135

On motion by Supervisors Diliberti, Aldrich, Arciszewski, Coggs-Jones, Davis, Mayo and McGuigan, the Board approved a Citation commending Paul Vierck on being a Good Samaritan, thanking him for his dedicated efforts and contributions to the community and wishing him continued prosperity and fulfillment in all of his future endeavors.

File No. 01-2-136

On motion by Supervisors Mayo, Coggs-Jones, Holloway, Johnson, Davis and Ordinans, the Board approved a Citation congratulating Master Charles Warren on the occasion of Kempo-Goju School of Karate's 30th anniversary, commending his dedicated efforts and contributions to the community and wishing for continued prosperity and fulfillment in all of his personal and professional endeavors.

File No. 01-2-137

On motion by Supervisors Johnson, Davis, Launstein, Mayo, McGuigan and Ordinans, the Board approved a Citation commending Marilyn Washington 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. 01-2-138

On motion by Supervisors Arciszewski, Launstein and Ordinans, the Board approved a Citation congratulating WFA Asset Management Corporation on the occasion of earning the Franklin

Chamber of Commerce Business of the Year Award, commending its dedicated efforts and contributions to the community and wishing for continued prosperity and fulfillment.

File No. 01-2-139

On motion by Supervisors Coggs-Jones, Mayo, Holloway, Johnson, Aldrich, Davis, McGuigan, Podell and Ordinans, the Board approved a Citation congratulating Marissa Weaver on receiving a 2001 Milwaukee Times Black Excellence Award, recognizing her for her contributions to Milwaukee's African American community and wishing her continued success in future endeavors.

File No. 01-2-140

On motion by Supervisors Coggs-Jones, Mayo, Holloway, Johnson, Aldrich, Arciszewski, Davis and Ordinans, the Board approved a Citation congratulating Dr. Earl Wheatfall, Sr. on receiving a 2001 Milwaukee Times Black Excellence Award, recognizing him for his contributions to Milwaukee's African American community and wishing him continued success in future endeavors.

File No. 01-2-141

On motion by Supervisors Bailey, Coggs-Jones, Davis, Johnson, Launstein, Mayo, McGuigan and Ordinans, the Board approved a Citation commending Daniel Wilets for his many years of faithful and distinguished County service, thanking him for his contributions on behalf of the citizens of Milwaukee County and wishing him a future filled with health, happiness and continued success.

File No. 01-2-142

On motion by Supervisors Coggs-Jones, Mayo, Holloway, Johnson, Aldrich, Arciszewski, Davis, Diliberti, McGuigan, Podell and Ordinans, the Board approved a Citation congratulating Rep. Annette Polly Williams on receiving a 2001 Milwaukee Times Excellence Award, recognizing her for her contributions to Milwaukee's African American community and wishing her continued success in future endeavors.

File No. 01-2-143

On motion by Supervisors Borkowski, Davis, Johnson and Ordinans, the Board approved a Citation commending Sharon

Wisniewski 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.

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

On a motion by Supervisor White, the Board **ADJOURNED** at 2:50 p.m. to Thursday, April 12, 2001, at 9:30 a.m., by a voice vote.

MARK RYAN
County Clerk

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STANDING COMMITTEES OF THE BOARD OF SUPERVISORS OF MILWAUKEE COUNTY

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Lutzka, Schmitt, Weishan

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De Bruin (Chair), Diliberti (Vice Chair), Nyklewicz,
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De Bruin, Holloway, Launstein, Quindel, Mayo, Krug,
Jasenski, McGuigan, Ryan, White, Lutzka, Arciszewski,
Schmitt, Davis, Johnson, Weishan



OFFICIAL PROCEEDINGS

BOARD OF SUPERVISORS
Courtthouse, Milwaukee, Wisconsin

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DANIEL J. DILIBERTI

First Vice Chairman

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23rd	KATHLEEN A. ARCISZEWSKI , 5618 Beaver Ct., Greendale 53129	421-7742
24th	LINDA RYAN , 823 Menomonee Ave., South Milwaukee 53172.....	762-9185
25th	THOMAS A. BAILEY , 5250 N. Diversey Blvd., Whitefish Bay 53217	906-0804

MARK RYAN, County Clerk

Annual Meeting (Continued)
April 12, 2001

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Milwaukee, Wisconsin, Thursday, April 12, 2001, 9:34 a.m.

Supervisor Ordinans in the Chair.

PRESENT: Aldrich, Arciszewski, Borkowski, Coggs-Jones, Davis, Diliberti, Jasenski, Johnson, Krug, Launstein, Lutzka, Mayo, McGuigan, Nyklewicz, Quindel, Ryan, Schmitt, Weishan and the Chairman—19. **ABSENT:** Bailey, De Bruin, Holloway, Podell, White and Zielinski—6.

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

Supervisors Bailey, De Bruin, Holloway, Podell, White and Zielinski are hereinafter noted present.

UNFINISHED BUSINESS

File No. 01-108
(Journal, February 15, 2001)

(Item 1) Report, from the Committee on Parks, Energy and Environment, recommending that the Milwaukee County Public Art Committee Year 2000 Summary and Report, dated January 2001, be **RECEIVED AND PLACED ON FILE.** (Vote 6-0)

LAI D OVER.

Supervisors Bailey, De Bruin, Holloway, Podell, White and Zielinski present.

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

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

REPORTS OF COUNTY OFFICERS

File Returned VETOED by the County Executive:

TO: The Honorable County Board of Supervisors

SUBJECT: Veto File Returned

The County Executive has returned to my office File No. 01-106, a resolution from the Chief Judge requesting support and endorsement of the creation of Branches 48 and 49 for district one, Milwaukee County Courts, by the Wisconsin Legislature.

He has 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 March 15, 2001 by a vote of 25 ayes-0 noes.

Your reconsideration is required.

MARK RYAN
County Clerk

TO : The Honorable County Board of Supervisors

SUBJECT : Veto of File No. 01-106

I am returning County Board File No. 01-106. I am 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.

This resolution, as adopted by your honorable body, supports the creation of Branches 48 and 49 for District One, Milwaukee County Courts, by the Wisconsin State Legislature.

Milwaukee County has a long history of fighting vigorously against underfunded State mandates. Additionally, Milwaukee County has had a consistent and clear position for the past several years that the State of Wisconsin should fully assume the cost of operating the State court system. Supporting the creation of Branches 48 and 49 would undermine this position.

The creation of these two additional branches would reduce the amount of "remaining" funds distributed to each court branch. This problem will intensify if additional court branches are created. State-wide and State funding of the Circuit Court Support Grant Program is not increased proportionally. Currently, the 2001 Judgeship Bill, LRB-2525/2 recommends increasing the number of circuit court

branches in Wisconsin Counties. This bill adds one circuit court branch in each of the following counties: Chippewa, Clark, Douglas, Green, Juneau, Kenosha and Rock. The Director of State Courts makes these recommendations based upon a weighted caseload formula. **Based upon this formula, the State of Wisconsin did not include Milwaukee County as one of the counties in need of additional branches of circuit court.**

I cannot in good conscience endorse the creation of these two Circuit Court branches as our constituents already subsidize the State Court System with approximately \$30 million in property tax levy for combined court related operations. Let's not undermine the long-held position of Milwaukee County that the State should assume the entire cost of operating the State court system.

I respectfully request that the County Board of Supervisors sustain this veto.

F. THOMAS AMENT
County Executive

Supervisor Bailey moved to refer the foregoing veto, File No. 01-106, back to the Committee on Judiciary, Safety and General Services.

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

AYES—Bailey, Holloway, Johnson, Launstein, Lutzka, Mayo, Nyklewicz, Quindel, White and Zielinski—10. **NOES**—Aldrich, Arciszewski, Borkowski, Coggs-Jones, Davis, De Bruin, Diliberti, Jasenski, Krug, McGuigan, Podell, Ryan, Schmitt, Weishan and the Chairman—15.

On a motion by Supervisor Lutzka, the **veto of File No. 01-106 WAS LAID OVER UNTIL LATER IN THE MEETING.**

Later, the Chair put the question: "Shall the foregoing resolution, File No. 01-106 be adopted, notwithstanding the objection of his honor, the County Executive? If you wish to override the veto, you vote 'aye'; if you wish to sustain the veto, you vote 'no'."

Thereupon, the **veto action of the County Executive** relative to File No. 01-106, **WAS OVERRIDDEN** by the following vote:

AYES—Aldrich, Arciszewski, Bailey, Borkowski, Davis, De Bruin, Diliberti, Holloway, Jasenski, Krug, McGuigan, Nyklewicz, Podell, Quindel, Ryan, Schmitt, Weishan and the Chairman—18.
NOES—Coggs-Jones, Johnson, Launstein, Mayo and White—5.
EXCUSED—Lutzka and Zielinski—2.

Confirmation of Reappointments:

File No. 01-232

From the County Executive, reappointing Alderman Michael S. D'Amato and James Snow to the Federated Library System.

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

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

PRESENTATION OF COMMUNICATIONS

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

File No. 99-46(a)(f)

From Manager, Information Management Services Division, requesting authorization to enter into an intergovernmental agreement with the Village of Hales Corners to permit access to Milwaukee County's 800 MHz trunked radio system for an initial ten-year period and for successive ten-year periods thereafter.

Referred to the Committee on Judiciary, Safety & General Services.

File No. 99-494(a)(b)

From Chairman, Milwaukee County Long Range Strategic Plan Steering Committee, submitting recommendations on Milwaukee County Goals for 2002-2004.

Referred to the Committee on Finance & Audit.

File No. 00-589(a)(d)

From Director, Department of Parks, Recreation and Culture, requesting that the scope of the Brady Street Bridge Ramp project in the 2001 Adopted Capital Improvements Budget be changed to allow for the immediate removal of the Brady Street pedestrian bridge over Lincoln Memorial Drive.

Referred to the Committee on Parks, Energy & Environment and Committee on Finance & Audit.

File No. 00-710(a)(a)

From Director of Parks, Recreation and Culture, recommending exchange of land between the City of Oak Creek (City) and Milwaukee County and payment of \$173,000 from the City to the County for the difference in assessed value of the property exchanged, to enable the City to construct a police station; further recommending that property at 2000 E. Montana be included in an existing lease of City land to the County for park purposes.

Referred to the Committee on Parks, Energy & Environment.

File No. 01-3

From Milwaukee County Clerk, submitting a listing of Summons & Complaints, Discrimination Complaints, et. al., served on Milwaukee County.

Placed on file.

File No. 01-6

From Legal Action of Wisconsin, Inc., submitting a Notice in behalf of Thelma Armstead for injuries and damages allegedly sustained when she was unlawfully held at the Milwaukee County Mental Health Complex.

Placed on file.

File No. 01-6

From Law Offices of Phillips, Donohue & Cymerman, S.C., submitting a Notice in behalf of David Badillo and Angelo Badillo for injuries and damages allegedly sustained in an accident with a Milwaukee Transport Services, Inc. bus.

Placed on file.

File No. 01-6

From Henderson & Levihn, submitting a Notice in behalf of Sonny L. Johnson for injuries and damages allegedly sustained in a motor vehicle accident involving a Milwaukee Transport Services, Inc. bus.

Placed on file.

File No. 01-6

From Midwest Security Administrators, Inc., submitting a Notice under their subrogation rights of their insured, Karen Larsen, for injuries and damages allegedly sustained at the Milwaukee County Zoo.

Placed on file.

File No. 01-6

From Law Offices of Phillips, Donohue & Cymerman, S.C., submitting a Notice in behalf of Regino Nunez for injuries and damages allegedly sustained while a passenger on a Milwaukee Transport Services, Inc. bus.

Placed on file.

File No. 01-9

From Washburn County Clerk, submitting an adopted resolution requesting a special sales tax for county jails.

Placed on file.

File No. 01-9

From Waushara County Clerk, submitting an adopted resolution supporting funding of probation and parole violation inmates.

Placed on file.

File No. 01-9

From Brown County Clerk, submitting an adopted resolution requesting complete funding of probation and parole violation inmates.

Placed on file.

File No. 01-9

From Jackson County Clerk, submitting an adopted resolution regarding the crisis in agriculture in the State of Wisconsin.

Placed on file.

File No. 01-219

From the District Attorney, requesting the creation of one position of Assistant Director for the Milwaukee High Intensity Drug Trafficking Area (HIDTA).

Referred to the Committee on Finance & Audit, Committee on Personnel, Dept. of Administration and Dept. of Human Resources.

File No. 01-220

From Superintendent, House of Correction, requesting the creation of two additional positions of Investigator (hourly) at the House of Correction.

Referred to the Committee on Finance & Audit, Committee on Personnel, Dept. of Administration and Dept. of Human Resources.

File No. 01-221

From Superintendent, House of Correction, requesting the abolishment of one vacant position of Correction Officer I and the creation of one position of Correction Officer I (Stationery Engineer).

Referred to the Committee on Finance & Audit, Committee on Personnel, Dept. of Administration and Dept. of Human Resources.

File No. 01-223

From American Family Insurance Group, submitting a claim under their subrogation rights of their insured, Carol J. Manke, for reimbursement of payment made for alleged damages sustained to her automobile as a result of an accident occurring on December 14, 2000 involving a Milwaukee County-owned vehicle.

Referred to the Committee on Judiciary, Safety & General Services.

File No. 01-224

From Bonnie Piszczek, submitting a claim for the alleged theft of her motor vehicle while parked on Milwaukee County property.

Referred to the Committee on Judiciary, Safety & General Services.

File No. 01-225

From Attorneys Fellows, Piper & Schmidt, submitting a claim in behalf of Meridian Resource Corporation for reimbursement of payment made under their subrogation rights of their insured, Aubrey Hubanks, for the alleged injuries and damages sustained as a result of an accident occurring on August 25, 1997 involving a Milwaukee County-owned vehicle.

Referred to the Committee on Judiciary, Safety & General Services.

File No. 01-226

From Jesse M. Klim, Sr., submitting a claim for the alleged loss of personal property while incarcerated at the House of Correction.

Referred to the Committee on Judiciary, Safety & General Services.

File No. 01-227

From Julie Runkel, submitting a claim for damages allegedly sustained to her automobile as a result of snow from a Milwaukee County-owned snowplow hitting her vehicle.

Referred to the Committee on Judiciary, Safety & General Services.

File No. 01-228

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.

Referred to the Committee on Judiciary, Safety & General Services.

File No. 01-229

From Director of Parks, Recreation and Culture, requesting authorization to apply for and accept a Wisconsin Conservation Corps sponsor application.

Referred to the Committee on Parks, Energy & Environment.

File No. 01-230

From Director, Intergovernmental Relations, regarding Senate Bill 63 Update - changes to the Redistricting process.

Referred to the Committee on Intergovernmental Relations and Special Committee on Redistricting.

File No. 01-231

From Manager, Government Affairs, Harley Davidson Motor Company, requesting the closing and using of North Lincoln Memorial Drive on Saturday, September 1, 2001 at 6:30 p.m. for a motorcycle parade by the Harley Owners Group (H.O.G.)

Referred to the Committee on Parks, Energy & Environment.

File No. 01-233

From Chairman, Pension Board, recommending a pension increase for pre-2001 Retirees.

Referred to the Committee on Personnel and Pension Study Commission.

File No. 01-234

From the County Executive, appointing Dr. Pablo M. Pedraza to the Federated Library System for a term expiring December 31, 2003. Dr. Pedraza is replacing Senator Brian Burke.

Referred to the Committee on Finance & Audit.

File No. 01-235

From the Chief Judge, recommending the creation of a first floor greeting/information booth.

Referred to the Committee on Judiciary, Safety & General Services.

File No. 01-237

From Director of Public Works, requesting authorization to extend an existing Professional Services Agreement with K. Singh and Associates, Inc. to provide additional soil and groundwater investigative activities on the County Grounds NE Quadrant Property.

Referred to the Committee on Parks, Energy & Environment and Committee on Economic & Community Development.

File No. 01-240

From Director of Public Works, requesting authorization to submit an updated concession plan to the U.S. Department of Transportation (DOT) in accordance with the DOT guidance issued regarding 49 CFR 23, Subpart F, as amended, with a DBE participation goal of 25% for fiscal year 2001.

Referred to the Committee on Transportation, Public Works & Transit and Committee on Finance & Audit.

File No. 01-241

From Director of Public Works, recommending the assignment of Airport Agreement No. HP-1291 from Allan R. Westergard to Chris Bales effective as of the date of the sale of the aircraft hangar at General Mitchell International Airport.

Referred to the Committee on Transportation, Public Works & Transit.

File No. 01-242

From Director of Public Works, recommending Airport Agreement No. AC-1281 with Air Cargo Carriers, Inc., be amended

to continue the agreement on a month-to-month basis beyond February 28, 2001.

Referred to the Committee on Transportation, Public Works & Transit.

File No. 01-243

From Director of Public Works, requesting authorization to enter into a lease agreement with Daniel M. Weber and Tracy T. Weber, for the lease of land for the construction of an aircraft hangar at General Mitchell International Airport.

Referred to the Committee on Transportation, Public Works & Transit.

File No. 01-244

From Director of Public Works, requesting authorization to terminate Airport Agreement No. AC-1261 with Midwest Express Airlines, Inc., and enter into a new agreement with Midwest Express Airlines, Inc., for the lease of land in Remote Lot B at General Mitchell International Airport.

Referred to the Committee on Transportation, Public Works & Transit.

File No. 01-245

From Managing Director- Milwaukee County Transit System, requesting authorization to apply for a Congestion, Mitigation & Air Quality Grant to fund cost of limited summer and evening transit service to the University of Wisconsin-Milwaukee (UWM).

Referred to the Committee on Transportation, Public Works & Transit.

File No. 01-246

From Director of Public Works, requesting that Milwaukee County adopt a policy of handling contractor and product warranty issues of the Residential Sound Insulation Program.

Referred to the Committee on Transportation, Public Works & Transit.

File No. 01-249

From Director of County Health Related Programs, submitting a recommendation from the Health Care Policy Task Force regarding the proposed expansion of the General Assistance Medical Program (GAMP) and State of Wisconsin Intergovernmental Transfer Program (ITP) with the anticipated increase in federal funds being allocated to the expansion of urgent care and same-day services.

Referred to the Committee on Finance & Audit, Committee on Health & Human Needs and Committee on Intergovernmental Relations.

File No. 01-250

From Director of Parks, Recreation and Culture, requesting creation of 47 positions of Parks Maintenance Worker-In Charge and abolishment of 47 positions of Park Maintenance Worker 2 on an attrition basis; in addition, requesting creation of one position of Park Operations Analyst 2 and abolishment of 12,602 hours of Park Unit Coordinator 2 (Seasonal).

Referred to the Committee on Finance & Audit, Committee on Personnel, Dept. of Administration and Dept. of Human Resources.

File No. 01-251

From Administrator, Mental Health Division, requesting the creation of two positions of Administrative Coordinator, one position of Integrated Services Coordinator and one position of Clerk 3 Data Entry in the Service Access to Independent Living area of the Community Service Branch in the Mental Health Division.

Referred to the Committee on Finance & Audit, Committee on Personnel, Dept. of Administration and Dept. of Human Resources.

File No. 01-252

From Fiscal and Budget Administrator, submitting Report of 2000 Carryovers to 2001.

Referred to the Committee on Finance & Audit.

File No. 01-253

From Fiscal and Budget Administrator, submitting initial authorizing resolution for the sale of Taxable General Obligation Refunding Bonds, Series 2001A, for the Milwaukee County Sports Complex.

Referred to the Committee on Finance & Audit.

File No. 01-254

From American Family Insurance Group, submitting a claim under their subrogation rights of their insured, Karen A. Zizzo, for reimbursement of payment made for alleged damages sustained to her automobile that occurred on December 29, 2000 involving a Milwaukee County snowplow.

Referred to the Committee on Judiciary, Safety & General Services.

File No. 01-255

From Attorneys Habush, Habush, Davis & Rottier, S.C., submitting a claim in behalf of D.S. (a minor) by her Guardian ad Litem, Kevin M. Costello, for injuries and damages allegedly sustained as the result of being severely beaten by her foster mother and by reason of negligence of Milwaukee County by allowing her to be placed in an unlicensed foster home.

Referred to the Committee on Judiciary, Safety & General Services.

File No. 01-256

From Ryan Jacques, submitting a claim for the alleged loss of personal property while incarcerated in the Milwaukee County Criminal Justice Facility.

Referred to the Committee on Judiciary, Safety & General Services.

File No. 01-257

From Enterprise Rent-A-Car, Inc., submitting a claim for the alleged damages sustained to their automobile while parked at 900 N. 9th Street.

Referred to the Committee on Judiciary, Safety & General Services.

File No. 01-258

From Attorney Elvis C. Banks, submitting a claim in behalf of Armand Lee for injuries and damages allegedly sustained when involved in an accident with a Milwaukee County-owned vehicle on April 12, 1999.

Referred to the Committee on Judiciary, Safety & General Services.

File No. 01-259

From Kevin McCoy, submitting a claim for damages allegedly sustained to his automobile when he was traveling northbound on US 45 and drove over a section of raised/buckled concrete.

Referred to the Committee on Judiciary, Safety & General Services.

File No. 01-260

From Executive Vice President, Milwaukee Public Museum, requesting authorization to de-access certain Native American objects from the Milwaukee Public Museum's collection and to repatriate these objects to the White Mountain Apache Tribe of Arizona.

Referred to the Committee on Parks, Energy & Environment.

File No. 01-261

From State of Wisconsin, Legislative Reference Bureau, submitting the official release of the 2000 Census of Population Data.

Referred to the Special Committee on Redistricting.

File No. 01-262

From Director, University of Wisconsin-Extension, requesting authorization for the Chairman of the Parks, Energy and Environment Committee to execute a professional services contract with the University of Wisconsin-Extension for staffing of the Milwaukee County U.W. Extension for the period of January 1, 2001 through December 31, 2001 for \$204,290.

Referred to the Committee on Parks, Energy & Environment.

File No. 01-264

From Director of Public Works, requesting Underground Storage Tank Management Program deed restrictions for Fiebrantz Bus Garage.

Referred to the Committee on Parks, Energy & Environment.

File No. 01-265

From Director of Public Works, requesting Underground Storage Tank Management Program deed restrictions for Froedtert Memorial Hospital.

Referred to the Committee on Parks, Energy & Environment.

File No. 01-266

From Director of Public Works, requesting Underground Storage Tank Management Program deed restrictions for McCarty Park.

Referred to the Committee on Parks, Energy & Environment.

File No. 01-267

From Director of Public Works, requesting Underground Storage Tank Management Program deed restrictions for Mitchell Park Domes.

Referred to the Committee on Parks, Energy & Environment.

File No. 01-268

From Director of Public Works, requesting authorization to execute a contract with K. Singh & Associates, Inc. to provide soil and groundwater investigative activities, remedial action, and closure and post-closure activities for Milwaukee County's 2001-2003 Underground Storage Tank Program.

Referred to the Committee on Parks, Energy & Environment.

File No. 01-269

From Director, University of Wisconsin-Extension, requesting approval for a letter of support and adoption of a resolution supporting a budget initiative for State funding, proposed by the UW-Extension and included in the UW System budget, titled "The Best Practices Partnership for Children, Youth and Families", to provide new human science education and technical assistance and enhance existing educational efforts to Wisconsin counties, non-profit, faith-based and other organizations who deliver human services programs.

Referred to the Committee on Parks, Energy & Environment and Committee on Intergovernmental Relations.

File No. 01-270

From Director, Department of Administration, recommending approval of a request by the Lisbon Avenue Neighborhood Development Corporation (LAND) to change the location of its approved 2001 Community Development Block Grant (CDBG) project.

Referred to the Committee on Economic & Community Development.

File No. 01-271

From Director, Department of Administration, requesting approval of adjusted 2001 HOME Program funding.

Referred to the Committee on Economic & Community Development.

File No. 01-272

From Manager, Information Management Services Division, submitting an informational report on the status of Milwaukee County's new website.

Placed on file.

File No. 01-274

From the County Executive, appointing Patrick Sullivan to the Milwaukee County Commission for Persons with Disabilities for a

term expiring July 31, 2001. Mr. Sullivan is filling the unexpired term of Mr. William Drobac, who has resigned.

Referred to the Committee on Health & Human Needs.

File No. 01-275

From Attorneys Resnick & Resnick, S.C., submitting a claim in behalf of Kathleen Arenz, for injuries and damages allegedly sustained on or about September 7, 2000 in a motor vehicle accident involving a Milwaukee County-owned vehicle.

Referred to the Committee on Judiciary, Safety & General Services.

File No. 01-276

From Kelvyn West, submitting a claim for the alleged loss of personal property while incarcerated at the House of Correction.

Referred to the Committee on Judiciary, Safety & General Services.

File No. 01-277

From Arthur Jones, Jr., submitting a claim for injuries and damages allegedly sustained while lifting weights in the gym at the House of Correction.

Referred to the Committee on Judiciary, Safety & General Services.

File No. 01-278

From Heritage Companies, submitting a claim under their subrogation rights of their insured, Karen S. Singsheim, for reimbursement of payment made for the alleged damages sustained to her automobile while parked at the Milwaukee County Medical College.

Referred to the Committee on Judiciary, Safety & General Services.

File No. 01-279

From Attorney Jake Herro, Legal Intervention For Employment, submitting a claim in behalf of Decosa Hobson for reimbursement of 3 months of rent due to the alleged failure of the Rent Assistance

Program to make the inspection and Request for Lease Approval on time.

Referred to the Committee on Judiciary, Safety & General Services.

File No. 01-280

From UAW Legal Services Plan, submitting a claim in behalf of Thomas and Joan Brooks, for property damages allegedly caused by the Home Owner's Protection Program (HOPP).

Referred to the Committee on Judiciary, Safety & General Services.

File No. 01-283

From Midwest Express Airlines, submitting a claim for damages allegedly sustained to their panel truck from an accident occurring on January 16, 2001 involving a Milwaukee County-owned vehicle at General Mitchell International Airport.

Referred to the Committee on Judiciary, Safety & General Services.

RESOLUTIONS/ORDINANCES
REFERRED TO STANDING COMMITTEES

File No. 01-222

By Supervisor Lutzka:

WHEREAS, Chapter 1 of the General Ordinances of Milwaukee County spells out the rules of the County Board of Supervisors; and

WHEREAS, included in this section are procedures for requesting and processing citations and certificates; and

WHEREAS, the rules specify that requests for citations or certificates must be submitted for County Board approval by noon of the day of the County Board meeting in order for them to be considered and signed by the Chairman of the County Board; and

WHEREAS, in some instances, this deadline cannot be met, particularly when a citation or certificate is needed by a supervisor

for an event or recognition which may be taking place prior to a County Board meeting; and

WHEREAS, the rules further require that before the Chairman of the County Board can sign a citation or certificate, said citation or certificate requires approval by a voice vote or a roll call vote of the County Board; and

WHEREAS, the rules of the County Board should be amended to provide for exceptions to the County Board day noon deadline when a legitimate reason exists and the citation or certificate is needed prior to its formal adoption by the County Board; and

WHEREAS, in cases where a legitimate reason exists which makes it impossible to meet the County Board day noon deadline for submission of citation or certificate requests, the ordinance should be amended to provide that the citation or certificate shall be processed and signed but be formally adopted at the next meeting of the County Board; and

WHEREAS, the rules of the County Board regarding citations or certificates should also be amended to provide that the Chairman of the County Board shall only sign citations or certificates which recognize events or persons having a countywide significance, while a citation or certificate requested by a supervisor to recognize an event or organization in his/her particular supervisory district or a particular constituent of that supervisor shall be signed by the supervisor requesting the citation or certificate; and

WHEREAS, the following amendment to Chapter 1.09 (g) should be adopted to institute these provisions; now, therefore

BE IT RESOLVED, that the following amendment to Chapter 1.09 (g) regarding processing and signing citations and certificates is hereby amended as follows:

AN ORDINANCE

To amend Chapter 1.09 (g) of the General Ordinances of Milwaukee County, relating to citations and certificates of the County Board.

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

SECTION 1. Section 1.09 (g) of the General Ordinances of Milwaukee County as amended to and including _____ is hereby amended as follows:

1.09 (g) Citations and certificates.

- (1) A supervisor may move that a county board citation, or certificate of congratulations, commendation or condolence be issued to a particular person, or on a particular occasion, specified in the motion.
- (2) Prior to presenting a motion, the supervisor will secure a request for citation/certificate form. Such form is to be completed with the necessary facts, signed and delivered to the county board chairperson's office ~~no later than 12 noon of the day of a county board meeting or prior to making the motion. Request for citation or certificate of congratulations, commendation or condolence submitted after the 12:00 noon deadline shall require suspension of rules prior to making the motion.~~ The chairperson shall have prepared a list with captions and sponsor(s) name(s) of all citations/certificates submitted to him/her for action on no later than 12:00 noon of the day of a county board meeting. The list shall be distributed to all county board members ~~during the afternoon of the county board meeting and/or~~ prior to the presentation of citations and certificates. Any supervisor wishing to be added as a sponsor shall notify the county clerk prior to the end of the county board meeting. The chairperson shall not read the list for individual citations unless a request is made by a supervisor. If a request for a citation or certificate is not submitted in time for action on the day of the county board meeting but citation or certificate is needed prior to the next scheduled meeting of the county board, the citation or certificate shall be processed and formal adoption of the citation or certificate shall take place at the next meeting of the county board.
- (3) All citation/certificates of congratulations, commendation or condolence shall be approved by a voice vote unless a supervisor requests a roll call vote. If the motion carries, the county board chairperson will transmit the request for citation/certificate to the county clerk for preparation and distribution. Citations or certificates recognizing an event or person having county wide significance shall be signed by the

chairman of the county board. Citations or certificates recognizing an event or organization in a particular supervisory district or a particular constituent in a supervisory district shall be signed by the supervisor representing that district.

- (4) Citations/certificates may be used in place of resolutions for commendations, congratulations and condolences of present or past county board members and public officials, or to give recognition to an important event.
- (5) One (1) copy of each request for citation/certificate shall be furnished by the county clerk to the county board committee clerk and such citation/certificates shall be entered in the journal of proceedings under the name of the person or event named in the citation/certificate, but shall not be printed in full in the proceedings. The names of persons or events included in citations or certificates which have been processed prior to formal adoption by the county board shall also be entered in the journal of proceedings for the county board meeting at which the citation or certificate is formally adopted by the county board in accordance with Section 1.09 (g) (2) above.
- (6) Citations/certificates may not be used for procedural matters nor in place of resolutions memorializing congress, but only when appropriate to express the feelings of the county board with reference to a person or of an event.

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

Fiscal Note:

Adoption of this resolution/ordinance will not require an expenditure of funds.

REFERRED TO THE COMMITTEE ON JUDICIARY, SAFETY AND GENERAL SERVICES.

File No. 01-236

By Supervisors Schmitt, Diliberti, Jasenski, Krug, Bailey, Borkowski, Johnson, McGuigan, Nykiewicz and Zielinski:

WHEREAS, the County Board has adopted, on September 30, 1999, by a vote of 25-0, the policy of preserving the available land (approximately 235 acres) in the Northeast quadrant except for 50-60 acres for commercial development along Watertown Plank Road. (Recommendation of the Land Use Study Committee, File No. 99-460); and

WHEREAS, in the 2000 Budget document, the approximate 235 acres of the County grounds Northeast Quadrant were designated for preservation and authorized discussion with the State DNR as to the feasibility of a State Forest at that location; and

WHEREAS, the County Board, on February 17, 2000, unanimously requested the Wisconsin Department of Natural Resources (DNR) to conduct a feasibility study of the approximate 235 acre area for the potential development of a State Forest at this site (File No. 00-85). The DNR was also asked that the feasibility study include approximately 30 acres of the existing forests along Underwood Creek Parkway south of US Highway 45; and

WHEREAS, as one of the options, the DNR Feasibility Study concluded that a State Forest could be created that would include the approximate 235 acres and 30 acres of adjoining Underwood Parkway, and requested county direction as to the size and scope of the State Forest; and

WHEREAS, the State Feasibility Study alternative #3 outlines the feasibility of establishing a unique urban state forest/nature preserve with an unusual combination of a confluence of two rivers, a mature forest, emerging forest, prairie and wetland, in a location and with natural features that will not again be available in our almost fully developed county; and

WHEREAS, the DNR Feasibility Study stated that, each year the DNR currently receives \$7.4-million in Milwaukee County property taxes for the State forestry tax. Except for the small Havenwoods Preserve, Milwaukee County residents have seen little direct return on the hundreds of millions of dollars that they have contributed to this fund and, instead these Milwaukee County property taxes are spent for upstate forests; and

WHEREAS, if purchased as a State Forest, the State would annually submit to local governments an annual payment in lieu of taxes or lease payments; if a lease or easement were negotiated, the state would pay an annual payment that would amount to millions of dollars over the lease period; and

WHEREAS, establishing a State Forest at this location will bring many additional resources to Milwaukee County and more than \$7-million over the lease period in State Forestry Taxes; and

WHEREAS, any combination of these state forestry funds would help in funding of approved plans for County Park's maintenance, recreation and improvement projects while, at the same time, establishing a forest preserve within Milwaukee County, creating a win-win for County residents; and

WHEREAS, the addition of 30 acres of Underwood Parkway, as noted in the Feasibility Study recommendation would link the State Forest to the Henry Aaron State Trail, which already connects the Menomonee Valley near the future Miller Park to nearby Hoyt Park and the state could contribute additional stewardship funds for the continued development of trails on the County grounds; and

WHEREAS, there are many advantages of a State Forest, nature preserve and forestry education center on the County grounds:

- It would be the most accessible State Forest in the entire state;
- It would be located on major bus lines and be accessible to all county residents;
- It would be located near the center of a major 1-94 Interchange, within 20-minute freeway access to four counties;
- It would be a unique educational opportunity and an educational field trip for school children in this metropolitan area that would have a direct impact on their understanding and appreciation of nature;
- It is also within one and one-half hours of half the population of the State of Wisconsin; and

WHEREAS, the DNR has stated in remarks made to a Joint County Board Parks and Economic Development Committee meeting on June 12, 2000, that it is clear that the community has an interest in seeing other green space uses in areas of the NE Quadrant, including team sports athletic fields, UW Extension community gardens, and flood detention basins by MMSD and the DNR offered their assistance in developing plans for this site for trails, woodlots or prairies; and

WHEREAS, traditional park facilities already exist in the four parks that presently adjoin the County Grounds (Hart Park - presently under expansion, Hoyt Park, Hansen Park, Wisconsin Avenue Park), and the two adjoining parkways; now, therefore,

BE IT RESOLVED, that the County Board hereby declares its interest in Option #3 in the State Feasibility Study and hereby requests the DNR to consider the designation of the approximate 235 acres of the NE quadrant of the County grounds and the 30 acres of adjoining Underwood Parkway as a State Forest; and

BE IT FURTHER RESOLVED that the County Board authorizes representatives of the Department of Parks, Economic Development, and County Board staff to negotiate with the DNR as to the terms of the purchase, lease agreement, or conservation easement agreement or combination thereof, and report back such terms for consideration and approval by the County Board; and

BE IT FURTHER RESOLVED, the Wisconsin Lutheran College (WLC) has proposed that 27 of these acres be used for its athletic facilities and, if the County Board and the City of Wauwatosa approve that proposal, then these 27 acres will not be included in the agreement to be negotiated with the DNR; and,

BE IT FURTHER RESOLVED, that the County Board has found that the establishment of State Forest in the Northeast quadrant would return a portion of State Forestry Taxes to Milwaukee County and hereby establishes the policy that any revenue received from the DNR for this project shall be dedicated for the Parks Department which could provide funding for Milwaukee County Parks operations, maintenance and capital improvements; and

BE IT FURTHER RESOLVED, that those community athletic fields that are presently located within the Northeast Quadrant will be replaced and relocated when plans are finalized for the State Forest.

Fiscal Note:

Adoption of this resolution will not require an appropriation. However there will be an expenditure of staff time. The completed negotiations will result in substantial revenue from the State Forestry tax but the final amount will vary based upon the size of the site included.

REFERRED TO THE COMMITTEE ON PARKS, ENERGY AND ENVIRONMENT AND TO THE COMMITTEE ON ECONOMIC AND COMMUNITY DEVELOPMENT.

File No. 01-238**By Supervisors Jasenski, Welshan, Ryan and Podell:**

WHEREAS, the Parks Department's Asphalt Surface Condition Assessment Report (Report) dated September 1, 2000, identifies \$21 million in repairs needed to improve the county's walkways, bike trails, tennis and basketball courts, parkway drives, service yards and parking lots immediately or within the next four years; and

WHEREAS, the Report identifies \$6.4 million in repairs to county walkways and \$800,000 in repairs to county bike trails for a total of \$7.2 million that should be completed as soon as possible or within the next four years; and

WHEREAS, the 2001 Adopted Capital Improvements Budget includes \$300,000 for asphalt maintenance of walkways and bike trails that are rated by the Report to be in the worst condition of all the County's walkways and bike trails; and

WHEREAS, Milwaukee County has an obligation to provide safe walkways and bike trails for its residents and to limit its exposure to liability; and

WHEREAS, continued funding for asphalt maintenance of walkways and bike trails at the level budgeted in 2001 is not adequate to address the needs identified in the Report in a timely and efficient manner; and

WHEREAS, the County Board's decision to replace 38 outdated children's playground areas over three years beginning in 1999 has become a model for how to address maintenance needs quickly and efficiently through a multi-year funding commitment; and

WHEREAS, this model would be appropriate for implementing the Report's recommendations regarding walkways and bike trails; now, therefore,

BE IT RESOLVED, that the Milwaukee County Board of Supervisors does hereby authorize and direct the Director of the Parks Department to develop a \$2 million per year plan to be funded for three years beginning in 2002 for the repair and reconstruction of county walkways and bike trails identified in the Asphalt Surface Condition Assessment Report as needing renovation immediately or within two to four years; and

BE IT FURTHER RESOLVED, that the County Board hereby expresses its commitment to appropriate \$2 million per year from 2002 to 2004 for this purpose and urges the County Executive to include the necessary funding in his recommended budgets from 2002 to 2004; and

BE IT FURTHER RESOLVED, that the Parks Department will continue to request as part of its annual capital budget requests from 2002 to 2004 and the County Board is committed to fund from 2002 to 2004 asphalt projects for tennis and basketball courts, parkway drives, service yards, and parking lots through the Parkway Drive (WP410) and Parks Infrastructure (WP411) Accounts at a level comparable to the 2001 budget; and

BE IT FURTHER RESOLVED, that maintenance of all walkways and bike trails identified as needing renovation as soon as possible will be funded through the Asphalt Replacement Account (WP017); and

BE IT FURTHER RESOLVED, that the Parks Department is authorized and directed to apply for other grants and funding sources such as, but not limited to, federal grants authorized under the Transportation Efficiency Act (TEA21); and

BE IT FURTHER RESOLVED, that as a result of changing recreation needs in Milwaukee County, the Parks Department should perform an assessment of walkways and bike trails as to whether they continue to meet the needs of Milwaukee County residents and, therefore, are still needed; and

BE IT FURTHER RESOLVED, that in establishing priorities for all asphalt maintenance projects, economies-of-scale may dictate that it may be more cost effective to repair all of the asphalt in a park needing maintenance at one time rather than on a multi-year basis; and

BE IT FURTHER RESOLVED, that the Parks Director is authorized and directed to report back to the County Board in September 2003 on the results from implementing the funding plan.

Fiscal Note:

Adoption of this resolution expresses the County Board's commitment to provide an additional \$1.7 million above the level appropriated in the 2001 Adopted Capital Improvements Budget annually for the next three years for asphalt repairs. It is likely that this appropriation will be funded

with general obligation bonds. While the County Board's commitment to this appropriation would be expressed via this resolution, actual appropriations will be subject to annual budget deliberations.

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

File No. 01-239

By Supervisor White:

AN ORDINANCE

To amend Section 4.05 (3)(b)(2)(c) of the General Ordinances of Milwaukee County, relating to commercial ground transportation regulations at General Mitchell International Airport.

The Milwaukee County Board of Supervisors does ordain as follows:

SECTION 1. Section 4.05 (3)(b)(2)(c) of the General Ordinances of Milwaukee County, as amended to and including _____ is hereby amended as follows:

4.05 Commercial ground transportation regulations at General Mitchell International Airport

(3) Taxicabs.

(a) Definition. "Taxicab" under this section is a motor vehicle regularly engaged in the business of carrying passengers for hire, with heating and air conditioning, be in good operating condition, metered, and not operated on a fixed route.

(b) License, permits, fees.

(1) An owner or operator of a taxicab shall not do business or attempt to do business on General Mitchell International Airport unless such owner or operator has been licensed as owner or operator of a taxicab business by a city or village in the county pursuant to the authority of s. 349.24, Wis. Stats. and unless such a license remains in full force and effect.

- (2) (a) On and after September 1, 1990, taxicab owner permits will be issued only to those owners whose vehicle(s) have been permitted during the period October 1, 1989, through July 5, 1990. Taxicab owner permits must be renewed and remain in full force and effect on a continuous basis, in accordance with subparagraph (b) below. In the event an owner does not renew the taxicab owner permit prior to the quarterly dates prescribed herein below, that owner shall forfeit his/her privilege to operate at the airport. At such time that the total number of taxicab permits issued decreases below fifty (50), additional permits, to maintain the total issued at fifty (50), will be issued to those taxicab owners who are on the waiting list. Permits will be issued based upon date of request on the waiting list.
- (b) The quarterly taxicab owner permit fee for each taxicab shall be thirty-one dollars and twenty-five cents (\$31.25). Application for permission to operate at the airport and payment of the fee for each quarterly period must be submitted prior to the following dates of each year: February 1, May 1, August 1, and November 1. Late applications will not be considered after the said dates. The airport director will then issue a decal for each vehicle. The decal shall be mounted on the lower left hand corner of the windshield; the left corner being on the driver's left when seated behind the wheel. This permit shall be issued for each taxicab and shall not be transferred to any other taxicab. If owner replaces a vehicle which has previously been permitted, the permit shall be canceled and application shall be made to the airport director for a replacement permit and pay an additional fee of ten dollars (\$10.00).
- (c) If an owner does or becomes disabled, the permit may be transferred, upon notification to the airport director by the claimant, to the surviving spouse or to an adult son or daughter of the owner who would be eligible for the operation of the vehicle for the remainder of the permit period. Upon expiration of the permit, the surviving spouse may apply for the permit in his/her own name. Such

applications shall not result in an increase in the number of permits in existence and shall be exempt from the requirement of section 4.05(3)(b)(2)(a) which reads "On and after September 1, 1990, taxicab owners permit will be issued only to those whose vehicle(s) have been permitted during the period October 1, 1989, through July 5, 1990. "

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

Fiscal Note:

Adoption of this ordinance will not require an expenditure of funds.

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

File No. 01-263

By Supervisors Podell and Dillberti:

WHEREAS, Edward "Ted" Seaver III passed from this life on January 14, 1999, leaving our community a better place because of his commitment and leadership; and

WHEREAS, an avid sailor since his early youth, Ted Seaver co-founded the Milwaukee Community Sailing Center, because he believed anyone in the Milwaukee area should be able to learn how to sail regardless of their income; and

WHEREAS, Ted and Carol, his wife, went to Jackson, Mississippi, in 1964, to work in the civil rights movement; and

WHEREAS, Ted Seaver served as Executive Director of the Inner City Development Project on the south side of Milwaukee; and

WHEREAS, Ted Seaver worked for 15 years as Director of the Counseling Center which provides low-cost counseling and mental health therapy and later served as Executive Director of Neighborhood Housing Services of Milwaukee which helps low-income home buyers; and

WHEREAS, a man of character, conviction, good humor and charm, Ted Seaver committed his time and talents to fight for social justice and build communities; now, therefore,

BE IT RESOLVED, that the Milwaukee County Board of Supervisors does hereby authorize naming the access road to the Milwaukee Community Sailing Center Seaver Lane; and

BE IT FURTHER RESOLVED, that the Director of the Department of Parks, Recreation and Culture is authorized and directed to add new sign which reflects the name change.

Fiscal Note:

Adoption of the resolution will not result in additional tax levy. Any new signage will be funded by friends of Ted Seaver.

REFERRED TO THE COMMITTEE ON PARKS, ENERGY AND ENVIRONMENT.

File No. 01-273

By Supervisor Bailey:

WHEREAS, Milwaukee County's population has declined from a high of 1,054,249 persons in 1970 to the most recent level of 940,164 persons as determined by the 2000 census, representing a 10.8% reduction in the county population; and

WHEREAS, Milwaukee County has adopted a Strategic Plan to control the cost of government through fiscal leadership, innovation and technology; and

WHEREAS, Milwaukee County has reduced operations, i.e., Milwaukee Public Museum, Milwaukee County Medical Complex-John L. Doyne Hospital, County Grounds Power Plant, Department of Human Services-Child Welfare, and subsequently reduced the number of county personnel; and

WHEREAS, the County Board has an important responsibility to provide leadership in reducing the size and cost of local government, and

WHEREAS, reducing the funds used for administrative purposes will result in property tax savings and an increase in resources for direct services for the residents of Milwaukee County; and

WHEREAS, the number of Standing Committees has been reduced from 14 to 9; and

WHEREAS, the public has a right to expect that technological advances should result in a reduction of costs related to overhead in government; now, therefore

BE IT RESOLVED, that Milwaukee County be reapportioned into 23 Supervisory Districts based upon the latest available census.

Fiscal Note:

Adoption of this resolution would result in the elimination of 2 County Board Supervisor positions in 2004. Each Supervisory District annually incurs the following approximate expenditures: Supervisor's salary, \$51,740; Administrative Secretary - Legislative Assistant salary, \$21,741 to \$26,515; employee fringe benefits and FICA costs, \$20,970 to \$22,333; and \$7,000 allocated for office expenses. The actual cost savings cannot be determined until the 2004 salaries are established for these positions but based upon current figures the savings is about \$101,451 to \$107,588 annually per district or a total from \$202,902 to \$215,176. Overall savings for the next term of office from 2004 to 2008, could reach \$1 million .

REFERRED TO THE SPECIAL COMMITTEE ON REDISTRICTING.

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

By Supervisor De Bruin, Chairperson:

From the Committee on Finance and Audit, reporting on 18 Items.

**File No. 01-219
(Journal, April 12, 2001)**

(Item 1) From the District Attorney, requesting the creation of one position of Assistant Director for the Milwaukee High Intensity Drug Trafficking Areas (HIDTA), by recommending adoption of the following:

A RESOLUTION

WHEREAS, the Federal High Intensity Drug Trafficking Areas (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, HIDTA's 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 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 12 positions dedicated to the Milwaukee HIDTA, including six Assistant District Attorneys, two Clerk Typists 3, one Accountant 3, one Administrative Assistant 2, and one Paralegal; one position of Community Support Program Coordinator was created in 2000 for Operation Ceasefire with HIDTA grant funds and the District Attorney is requesting to create one Assistant Director; and

WHEREAS, the Assistant Director will be responsible for designing and conducting internal program reviews of HIDTA initiatives, including staffing and assignments, inter-task force and inter-agency cooperation, and targets and resources allocation, as well as ensuring compliance with the Office of National Drug Control Policy and, Milwaukee HIDTA Executive Committee regulations and policies; and

WHEREAS, the Committee on Finance and Audit, at its meeting on April 5, 2001, recommended (vote 7-0) the creation of one position of Assistant Director, pay range 27DM, effective May 1, 2001, as recommended by the Department of Administration, with said position asterisked to be abolished when grant funds are no longer available to fully offset the cost of the position; and

WHEREAS, the Committee on Personnel, at its meeting on April 6, 2001, recommended (vote 7-0) that the position to be created be classified as HIDTA Coordinator, pay range 32M, as recommended by the Department of Human Resources; now, therefore,

BE IT RESOLVED, that the following position action is approved for the District Attorney's Office, effective May 1, 2001:

Org. Unit 4500- District Attorney

	<u>Title</u> <u>Code</u>	<u>Title</u>	<u>No. of</u> <u>Positions</u>	<u>Pay</u> <u>Range</u>
Create:	84190	HIDTA Coordinator	1*	32M

*This position is asterisked for abolishment if grant funding is no longer available to fully offset the cost of the position.

Fiscal Note:

Approval of this request, effective May 1, 2001, will result in increased expenditures of approximately \$48,961 for personal services and fringe benefits for the remainder of the year. This amount is completely offset with Federal grant funds for no net tax levy impact. For 2002, the full-year expenditure increase for personal services and fringe benefits as a result of this action is \$78,612. Again, this amount is completely offset with Federal grant funds for no net tax levy impact. This fiscal note was prepared by the Department of Administration.

File No. 01-220
(Journal, April 12, 2001)

(Item 2) From the Superintendent, House of Correction, requesting the creation of two additional positions of Investigator (hourly) at the House of Correction, by recommending adoption of the following:

A RESOLUTION

WHEREAS, currently, the House of Correction (HOC) utilizes four hourly positions of Investigator to conduct background checks on new hires and the HOC has found that it tends to hire in large groups which then requires multiple background checks to occur at one time and this has created a burden upon the four hourly employees who are working at a pace and volume level that is beyond what was anticipated upon their hiring; and

WHEREAS, the Investigators conduct background investigations for all prospective House of Correction officers and non-officers and background checks are also conducted on all HOC volunteers to verify the accuracy of information furnished on applications or in interviews and to evaluate applicants credentials and any criminal record, and the Investigators also investigate inmate complaints and submit written documentation of the investigation along with conducting personnel investigations involving HOC employees; and

WHEREAS, in creating two additional slots, the HOC would have six employees conducting the background checks instead of four, thereby reducing the amount of hours that the current four employees are working and increasing flexibility for HOC management, and the total number of hours and dollars provided and expended would not increase; and

WHEREAS, the 2001 Adopted Budget included 4,008 hours (1.92 FTE) and funding of \$81,667 for salaries and social security and, due to the hourly nature of the positions, they are not eligible for fringe benefits, thus there is no fiscal effect of increasing the number of slots; and

WHEREAS, the Committee on Finance and Audit, at its meeting on April 5, 2001, recommended (vote 6-0) the creation of two additional positions of Investigator (Hourly), pay range 22M, effective May 1, 2001, as recommended by the Department of Administration; and

WHEREAS, the Committee on Personnel, at its meeting on April 6, 2001, recommended (vote 7-0) that the positions to be created be classified as Investigator (Hourly), pay range 22M, as recommended by the Department of Human Resources; now, therefore,

BE IT RESOLVED, that the following position action is approved for the House of Correction, effective May 1, 2001:

Org. Unit 4300- House of Correction

	<u>Title Code</u>	<u>Title</u>	<u>No. of Positions</u>	<u>Pay Range</u>
Create:	59960	Investigator (Hourly)	2	22M

Fiscal Note:

Approval of this request to create two positions of Investigator (Hourly), effective May 1, 2001, will result in no increase in salary expenditures due to the Department's commitment to expend within its established 2001 Adopted Budget of 4,008 hours and \$81,667 in salary and social security funds. This fiscal note was prepared by the Department of Administration.

File No. 01-221
(Journal, April 12, 2001)

(Item 3) From Superintendent, House of Correction, requesting the abolishment of one vacant position of Correction Officer 1 and

the creation of one position of Correction Officer 1 (Stationary Engineer), by recommending adoption of the following:

A RESOLUTION

WHEREAS, the House of Correction (HOC) is equipped with a boiler plant that is required to be operated 24 hours a day seven days a week and requires a Correction Officer 1 Stationary Engineer on site at all times and, currently, there is a staff of five Correction Officer 1 Stationary Engineers to operate and monitor the boiler; and

WHEREAS, in order to become a Correction Officer 1 Stationary Engineer, special licenses, including a high pressure license, and skills are required which prevents the HOC management from drawing upon existing Correction Officers to cover shift relief for the boiler operators and this, in turn, has led to staffing challenges including back-to-back shifts of 12-16 hour shifts and rotating shifts, especially during times of vacations and holiday time off; and

WHEREAS, adding one position of Correction Officer 1 Stationary Engineer would increase the shift relief factor from the current 4.9 to 5.2 which would make it consistent with the shift relief factor that is in operation in the Milwaukee County Sheriff's Department and the additional staff member would also give HOC management the flexibility needed for the boiler operation; and

WHEREAS, the Committee on Finance and Audit, at its meeting on April 5, 2001, recommended (vote 7-0) the abolishment of one position of Correction Officer 1 and the creation of one position of Correction Officer 1 Stationary Engineer, pay range 16Z, effective May 1, 2001, as recommended by the Department of Administration; and

WHEREAS, the Committee on Personnel, at its meeting on April 6, 2001, recommended (vote 7-0) that the position to be created be classified as Correction Officer 1 Stationary Engineer, pay range 16Z, as recommended by the Department of Human Resources; now, therefore,

BE IT RESOLVED, that the following position actions are approved for the House of Correction, effective May 1, 2001:

Org. Unit 4300- House of Correction

	<u>Title Code</u>	<u>Title</u>	<u>No. of Positions</u>	<u>Pay Range</u>
Create:	58690	Correction Officer 1 Stationary Engineer	1	16Z

April 12)

500

(2001

Abolish: 58500 Correction Officer 1 1 14Z

Fiscal Note:

Approval of this request to create one position of Correction Officer 1 Stationary Engineer and abolish one position of Correction Officer 1 may result in an increase in expenditures. The 2001 Adopted Budget funded the Correction Officer 1 at the first step of pay range 14Z or at \$28,412. If the HOC places the new employee at either the first or second step of pay range 16Z, there will be no increase in expenditures. Placement at the third through ninth step would result in expenditure increases in salary dollars ranging from \$867 to \$6,595.

It is expected that the HOC will reserve funds to provide for the additional costs of the position if it is placed at the top steps. The Department of Administration will monitor this to help ensure that it occurs. It should also be noted that the 2001 Adopted Budget includes language that requires all departments and divisions to operate within their Personal Services expenditure budgets. The Budget also requires that, if at any time, the Director of a County department or division has reason to know, believe or anticipate that a Personal Services deficit will occur in that department or division, he or she will submit a written report to the County Executive, County Board and Department of Administration-Fiscal Affairs Division.

This fiscal note was prepared by the Department of Administration.

File No. 01-214
(Journal, March 15, 2001)

(Item 4) From the Director, County Health Related Programs, requesting the abolishment of one RN-Emergency Medical Services position and the creation of one Paramedic Trainer/Paramedic position, by recommending adoption of the following:

A RESOLUTION

WHEREAS, the Director, Division of County Health Related Programs, has requested the abolishment of one position of RN-Emergency Medical Services and creation of one position of Paramedic Trainer/Paramedic, effective May 1, 2001, in response to

programmatic changes that have occurred within the Emergency Medical Services Program within the past two years; and

WHEREAS, in 1997, the Emergency Medical Services (EMS) Program of the Division of County Health Related Programs initiated a pilot program with the North Shore Fire Department in which trained and licensed paramedics were placed on Basic Life Support service; and

WHEREAS, as a result of the success of this pilot, and in response to requests from other municipalities, the Division established the Paramedic First Response Program (PRF) in 1999, which provided all County municipalities the opportunity to contract with the County to implement Paramedic First Response services in their community; and

WHEREAS, according to the Division, the implementation of the PRF has doubled the number of paramedic students who receive training from the County; and

WHEREAS, the Division's Training Center has received designation by the American Heart Association as Training Center, which has also led to increased training opportunities and responsibilities; and

WHEREAS, one byproduct of these developments is a vastly increased need for accurate tracking, monitoring and evaluation of students and active paramedics in the field; and

WHEREAS, the Division currently has seven Registered Nurse EMS Instructor positions and 57 Paramedic Trainers who are paid on an hourly basis, and one of the RN instructor positions currently is vacant; and

WHEREAS, in evaluating this position and the needs of the EMS Program, the Program Director determined that classroom instruction needs were being met with the existing staff of six RN instructors, but additional field instruction and clinical supervision were badly needed; and

WHEREAS, it was further determined that a Registered Nurse was not required to meet these field instruction and clinical supervision needs, but that a full-time Paramedic Trainer/Paramedic could handle these responsibilities at a lower cost to the County; and

WHEREAS, the Committee on Finance and Audit, at its meeting on April 5, 2001, recommended (vote 7-0) the abolishment of one

position of RN-Emergency Medical Services and the creation of one position of Paramedic Trainer/Paramedic, pay range 16, effective May 1, 2001, as recommended by County Board Staff; and

WHEREAS, the Committee on Personnel, at its meeting on April 6, 2001, recommended (vote 7-0) that the position to be created be classified as Paramedic Trainer/Paramedic, pay range 16, as recommended by the Department of Human Resources; now, therefore,

BE IT RESOLVED, that the following position actions are approved for the Division of County Health Related Programs:

Org. Unit 7200 - Division of County Health Related Programs

	<u>Title Code</u>	<u>Title</u>	<u>No. of Positions</u>	<u>Pay Range</u>
Abolish:	44940	RN-Emergency Medical Services	1	27MN
Create:	54800	Paramedic Trainer/Paramedic	1	16

Fiscal Note:

Abolishment of the position of RN-Emergency Medical Services, effective May 1, 2001, would result in a decrease in salary expenditures of approximately \$29,296 and a decrease in fringe benefits of approximately \$8,361 for a total decrease in expenditures of approximately \$37,657 for the remainder of 2001. In 2002, salary expenditure savings would be approximately \$45,484 and fringe benefit savings would be approximately \$12,981 for a total decrease in expenditures of \$58,465 in 2002. Creation of the position of Paramedic Trainer/Paramedic, effective May 1, 2001, would result in an increase in salary expenditures of approximately \$20,374 and an increase in fringe benefit expenditures of approximately \$5,815 for a total increase in expenditures of approximately \$26,189 for the remainder of 2001. In 2002, increased salary expenditures would total approximately \$31,632 and increased fringe benefit expenditures would total approximately \$9,028 for a total increased expenditure of \$40,660. **As a result, there would be a total net saving to the County of approximately \$11,468 in 2001 and \$17,805 in 2002** as a result of the approval of the request from the Director, County Health Related

Programs. This fiscal note was prepared by the County Board Fiscal and Budget Analyst.

File No. 01-251
(Journal, April 12, 2001)

(Item 5) From Administrator, Mental Health Division, requesting the creation of two positions of Administrative Coordinator, one position of Integrated Services Coordinator and one position of Clerk 3 Data Entry in the Service Access to Independent Living (SAIL) area of the Community Service Branch in the Mental Health Division, by recommending adoption of the following:

A RESOLUTION

WHEREAS, the Administrator of the Mental Health Division (MHD) has requested the creation of two positions of Administrative Coordinator, one position of Integrated Services Coordinator and one position of Clerk 3 Data Entry; and

WHEREAS, the Mental Health Division is continuing to participate, as one of four sites statewide, in the State's Behavioral Managed Care Demonstration Project, with the overall aim of exploring ways in which county mental health programs can improve the quality and effectiveness of care while reducing the cost of providing care; and

WHEREAS, the Behavioral Managed Care Demonstration Project is being administered in Milwaukee County by MHD's Service Access to Independent Living (SAIL) unit; and

WHEREAS, implementation of a managed care system represents a major change from MHD's traditional manner of operation, involving the development of individual plans of care for each consumer who elects to enroll, requiring that all services receive prior authorization, and conducting on-going monitoring in order to collect and report the data required to measure program outcomes; and

WHEREAS, in addition to administration of the Behavioral Managed Care Demonstration Project, SAIL remains the gatekeeper for entry into MHD's existing community based service system; and

WHEREAS, with reduced emphasis (both nationally and locally) on institutionalization of persons with mental illness, the volume and complexity of work performed by SAIL has grown substantially; and

WHEREAS, the Committee on Finance and Audit, at its meeting on April 5, 2001, recommended (vote 7-0) the creation of one position of Clerk 3 Data Entry, pay range 09, two positions of Administrative Coordinator (Mental Health), pay range 27M, and one position of Integrated Services Coordinator, pay range 31M, effective April 15, 2001, as recommended by the Department of Administration; and

WHEREAS, the Committee on Personnel, at its meeting on April 6, 2001, recommended (vote 7-0) that the positions to be created be classified as Clerk 3 Data Entry, pay range 09, Administrative Coordinator (MH), pay range 27M, and Integrated Services Coordinator, pay range 31M, as recommended by the Department of Human Resources; now, therefore,

BE IT RESOLVED, that the following position actions are approved for the DHS Mental Health Division, effective, April 15, 2001:

Org. Unit 6300 - DHS Mental Health Division

	<u>Title Code</u>	<u>Title</u>	<u>No. of Positions</u>	<u>Pay Range</u>
Create:	00370	Clerk 3 Data Entry	1	09
	45130	Administrative Coordinator (MH)	2	27M
	57760	Integrated Services Coordinator	1	31M

Fiscal Note:

The fiscal effect of creating one position of Clerk 3 Data Entry is \$17,596 for personal services for the remainder of 2001 and \$28,540 for 2002. The fiscal effect of creating two positions of Administrative Coordinator is \$61,538 for personal services for the remainder of 2001 and \$101,766 for 2002. The fiscal effect of creating one position of Integrated Services Coordinator is \$36,715 for personal services for the remainder of 2001 and \$60,915 for 2002. Combined, the total fiscal effect of creating the requested positions equals \$115,849 in 2001 and \$191,221 for 2002. Fringe benefit costs for these positions total \$26,152 in 2001 and \$50,697 in 2002. The total cost for these position actions, including personal services and fringe benefits, is \$142,001 for the remainder of 2001 and \$241,918 in 2002. The 2001 Adopted Budget for the SAIL unit contains

\$189,988 in Personal Services which was included in anticipation of funding the requested positions. This fiscal note was prepared by the Department of Administration.

File No. 01-250
(Journal, April 12, 2001)

(Item 6) From Director of Parks, Recreation and Culture, requesting creation of 47 positions of Park Maintenance Worker In Charge and abolishment of 47 positions of Park Maintenance Worker 2 on an attrition basis; in addition, requesting creation of one position of Park Operations Analyst 2 and abolishment of 12,602 hours of Park Unit Coordinator 2 (Seasonal), by recommending adoption of the following:

A RESOLUTION

WHEREAS, the 1991 adopted budget for the Parks Department included abolishment of Laborer, Equipment Operator, Custodial Worker and Park Supervisor positions to consolidate responsibilities within the Park Maintenance Worker classification; and

WHEREAS, since 1991, the Department has utilized Park Maintenance Worker 2 positions in a supervisory capacity during the summer by temporarily appointing them to Park Unit Coordinator 2 (Seasonal) and Park Unit Coordinator 2 (Golf - Seasonal) positions, resulting in the temporary appointment of Park Worker 3's to Park Maintenance Worker 2; and

WHEREAS, the shifting of positions at this peak time of the year has resulted in ongoing problems in the day-to-day operation of the Parks Department and has removed the Parks' most experienced employees from the workforce and placed them in seasonal management positions; and

WHEREAS, the Park Maintenance Worker In Charge classification will give the Parks Department the ability utilize the positions as both Park Maintenance Worker and working supervisor, enhancing the service provided to the public and ensuring continuity of workflow; and

WHEREAS, it is anticipated creation of the Park Maintenance Worker In Charge positions will improve customer service by stabilizing the workforce during the peak summer season and minimizing the loss of experienced and knowledgeable workers in the transitional spring and fall periods; and

WHEREAS, the creation of the Park Worker In Charge classification will also eliminate the need for multiple temporary appointments, protect represented employees' seniority status by ensuring uninterrupted bargaining unit status, and remove the responsibility of initiating disciplinary actions against other bargaining unit employees; and

WHEREAS, further operating efficiencies include improved employee safety in the Parks through daily leadership and enforcement of safety rules and practices, and development of a more natural career ladder for upward mobility similar to the Airport Maintenance Worker and Highway Maintenance Worker career ladders; and

WHEREAS, the creation of one position of Park Operations Analyst 2 will provide additional support in the field for the increasingly technical duties associated with the Advantage accounting system and assistance in monitoring billings, cash reports and the Parks Department's internal revenue tracking system; and

WHEREAS, the Park Operations Analyst 2 will also assist in providing proper time and cost recording to develop more reliable cost data for programmatic reporting as reported to the Finance and Audit Committee by the Parks Department in March, 2000; and

WHEREAS, the cost of the requested positions of Park Maintenance Worker In Charge and Park Operations Analyst 2 will be offset by the abolishment of Park Maintenance Worker 2 positions and seasonal hours of Park Unit Coordinator 2; and

WHEREAS, it is anticipated the Park Maintenance Worker In Charge positions will be filled only at the time positions of Park Maintenance Worker 2 become vacant and are abolished; and

WHEREAS, the need to provide a stable workforce during the peak summer season is addressed through the creation of working supervisors as requested in the classification of Park Maintenance Worker In Charge; the Park Maintenance Worker In Charge will provide enhanced service to the public, ensure continuity of workflow, eliminate the need for multiple temporary appointments and protect represented employees' seniority status by maintaining uninterrupted bargaining unit status; and

WHEREAS, the Committee on Finance and Audit, at its meeting on April 5, 2001, recommended (vote 7-0) the creation of 47 positions of Park Maintenance Worker In Charge, pay range 18Z, and one position of Park Operations Analyst 2, pay range 22M,

effective May 1, 2001, as recommended by the Department of Administration, which creations will be offset by the abolishment of 47 positions of Park Maintenance Worker 2 and 12,602 hours of Park Unit Coordinator 2 (Seasonal); further, the Park Maintenance Worker 2 positions are to be abolished at the time they are vacated and the Park Maintenance Worker In Charge positions are filled; and

WHEREAS, the Committee on Personnel, at its meeting on April 6, 2001, recommended (vote 7-0) that the positions to be created be classified as Park Maintenance Worker 2 (In-charge), pay range 18Z, and Park Operations Analyst 2, pay range 22M, as recommended by the Department of Human Resources; now, therefore,

BE IT RESOLVED, that 47 positions of Park Maintenance Worker 2 (In-charge) and one position of Park Operations Analyst 2 are hereby created, effective May 1, 2001; these creations will be offset by the abolishment of 47 positions of Park Maintenance Worker 2 and 12,602 hours of Park Unit Coordinator 2 (Seasonal); and

BE IT FURTHER RESOLVED, that the positions of Park Maintenance Worker 2 be abolished at the time they are vacated and the Park Maintenance Worker 2 (In-charge) positions are filled.

Org. Unit 9000 - Department of Parks, Recreation and Culture.

	<u>Title Code</u>	<u>Title</u>	<u>No. of Positions</u>	<u>Pay Range</u>
Create:	40120	Park Maintenance Worker 2 (In-charge)	47	18Z
	40400	Park Operations Analyst 2	1	22M
Abolish:	40430	Park Maintenance Worker 2	47	13P
	40220	Park Unit Coordinator 2 (Seasonal)	12,602 hrs.	24M

Fiscal Note:

Creation of 47 positions of Park Maintenance Worker 2 (In-charge) and one position of Park Operations Analyst 2 will result in a 2001 cost of \$1,283,883, offset by a savings of \$1,293,667 from the abolishment of 47 positions of Park Maintenance Worker 2 and 12,602 hours of Park Unit

Coordinator 2 (Seasonal), for a net tax levy savings of \$9,784. The 2002 fiscal effect of these position actions results in a net tax levy savings of \$14,329. This fiscal note was prepared by the Department of Administration.

File No. 01-1
(Journal, December 21, 2000)

(Item 7)

WHEREAS, department requests for transfers within their own accounts have been received by the Department of Administration, Fiscal Affairs, and the Director finds that the best interests of Milwaukee County will be served by allowance of such transfers;

THEREFORE, BE IT RESOLVED, that the Director, Department of Administration, is hereby authorized to make the following transfers in the 2001 appropriations of the respective listed departments:

	<u>From</u>	<u>To</u>
1) 2000 Combined Court Related Operations		
6148 Professional Services Recurring Operations		\$13,654
2699 Other Federal Grants and Reimbursements	\$13,654	

Transfer of \$13,654 is requested by the Clerk of Circuit Court to establish expenditure and revenue authority for unused grant monies associated with the Permanency Plan Review Project, an initiative designed to move children to permanency faster through collaboration between child welfare agencies and the court.

The Milwaukee Permanency Project has been developed through the award of a three-year \$511,200 grant from the U.S. Department of Health and Human Services. The program has three objectives: first, to facilitate collaboration between child welfare agencies and the court; second, to reduce the amount of time between initial agency involvement with the family, reunification, the execution of a termination of parental rights (TPR) where appropriate, and the finalization of an adoption; and third, to implement mediation and other forms of alternative dispute resolution to expedite the resolution of Children in Need of Protection or Services (CHIPS) cases.

To conform to State Statutes, Section 59.60 (11), the carryover procedure was revised in 1995 for ongoing grant or revenue supported programs which bridge the previous and current fiscal years where expenditures have not been encumbered. Because carryover of operating funds is not allowed, an appropriation transfer to recognize program expenditures and revenues of \$13,654 not spent in 2000 is required for the Permanency Plan Review.

This fund transfer establishes \$13,654 of expenditure authority to pay professional and contractual expenses, which are completely offset with Federal grant revenue, for a zero net tax levy impact.

TRANSFER APPROVED BY COUNTY EXECUTIVE 03-30-01.

TRANSFER APPROVED BY FINANCE AND AUDIT COMMITTEE 04-05-01 (VOTE 6-0).

	<u>From</u>	<u>To</u>
2) <u>2000 Combined Court Related Operations</u>		
6809 Conference Expenses		\$1,111
6999 Sundry Services		3,000
2699 Other Federal Grants and Reimbursements	\$3,700	
7910 Office Supplies	411	

Transfer of \$4,111 is requested by the Clerk of Circuit Court/Court Services Director to recognize Local Law Enforcement Block Grant expenditures and revenues that were not encumbered or realized in 2000.

To conform to State Statutes, Section 59.60(11), the carryover procedure was revised in 1995 for ongoing grant or revenue supported programs which bridge the previous and current fiscal years where expenditures have not been encumbered. Because carryover of operating funds is not allowed, an appropriation transfer to recognize program expenditures and revenues of \$4,111 from the Local Law Enforcement Block Grant not spent in 2000 is required to purchase surveillance equipment for various park facilities. Of the total amount of \$42,111 for this purpose, \$38,000 has been encumbered, offset by \$34,200 in Block Grant revenue carried over from 2000 to 2001. The balance of \$3,700 in Block Grant expenditures and revenues is included in this appropriation transfer. In addition, a 10% match is required by the Federal grant and this funding of \$411 is available in the Combined Court Related Operations Supply account and is included in this appropriation transfer.

This transfer recognizes receipt of \$3,700 from the Local Law Enforcement Block Grant and surplus Office Supplies funds of \$411 and increases expenditure authority by the same amount to provide for Education and Maintenance for the Video Conferencing Project in the office of the Clerk of Circuit Court.

TRANSFER APPROVED BY COUNTY EXECUTIVE 03-30-01.

TRANSFER APPROVED BY FINANCE AND AUDIT COMMITTEE 04-05-01 (VOTE 6-0).

3) <u>2000 Combined Court Related Operations</u>		
6090 Charges from State and Other County Institutions		\$178,908
6148 Professional Services Recurring Operations		133,328
6803 Auto Allowance		12,488
6999 Sundry Services		59,606
7910 Office Supplies		8,454
7973 Minor Office Equipment		21,092
8557 Computer Equipment New		24,891
9707 Sheriff Services		65,080
2699 Other Federal Grants and Reimbursements	\$503,847	

Transfer of \$503,847 is requested by the Clerk of Circuit Court/Court Services Director to establish expenditure and revenue authority for unused grant monies associated with the Domestic Violence Judicial Oversight Demonstration Initiative.

County Board Resolution 99-268, adopted April 22, 1999, authorized the Chief Judge and Clerk of Circuit Court to seek funding from the National Institute of Justice Violence Against Women Grants Office for the purpose of obtaining a Judicial Oversight Demonstration Initiative award. The purpose of the grant is to develop and implement better procedures for domestic violence cases in Milwaukee County. The grant was awarded October 1, 1999. This is an annual grant with awards anticipated for four additional years. There are no local matching funds required to receive these Federal funds.

To conform to State Statutes, Section 59.60 (11), the carryover procedure was revised in 1995 for ongoing grant or revenue supported programs which bridge the previous and current fiscal years where expenditures have not been encumbered. Because carryover of operating funds is not

allowed, an appropriation transfer to recognize program expenditures and revenues of \$503,847 not spent in 2000 is required for the Domestic Violence Judicial Oversight grant.

This fund transfer establishes \$503,847 of expenditure authority for professional services, auto allowance, rent, technical support, supplies, capital and anticipated crosscharges from the Sheriff's Department which are completely offset with Federal grant revenue, for a zero net tax levy impact.

TRANSFER APPROVED BY COUNTY EXECUTIVE 03-30-01.
 TRANSFER APPROVED BY FINANCE AND AUDIT COMMITTEE 04-05-01 (VOTE 6-0).

	<u>From</u>	<u>To</u>
4) <u>5040 Department of Public Works - Airport</u>		
6148 Professional Services Recurring Operations		\$299,510
4995 Undistributed Revenue	\$299,510	
<u>WA009011 GMIA Concession Mall Renovations</u>		
4707 Contribution from Reserves		132,000
6146 Professional Services Capital/Major Maintenance	112,000	
9706 Professional Service Division Services	20,000	

Transfer of \$299,510 is requested by the Director of the Department of Public Works (DPW) to provide funding for a concession consulting contract with Unison-Maximus, Inc., at General Mitchell International Airport (GMIA).

On December 18, 1997, the County Board adopted Resolution No. 97-811 authorizing the Airport Director to enter into a professional service agreement with Leigh Fisher Associates for Airport consulting services at GMIA to redesign the retail concession operation at the Airport. Phase I of the two-phase contract was completed by Leigh Fisher Associates in August 1998. On January 5, 2000, Airport staff, with the assistance of Leigh Fisher Associates, presented a report to the Committee on Transportation, Public Works and Transit on the development of a new concession program, including a recommendation for the types of stores and a floor plan. However, none of the recommendations or concepts presented were approved because of the unspecified level of Disadvantaged Business Enterprise (DBE) participation for the concession mall.

Phase II of the Leigh Fisher contract was to provide assistance in the development of a Request For Proposal (RFP) package for the concession mall; assistance in the development of a list of qualified proposers and evaluation of proposals received for the concession mall; assistance in written and oral presentation of the recommended proposers to the Milwaukee County Board of Supervisors, if required; and participation in the preparation and drafting of concession agreements, including meeting with successful proposers, problem solving and concession coordination efforts between new and existing concessionaires.

Phase II of the contract, although partially funded, was not completed because significant delays in the retail concession program at GMIA were encountered due to the United States Department of Transportation (DOT) time-consuming development of new Concession Disadvantaged Business Enterprises participation guidelines in accordance with court decisions. According to the September 8, 2000 Federal Register, final comments on the Supplemental Notice of Proposed Rule Making were due by October 23, 2000, with the final rule to be issued in approximately January 2001. Among other things, the new rule was to establish a new goal setting methodology and personal net worth limitations for DBE participation in concessions at airports. Because the Airport's concession program involved a sweeping redevelopment of the entire retail portion of the concession mall, the Federal Aviation Administration (FAA) recommended to the County that RFPs not be taken until after the rule was issued and the County had adopted new goals.

Due to the lengthy delay in issuing the new concession rule, Airport staff recommends Milwaukee County proceed with Phase II of the concession mall project. Unfortunately, three of the five people that were contracted with to work on the consulting project, including the project manager, are no

longer with Leigh Fischer, resulting in a significant loss of background knowledge and expertise. Airport staff recommends that Milwaukee County enter into a contract with Unison-Maximus, Inc., the consultant that came in second in the consultant selection process. Unison-Maximus, Inc., has agreed to perform all the tasks of the Phase II scope of services of the Leigh Fisher contract, in addition to theme development, DBE development and outreach and tenant design review.

On March 28, 2001, the Committee on Transportation, Public Works and Transit approved the Airport staff's recommendation for Milwaukee County to enter into a contract with Unison-Maximus, Inc., to complete the concession planning and development work for GMIA.

The 2001 Capital Budget provided an appropriation of \$132,000 from the Airport Capital Improvement Reserve for project WA009 GMIA - Concession Mall Renovation for planning and design of the GMIA concession mall. This project involved planning for complete renovation of the mall area and the eventual selection of new concessionaires.

Funds to cover the \$299,510 consulting contract with Unison-Maximus, Inc., for retail concession development consulting services will be provided from over-recovered Airport revenue funds. The 2001 Capital Budget of \$132,000 for project WA009 GMIA - Concession Mall Renovation for basic planning and design from the Airport Reserve will be eliminated and the entire contract will be appropriated in the Airport professional services operating account, fully offset with over-recovered Airport revenue.

Approval of this transfer request will not increase tax levy.

TRANSFER APPROVED BY COUNTY EXECUTIVE 03-30-01.
TRANSFER APPROVED BY FINANCE AND AUDIT COMMITTEE 04-05-01 (VOTE 6-0).

	<u>From</u>	<u>To</u>
5) <u>WO858044 Fleet Equipment Acquisition</u>		
8554 Vehicles-Replacement		\$59,806
2299 Other State Grants and Reimbursements	\$46,308	
4905 Sale of Capital Assets	13,498	

Transfer of \$59,806 in expenditures and revenues is requested by the Department of Public Works for capital project WO858 - Fleet Equipment Acquisition.

The transfer would enable the Fleet Division to replace two Model 1998 Ford Explorers titled to the Sheriff's Department with two Model 2000, four-wheel drive, four-door Tahoes. The appropriation would be offset by \$46,308 in State revenue from the State of Wisconsin Enhanced Patrol Grant and \$13,498 in revenue received from Ewald Chevrolet for the trade-in value of the two Ford Explorers.

This transfer has no net tax levy effect.

TRANSFER APPROVED BY COUNTY EXECUTIVE 03-30-01.
TRANSFER APPROVED BY FINANCE AND AUDIT COMMITTEE 04-05-01 (VOTE 6-0).

6) <u>8000 Department of Human Services</u>		
6409 Printing and Stationery		\$7,000
6149 Professional Service Nonrecurring Operational		4,000
7977 Minor Data Processing Equipment		30,960
7979 Minor Other Equipment		3,000
8124 Miscellaneous Service Charges		83,711
8551 Machinery & Equipment Replace		11,700
2299 Other State Grants and Reimbursements	\$140,371	

Transfer of \$140,371 is requested by the Director of the Department of Human Services (DHS) to align the Delinquency and Court Services Division 2001 Adopted Budget for the First Time Juvenile Offender Program (FTJOP) to the State/County contract supplement for the Early Intervention Program.

Per State Statutes, the State Department of Corrections is permitted to carry forward any unspent Youth Aids from one calendar year to the next two calendar years. These funds are then awarded to counties with persistently high rates of juvenile arrests for serious offenses. Due to the uncertain nature of these funds from year-to-year, DHS does not budget this revenue, instead viewing it as a one-time revenue source. This funding is utilized within DHS to supplement funding for the First Time Juvenile Offender Program, which provides services including mentoring, tutoring, and anger management training to youths selected by the District Attorney's office for diversion into the FTJOP.

This transfer represents an expenditure increase of \$140,371, of which \$83,711 will be used to finance the Early Intervention Tracking program with three community agencies, providing funding for staff salaries, computer hardware and software, and technical assistance. The remaining balance of \$56,660 consists of expenditures within DHS, including \$4,000 for training, \$7,000 for printing, \$30,960 for computer equipment, and \$14,700 in other support costs.

This expenditure increase is 100% offset by a net increase in revenue of \$140,371 consisting of an increase of \$154,220 in Early Intervention funds and a decrease of \$13,849 in the Youth Aids Community Intervention portion of the 2001 State/County contract.

Approval of this appropriation transfer request results in a zero tax levy impact.

TRANSFER APPROVED BY COUNTY EXECUTIVE 03-30-01.

TRANSFER APPROVED BY FINANCE AND AUDIT COMMITTEE 04-05-01 (VOTE 6-0).

	<u>From</u>	<u>To</u>
7) <u>9910 University Extension Service</u>		
7300 Food & Provisions		\$1,000
4999 Other Miscellaneous Revenues	\$1,000	

Transfer of \$1,000 is requested by the Assistant Director, University Extension Service to increase expenditure and revenue appropriations to recognize a donation from M&I Bank to assist in supporting programs relating to grandparents.

The University of Wisconsin Extension, in the Family Living program area, provides classes for grandparents to identify issues they are faced with and help them cope with those issues. To help in the recruitment process for the grandparent classes, lunch is served at the all day workshops. The donation from M&I will be used to offset the cost for providing lunches at the workshops.

This fund transfer recognizes the receipt of revenue from M&I Bank and increases expenditure authority for the University Extension Service by the same amount to cover the costs associated with programs relating to grandparents, for a zero net tax levy impact.

TRANSFER APPROVED BY COUNTY EXECUTIVE 03-30-01.

TRANSFER APPROVED BY FINANCE AND AUDIT COMMITTEE 04-05-01 (VOTE 6-0).

8) <u>9910 University Extension Service</u>		
6999 Sundry Service		\$2,000
4999 Other Miscellaneous Revenues	\$2,000	

The Fleet Maintenance Division currently has an air compressor that has become inoperable, which performs a critical function in the maintenance of Fleet vehicles. The estimate to repair the air compressor is \$2,675 and would be covered by a six-month warranty. The existing air compressor is approximately 30 years old and if another component of the air compressor breaks down, Fleet management believes the total repair costs would be greater than the cost of a new air compressor. Fleet Maintenance management has determined that a new air compressor, which would be covered by a 12-month warranty, can be purchased for a cost between \$3,500 and \$4,000.

Fleet Maintenance management recommends purchasing a replacement air compressor for \$4,000, instead of repairing the existing air compressor at a cost of \$2,675.

Sufficient funds to cover the \$4,000 expenditure are available in Building and Roadway Materials within the DPW - Fleet Maintenance Division.

Approval of this transfer request will not increase tax levy.

TRANSFER APPROVED BY COUNTY EXECUTIVE 03-30-01.

TRANSFER APPROVED BY FINANCE AND AUDIT COMMITTEE 04-05-01 (VOTE 6-0).

File No. 01-234
(Journal, April 12, 2001)

(Item 9) From the County Executive, appointing Dr. Pablo M. Pedraza to the Federated Library System Board to a term expiring December 31, 2003. Dr. Pedraza is replacing Senator Brian Burke, by recommending confirmation of the said appointment.

File No. 01-213
(Journal, March 15, 2001)

(Item 10) From the District Attorney, requesting authorization to participate in the Federal Forfeiture Program and to establish an account in a public depository for forfeited funds, by recommending adoption of the following:

A RESOLUTION/ORDINANCE

WHEREAS, the District Attorney's office is requesting permission to participate in the United States Department of Justice Forfeiture Program and, pursuant to Section 66.042(6), Wisconsin Statutes, and Section 15.18 of the General Ordinances of Milwaukee County, to deposit forfeited funds in a public depository; and

WHEREAS, federal law provides that the Attorney General may share federally-forfeited property with participating state and local law enforcement agencies; and

WHEREAS, federal law also permits a state or local law enforcement agency that receives federal forfeiture proceeds to

transfer or "pass-through" a portion of the funds to another law enforcement agency that participated in the forfeiture; and

WHEREAS, the Milwaukee Metropolitan Drug Enforcement Group (MMDEG) Supervisory Commission voted on February 6, 2001 to pass-through \$30,000 in forfeited funds from a major MMDEG investigation to the District Attorney's office; and

WHEREAS, in the past, the District Attorney's office has not participated directly in the Justice Forfeiture Program; and

WHEREAS, federal law requires that forfeiture proceeds must be deposited into a separate revenue account that is used solely for federal shared assets and that any interest income generated by the fund must also be deposited in the fund; and

WHEREAS, forfeiture proceeds must be used to increase or supplement, not replace or supplant, the resources of the receiving law enforcement agency; and

WHEREAS, forfeited funds deposited in the District Attorney account will be used for such permissible uses as law enforcement training, operations, facilities and equipment in accordance with federal regulations; and

WHEREAS, the Committee on Judiciary, Safety and General Services, at its meeting on March 29, 2001, voted 6-0 to approve the District Attorney's request; and

WHEREAS, the Committee on Finance and Audit, at its meeting of April 5, 2001, voted 7 to 0 to approve the District Attorney's request; now, therefore,

BE IT RESOLVED, that the District Attorney's office is hereby authorized and directed to participate in the United States Department of Justice Forfeiture Program; and

BE IT FURTHER RESOLVED, that the Milwaukee County Board of Supervisors does hereby adopt the following ordinance authorizing the District Attorney's office to deposit forfeited funds in a public depository and authorizing the District Attorney, or his designee, to sign bank checks for withdrawal of money from the forfeiture account for law enforcement purposes in accordance with federal regulations:

AN ORDINANCE

To amend Section 15.18(7) of the General Ordinances of Milwaukee County relating to disbursements by other

than the county treasurer of other than department imprest funds

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

SECTION 1. Section 15.18(7) of the General Ordinances of Milwaukee County, as amended to and including April 11, 2001, is amended to read as follows:

15.18. Disbursements by other than the county treasurer of other than department imprest funds.

<i>Department and Account</i>	<i>Checks Signed By</i>
(7) District attorney - <u>federal forfeited property program, asset forfeiture revenue</u>	District Attorney or designee(s)
(a) Metropolitan drug enforcement attorney or designee(e) (federal forfeited property program, asset forfeiture revenue)	<u>District</u>
(b) Metropolitan drug enforcement attorney or designee(e) (anti drug enforcement tax stamp revenue)	<u>District</u>
(c) Metropolitan drug enforcement attorney or designee(e) confidential funds expenditure	<u>District</u>

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

Fiscal Note:

The adoption of this Resolution/Ordinance will have no tax levy impact.

File No. 01-249
(Journal, April 12, 2001)

(Item 11) From Director of County Health Related Programs, submitting a recommendation from the Health Care Policy Task Force regarding the proposed expansion of the General Assistance

Medical Program (GAMP) and State of Wisconsin Intergovernmental Transfer Program (ITP) with the anticipated increase in federal funds being allocated to the expansion of urgent care and same day services, by recommending adoption of the following:

A RESOLUTION

WHEREAS, in 1997 the County Board of Supervisors authorized the creation of the Health Care Policy Task Force (HCPTF) to address the development, implementation and coordination of a primary care service delivery system to clients of the General Assistance Medical Program (File 97-90); and

WHEREAS, the HCPTF has continued to meet to discuss and issue recommendations regarding the direction and services of medical care for the indigent and uninsured to the County and services as a public venue for discussing community needs and coordination; and

WHEREAS, the HCPTF met on March 16, 2001 to review the status of the General Assistance Medical Program and, during the discussion, three major issues arose regarding the provision of urgent care and same day services, the expenditures of GAMP and the total volume of uncompensated care provided by area hospitals and the status of the Intergovernmental Transfer Program (ITP) and the interest in expanding the ITP to enhance or develop urgent care services; and

WHEREAS, area clinics and hospitals are concerned with lack of urgent care services within the community and the fact that any expansion of GAMP to provide for that service would result in a decrease in allocations to other providers; and

WHEREAS, with the closure of Northwest General Hospital (NWGH), three hospitals within that area have seen an increase in the number of patients seeking "walk-in" type services from the hospital emergency rooms (St. Michael's, St. Joseph's and Sinai Samaritan), which have impacted these hospital ER waiting rooms; and

WHEREAS, the cost of ER usage as a source of non-emergency care is costly to the hospitals and to area providers and can result in a serious diversion of resources, possibly resulting in a closure of the emergency room and the diversion of ambulances; and

WHEREAS, community clinics are at or near capacity with their walk-in services and expansion of physical facilities and services cannot be addressed through the General Assistance Medical Program; and

Transfer of \$2,000 is requested by the Assistant Director, University Extension Service to increase expenditure and revenue appropriations to recognize receipt of grant funding from the Wisconsin Department of Natural Resources (WDNR) for their support in the Horticulture Industry Clean Sweep Program.

On June 17, 1999, the County Board of Supervisors authorized the Director, University of Wisconsin Extension to seek and accept \$22,000 in grant funding from the Wisconsin Department of Agriculture, Trade and Consumer Protection for support of a Horticulture Industry Clean Sweep Program. The Horticulture Division taught techniques to businesses for safe and appropriate use of pesticides and proper disposal of pesticide wastes. As part of the program, the University of Wisconsin Extension provided educational training for the WDNR. In return for the training, the WDNR reimbursed Milwaukee County \$2,000 for the cost of the disposal of chemicals collected in Milwaukee County.

This fund transfer recognizes the receipt of revenue from the Wisconsin Department of Natural Resources and increases expenditure authority of the University Extension Service by the same amount to cover the costs associated with disposal of chemicals collected in Milwaukee County as part of the Horticulture Industry Clean Sweep Program.

TRANSFER APPROVED BY COUNTY EXECUTIVE 03-30-01.

TRANSFER APPROVED BY FINANCE AND AUDIT COMMITTEE 04-05-01 (VOTE 6-0).

2001 CONTINGENCY APPROPRIATION SUMMARY

2001 Unallocated Contingency Appropriation Budget	\$ 5,500,000
Approved Transfers from Budget through April 12, 2001	
Unallocated Contingency Balance 04/12/2001	<u>\$ 5,500,000</u>
Transfers Recommended by Finance & Audit Committee 04/12/2001	
Total Transfers Recommended by Finance & Audit Committee	<u>\$ 0</u>
Net Balance	<u>\$ 5,500,000</u>

File No. 01-1
(Journal, December 21, 2000)

(Item 8)

WHEREAS, department requests for transfers within their own accounts have been received by the Department of Administration, Fiscal Affairs, and the Director finds that the best interests of Milwaukee County will be served by allowance of such transfers;

THEREFORE, BE IT RESOLVED, that the Director, Department of Administration, is hereby authorized to make the following transfers in the 2001 appropriations of the respective listed departments:

	<u>From</u>	<u>To</u>
1) <u>5040 Department of Public Works - Airport</u>		
8501 Building/Structures New (Capital)		\$85,000
8590 Capital Outlay Contra	\$85,000	
<u>1985 Capital Outlay/Depr Contra</u>		
8595 Budget Abatement - Cap A/C		85,000
<u>0076 Airport Enterprise Fund</u>		
0775 Airport Capital Reserve	85,000	

Transfer of \$85,000 is requested by the Director of the Department of Public Works (DPW) to provide additional funding at General Mitchell International Airport (GMIA) to complete the construction of canopies over the Airport tug tunnel ramps.

The 1999 Budget provided \$240,000 for the construction of canopies over the tug tunnel ramps leading to the basement at GMIA. Airline tugs use these ramps to deliver passenger baggage to the conveyors that move luggage to the baggage claim carousels. This project included installation of automatic doors at the top of the ramps, as well as adding lighting and heat to the areas not covered by the canopies.

The tug tunnel ramps were originally constructed in 1984 as part of the terminal building construction. The original ramp construction included a snow melt system installed in the slab of the ramp. However, the snow melt system has failed. Through the use of a thermal scanner, it has been determined that the leaks in the system are too numerous to repair. The snow melt system would likely require continuous maintenance, even if it were repaired. Failure to construct the canopies will result in the ramps becoming extremely slippery for the operation of tugs and carts, etc. Furthermore, the ramps must be plowed, sanded and swept, taking time away from field snow removal.

The Airport has recently received bids for the canopy construction project totaling \$262,400. Of the \$262,400 construction cost, \$26,000 is for rain gutters required by the City of Milwaukee for storm water run-off control, which was not originally anticipated for this project. Including planning and design fees, the total cost of this project is now projected at \$325,000, which is \$85,000 more than the original budget of \$240,000.

Airport staff requests the transfer of \$85,000 from the Contribution from Reserves account to complete the construction of the canopies. Sufficient funds to cover completion of the construction are available in the Airport Capital Improvement Reserve.

Approval of this transfer request will not increase tax levy.

TRANSFER APPROVED BY COUNTY EXECUTIVE 03-30-01.

TRANSFER APPROVED BY FINANCE AND AUDIT COMMITTEE 04-05-01 (VOTE 6-0).

2) <u>5300 Department of Public Works - Fleet Maintenance</u>		
8551 Machinery & Equipment - Replace (Capital)		\$4,000
7100 Building & Roadway Materials	\$4,000	
8590 Capital Outlay Contra	4,000	
<u>1985 Capital Outlay/Depr Contra</u>		
8595 Budget Abatement - Cap A/C		4,000

Transfer of \$4,000 is requested by the Director of the Department of Public Works (DPW) to transfer funds from Building and Roadway Materials to Machinery & Equipment - Replacement in the Fleet Maintenance Division, to provide funding for replacement of an air compressor.

WHEREAS, during 1999 and 2000, the General Assistance Medical Program implemented a contract "cut-off" primarily with area hospitals since the contracts with the area hospitals resulted in area hospitals providing \$4 million in uncompensated care for 1999 and, as of the middle of March, \$9 million in care during 2000; and

WHEREAS, these payment cut-offs have been implemented earlier each year, with the cut-offs being reached in November of 1999 and late September of 2000 and it is expected that the threshold for hospital contracts will be reached in early September of 2001; and

WHEREAS, the Wisconsin Health and Hospital Association (WHA) reported that the State of Wisconsin, Department of Health and Family Services, had included the continuation of the ITP in its budget for the next state budget cycle; and

WHEREAS, since the implementation of the ITP, the County has seen a shift in the tax levy support for the General Assistance Medical Program from 55% of the medical expenses to 45% of the medical costs and had generated a \$10.6 million reduction in tax levy support since 1999; and

WHEREAS, WHA has seen that the expansion of the ITP to cover services for urgent care and same day care would benefit the pressure on local emergency rooms and current GAMP providers and be a general benefit to the community and has therefore approached the State regarding the expansion of the ITP; and

WHEREAS, with the expansion of the ITP program, GAMP payments could be expanded to new service providers or to current service providers who expand service delivery models while not reducing payments and obligations to current medical providers; and

WHEREAS, the WHA has requested that a formal position regarding the expansion of the ITP be taken by the HCPTF and the County so that future discussions with the State of Wisconsin can be conducted with the understanding, knowledge and cooperation of the County and that any expansion in federal funds for GAMP be designated for service delivery; and

WHEREAS, the membership of the HCPTF called for vote on a resolution recommending that the County support the efforts of the WHA in expanding the ITP and reserving any expansion of ITP funds for medical services by GAMP providers; and

WHEREAS, recognizing the importance of meeting the urgent care needs of the community in a cost effective and efficient manner,

the vote on the proposed resolution supporting the expansion of the ITP and reserving the increased funds for the General Assistance Medical Program passed without dissent; and

WHEREAS, the Committee on Health and Human Needs, on April 4, 2001, the Committee on Finance and Audit, on April 5, 2001, and the Committee on Intergovernmental Relations, on April 9, 2001, recommended approval (vote 7-0) of the HCPTF's recommendation; now, therefore,

BE IT RESOLVED, that the County Board of Supervisors does hereby recognize and support the Wisconsin Health and Hospital Association's efforts at increasing the Intergovernmental Transfer Program for the County's General Assistance Medical Program and that the Office of Intergovernmental Relations cooperate and support these efforts in a coordinated manner; and

BE IT FURTHER RESOLVED, that any increase in the funding which results from the expansion of the Intergovernmental Transfer Program be allocated to the General Assistance Medical Program to meet the urgent care and same day care needs of its clients.

Fiscal Note:

The approval of this recommendation will not result in an increase in tax levy support for the General Assistance Medical Program, as any increase in expenditures will be offset with an increase in revenues. However, approval of this recommendation will have the following impact on the General Assistance Medical Program budget for 2001 and subsequent years:

- Expenditures for the ITP payment will increase in 2001, but will be recouped with the total annual payment from the General Relief Block Grant.
- Expenditures for medical services by providers will increase in 2001 to the amount of matching federal funds available under the ITP.
- Revenues for GAMP in 2001 will increase to offset both the increased ITP payment and the matching increase in medical expenditures.
- For fiscal year 2001, a fund transfer would be submitted by the Division recognizing the increased revenues and associated expenditures.

- For the 2002 budget year, any ITP adjustments would be included with the Division Requested Budget.

This fiscal note was prepared by the Division of County Health Related Programs.

File No. 00-658(a)(a)
(Journal, November 2, 2000)

(Item 12) An adopted resolution receiving and placing on file the Audit of Department on Aging Fiscal Oversight, dated October 2000, with the understanding that a follow-up report would be submitted in six months on the Department on Aging's status in implementing the recommendations as recommended by the Department on Audit and modified per agreement with the Department on Aging, by recommending that the follow-up report submitted by the Director of Audits be RECEIVED AND PLACED ON FILE, with the understanding that routine follow-up will be conducted by the Audit Department.

File No. 01-12(a)(a)
(Journal, December 21, 2001)

(Item 13) Reference file established by the County Board Chairperson, for notification by departments of revenue deficits greater than \$75,000, by recommending that a communication from the Administrator, Mental Health Division, notifying of a deficit for CY2000 in the amount of \$1,250,000 and for CY2001 in the amount of \$500,000 relating to payment advances by Froedtert Memorial Lutheran Hospital for inpatient care that exceeded actual reimbursements, as well as a report from the Director of Audits regarding this matter, be RECEIVED AND PLACED ON FILE, with the understanding there will be routine follow-up conducted by the Department of Audit and the Mental Health Division, including tracking on a quarterly basis.

File No. 01-240
(Journal, April 12, 2001)

(Item 14) From Director of Public Works, requesting authorization to submit an updated concession plan to the U.S. Department of Transportation (DOT) in accordance with the DOT guidance issued regarding 49 CFR 23, Subpart F, as amended, with a DBE participation goal of 25% for fiscal year 2001, by recommending adoption of the following:

A RESOLUTION

WHEREAS, the United States Department of Transportation (DOT) 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, Congress reauthorized the DBE program in the Transportation Equity Act for the 21st Century (TEA-21), and DOT implemented new rules for DOT's DBE contracting regulations as 49 CFR Part 26, effective March 4, 1999, and 49 CFR Part 23, Subpart F was amended to include certain provisions of the new 49 CFR Part 26; and

WHEREAS, DOT intends to issue new rules to replace 49 CFR Part 23, Subpart F at a later date to implement new Part 26; and

WHEREAS, pending issuance of new DOT rules for concessions, DOT is now requesting that airports submit an updated DBE concession plan only for federal fiscal year October 1, 2000 through September 30, 2001 (FY 2001);and

WHEREAS, the DOT guidance advises airport sponsors that they may continue to calculate the DBE goal based on the percentage of concession agreements rather than the percentage of gross receipts, if the sponsor previously received DOT approval to do so; and

WHEREAS, Milwaukee County has received such approval since 1996, and the Milwaukee County airport concession goal has been established at 14%, based on availability of eligible DBEs; and

WHEREAS, the actual deadline for submitting the updated DBE concession plan for FY2001 to DOT was February 1, 2001; and

WHEREAS, the current 2001 budget amount of \$15,000 appropriated for DBE goal setting support is now projected to be less than what is needed, and DPW staff has estimated that an additional \$25,000 will be required to carry out the scope of work projected for 2001; and

WHEREAS, the Airport Director, the Director of Public Works, the Disadvantaged Business Development Director and the Principal Assistant Corporation Counsel in a report to the Finance and Audit Committee recommended submitting an updated concession plan to DOT in accordance with the DOT guidance issued regarding 49 CFR

23, Subpart F, as amended, with a DBE participation goal of 25% for DOT/FAA FY 2001; and

WHEREAS, the Finance and Audit Committee, at its meeting on April 5, 2001, by a vote of 7-0, recommended that the goal be maintained at 14%; now, therefore,

BE IT RESOLVED, that the County Board of Supervisors does hereby authorize the Director of Public Works to submit an updated concession plan to the DOT in accordance with the DOT guidance issued regarding 49 CFR 23, Subpart F, as amended, with a DBE participation goal of 14% for DOT/FAA FY 2001; and

BE IT FURTHER RESOLVED, that given an actual DBE participation percentage for Airport concessions of approximately 28%, the Department of Public Works and the Department of Administration, which oversees the Disadvantaged Business Development Division, shall review with the DBE Steering Committee whether the Airport concessions goal of 14% should be increased for the current fiscal year and in future years, and a joint report outlining their findings shall be submitted to the County Board for consideration during the June 2001 committee cycle; and

BE IT FURTHER RESOLVED, that the Department of Public Works and the Department of Administration, which oversees the Disadvantaged Business Development Division, shall strictly comply with resolution File No. 99-340(a) (d) in the future by submitting all recommendations regarding DBE goal setting and actual DBE goals to the DBE Steering Committee for review and recommendation; and

BE IT FURTHER RESOLVED, that the Director of Public Works, the Director of the Department of Administration and the Disadvantaged Business Development Director shall submit a report to the County Board and the DBE Steering Committee for consideration during the May 2001 committee cycle regarding the precise level of goal setting consultant support that is needed for 2001 and a recommendation as to how such support will be secured and paid for.

Fiscal Note:

Adoption of this resolution will not require an expenditure of funds but will require an expenditure of staff time.

File No. 01-172
(Journal, March 15, 2001)

(Item 15) From Director, Department of Parks, Recreation and Culture, recommending approval of an agreement with the Milwaukee Rampage Soccer Club for lease of Milwaukee County Sports Complex, by recommending adoption of the following:

A RESOLUTION

WHEREAS, the Milwaukee Rampage Soccer Team has approached the County and is desirous of leasing the Milwaukee County Sports Complex ("Complex") from the County to establish a home field, continue public programming, enhance soccer interest in the community and provide community outreach through soccer and other programs and clinics for youth; and

WHEREAS, the Parks Department was instructed to operate the Complex while exploring ways to make the facility viable and also investigate and work with interested parties who may be interested in improving the programmatic and financial performance of the Complex; and

WHEREAS, the Parks Department previously issued two Requests for Proposals, and responses to those proposals were rejected as not meeting County needs and objectives at the Complex, which has required the Parks Department to continue to operate the Complex; and

WHEREAS, the Parks Department set the fundamental goals of substantially reducing or eliminating the County debt service payment on the Complex, ensuring that the Complex will continue to serve the public, reducing or eliminating operating losses at the Complex and maximizing the utilization of the Complex when evaluating proposals for third party operation of the Complex; and

WHEREAS, a Lease Agreement with the Milwaukee Rampage has been negotiated which addresses the concerns of the County as stated above; and

WHEREAS, a summary of the proposed Lease Agreement and the proposed Lease Agreement itself was submitted to the County Board by the Director of Parks, Recreation and Culture on February 28, 2001; and

WHEREAS, the report and Lease Agreement were considered and laid over by the Committee on Parks, Energy and Environment

at its March 6, 2001 meeting and the Committee on Finance and Audit at its March 8, 2001 meeting; and

WHEREAS, a revised Lease Agreement was submitted to the County Board by the Department on Parks, Recreation and Culture on March 30, 2001; and

WHEREAS, at its meeting on April 3, 2001, the Committee on Parks, Energy and Environment approved the revised Lease Agreement by a vote of 6 to 1, with an amendment specifying that before being executed, the Lease Agreement shall be modified to include a new provision that would reduce the Base Rent to be paid by the Milwaukee Rampage during the first year of the Agreement from \$215,000 to \$115,000, in return for an agreement by the Milwaukee Rampage to develop at its own expense the two new outdoor soccer fields at the Sports Complex that were previously to be developed by Milwaukee County; and

WHEREAS, at its meeting on April 5, 2001, the Committee on Finance and Audit approved the revised Lease Agreement by a vote of 6 to 1 with the amendment approved by the Committee on Parks, Energy and Environment and an additional amendment specifying that before being executed, Section 3.01 of the Lease Agreement ("Base Rent") shall be modified to specify that beginning in the sixth year of the Lease Agreement, and continuing for the remainder of the initial 10-year term and the first five-year extension, the annual base rent shall be increased by two percent (2%) each year; now, therefore,

BE IT RESOLVED, that the revised Lease Agreement between Milwaukee County and the Milwaukee Rampage dated March 30, 2001 is hereby approved and the appropriate County Officials are authorized to execute said Lease Agreement; and

BE IT FURTHER RESOLVED, that before being executed, the Lease Agreement shall be modified to include a new provision that would reduce the Base Rent to be paid by the Milwaukee Rampage during the first year of the Agreement from \$215,000 to \$115,000, in return for an agreement by the Milwaukee Rampage to develop at its own expense the two new outdoor soccer fields at the Sports Complex that were previously to be developed by Milwaukee County; and

BE IT FURTHER RESOLVED, that before being executed, Section 3.01 of the Lease Agreement ("Base Rent") shall be modified to specify that beginning in the sixth year of the Lease Agreement, and continuing for the remainder of the initial 10-year

term and the first five-year extension, the annual base rent shall be increased by two percent (2%) each year; and

BE IT FURTHER RESOLVED, that the Base Rent and Additional Rent shall be utilized to pay debt service costs for the Complex; and

BE IT FURTHER RESOLVED, that a Trust Fund shall be established beginning in the second year of the Lease to capture five percent of sponsorship and advertising revenues, which fund shall be used for County major maintenance costs and improvements at the Complex as detailed in the Lease (single repair items over \$5,000, excluding the floor and floor coverings).

Fiscal Note:

Adoption of this resolution would result in the execution of a Lease Agreement between the Milwaukee Rampage and Milwaukee County for the operation of the Milwaukee County Sports Complex. This transfer in operational responsibility would enable the County to avoid annual operating losses at the Complex of approximately \$95,000 per year. In addition, under the terms of the Agreement, County revenue would increase by a minimum of \$115,000 in the first year and \$215,000 for the next four years through an annual Base Rent payment. Beginning in the sixth year of the Lease Agreement, and continuing for the remainder of the initial 10-year term and the first five-year extension, the annual Base Rent would be increased by two percent (2%) each year. The Agreement also contains provisions that would enable Milwaukee County to receive a share of revenue generated at the Sports Complex should it exceed a certain level. All Base Rent and additional rent payments would be utilized to offset debt service costs for the Complex.

Beginning in the second year of the Agreement, 5% of advertising and promotions revenue generated by the Rampage at the Complex would be directed to the County for establishment of a fund to pay for major repairs at the Complex.

The Agreement also contains a provision that requires the Rampage to develop at its own expense two new outdoor soccer fields at the Complex that were previously to be developed by Milwaukee County. Milwaukee County included \$178,760 for the two fields in the 2001 Adopted

Capital Improvements Budget and General Obligation bonds were issued for the project in March 2001. Bond proceeds associated with the project would be placed in the Debt Service Reserve.

Finally, because the Soccer Complex would no longer be operated by a non-profit entity, the original bonds for the project must be defeased and \$2.7 million in new taxable bonds must be issued to take their place. Based on preliminary estimates by the Department of Administration, the issuance of 2001 taxable refunding bonds would increase 2001 and subsequent debt service payments by an estimated \$181,551.

This fiscal note was prepared by the County Board Fiscal and Budget Analyst based on information provided by the Department of Parks, Recreation and Culture and the Department of Administration.

File No. 01-253

(Journal, April 12, 2001)

(Item 16) From Fiscal and Budget Administrator, submitting initial authorizing resolution for the sale of Taxable General Obligation Refunding Bonds, Series 2001A, for the Milwaukee County Sports Complex, by recommending adoption of the following:

A RESOLUTION AUTHORIZING THE ISSUANCE AND PROVIDING FOR THE SALE OF NOT TO EXCEED \$2,700,000 TAXABLE GENERAL OBLIGATION REFUNDING BONDS, SERIES 2001A

WHEREAS, Milwaukee County, Wisconsin (the "County") intends to lease the Milwaukee County Sports Complex (the "Complex") to The Milwaukee Rampage Soccer Team (the "Rampage"), which would hold its home games, establish its offices and conduct its business at the Complex; and

WHEREAS, the Complex was financed through the issuance of tax-exempt bonds (the "Complex Bonds") by the County and, in connection with the issuance of the Complex Bonds, the County covenanted not to take any action which would adversely affect the tax-exempt status of the Complex Bonds and the issues of which they are a part; and

WHEREAS, in order for the County to lease the Complex to a non-governmental, for-profit entity such as the Rampage without

violating the tax covenant made with respect to the Complex Bonds, it is necessary for the County to take the remedial action required by Section 1.141-12 of the Treasury Regulations with respect to the Complex Bonds, namely the establishment of a defeasance escrow with respect to the Complex Bonds; and

WHEREAS, it is necessary and in the best interest of the County that the monies needed to fund such escrow be borrowed by the issuance of taxable general obligation refunding bonds pursuant to the provisions of Section 67.04 of the Wisconsin Statutes; now, therefore,

BE IT RESOLVED, by the County Board of Supervisors of Milwaukee County, Wisconsin, that there shall be issued general obligation bonds of the County in a principal amount not to exceed \$2,700,000 for the public purpose of refunding obligations of the County, including interest on them; and

BE IT FURTHER RESOLVED, that:

Section 1. Issuance of Refunding Bonds. The County shall issue the bonds authorized above as an issue which shall be in a principal amount not to exceed \$2,700,000 and which shall be designated as "Taxable General Obligation Refunding Bonds, Series 2001A" (the "Refunding Bonds").

Section 2. Official Terms of Offering. The Director of the Department of Administration 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 hereto and made a part of this resolution, and the details pertaining to the Refunding Bonds specified in said Official Terms of Offering are adopted as and for the details for the Refunding Bonds.

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 Department of Administration is hereby directed to cause a notice of the sale of the Refunding Bonds to appear in The Bond Buyer, a newspaper devoted substantially to the publication of notices to

bidder, and in such other newspaper or newspapers as the Director of the Department of Administration may determine.

Section 5. Defeasance of Complex Bonds. The Director of the Department of Administration is hereby directed to cause to be taken such actions as are necessary to provide for the defeasance of the Complex Bonds.

Section 6. Payment of Issuance Expenses. Proceeds of the Bonds shall be applied at the direction of the Director of the Department of Administration to the payment of issuance expenses with respect to the Refunding Bonds. The issuance expenses are estimated to total approximately \$40,000 and cover the fees for the following services provided in connection with the issuance of the Refunding Bonds as well as the County's out-of-pocket disbursements: credit rating agencies, official statement printing and mailing, financial advisory services, bond counsel services, escrow agent services, escrow verification services and financial auditor services.

Section 7. Initial Resolution. The first resolution paragraph of this resolution shall constitute the initial resolution required by Section 67.05 (1.) of the Wisconsin Statutes.

; 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 & Johnson, LLC, Suite 670, 1110 North Old World Third Street, Milwaukee, Wisconsin 53203, Attention: Karma Rodgers.

File No. 01-252
(Journal, April 12, 2001)

(Item 17) From Fiscal and Budget Administrator, submitting Report of 2000 Carryovers to 2001, 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 2000 to 2001, the detail of which has been made a part of this file, include \$6,928,951.89 in appropriations and \$11,426,324.37 in related revenues, and \$132 million of capital improvement appropriations and \$120.5 million of capital improvement revenues; and

WHEREAS, the Finance and Audit Committee reviewed and approved (vote 7-0) the recommended carryovers at its meeting of April 5, 2001; 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 \$1,249,027.82 and a contribution to the County's Debt Service Reserve of \$960,847.30; now, therefore,

BE IT RESOLVED, that the carryovers from 2000 to 2001 recommended by the Department of Administration and approved by the Finance and Audit Committee are hereby approved; and

BE IT FURTHER RESOLVED, that \$960,847.30 in surplus 2000 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 \$1,249,027.82 to be used in the determination of the 2000 County surplus/(deficit) .

Fiscal Note:

Adoption of this resolution will result in a carryover from 2000 to 2001 of \$6,928,951.89 in expenditure appropriations and \$11,426,324.37 in related revenue, as well as a carryover of \$132 million of capital improvement appropriations and \$120.5 million of capital improvement revenue. In addition, the net surplus available to the County related to lapsed expenditure appropriations and revenues for capital projects is \$1,249,027.82, which is recommended to be used in the determination of the 2000 County surplus/(deficit). An additional \$960,847.30 not eligible to be used in the determination of the 2000 County surplus/(deficit) will be contributed to the County's Debt Service Reserve. This

fiscal note was prepared by the Fiscal and Budget Administrator.

File No. 99-494(a)(b)
(Journal, April 12, 2001)

(Item 18) From Chairman, Milwaukee County Long Range Strategic Plan Steering Committee, submitting recommendations on Milwaukee County Goals for 2002-2004, by recommending adoption of the following:

A RESOLUTION

WHEREAS, the County Board of Supervisors approved Charting the Course Milwaukee County's Goals, Strategies, Actions 2000-2004 in September, 1999 File No. 99-494; and

WHEREAS, Charting the Course consisted of three sections: 1. Setting Priorities, 2. Outcome Based Services, and 3. Inter-governmental Cooperation; and

WHEREAS, the priorities section of Charting the Course charged the Long-Range Strategic Plan Steering Committee with recommending priorities to the County Executive and County Board in 2001; and

WHEREAS, the process of setting priorities was begun in January 2000 with the establishment of the following five Functional Groups of department heads and stakeholders to play an ongoing key role in Milwaukee County's Managing for Results and Strategic Planning efforts as prescribed in Charting the Course: 1. Parks, Recreation and Culture, 2. Public Works and Transportation, 3. County Support Services, 4. Health and Human Services, and 5. Public Safety and Judiciary; and

WHEREAS, the Functional Groups met throughout 2000 to develop critical issues, goals and strategies which were a key component of a two-day strategic planning session to develop County priorities consisting of Cabinet Officers, the Functional Group Chairs and the Operations Team (which was created in Charting the Course as the implementation team); and

WHEREAS, the strategic planning session resulted in the recommendation of eight priority goals for Milwaukee County 2001-2004 for the consideration of the Long Range Strategic Plan Steering Committee; and

WHEREAS, the Long Range Strategic Plan Steering Committee had meetings in January and February 2001 relating to the eight priority goals for Milwaukee County (2002-2004), which included discussion of how the recommended goals are clearly linked to and directly follow from the Strategic Plan components already approved by the County Board in Charting the Course (mission, vision, guiding principles, priority outcomes and priority principles) and that the recommended goals are a critical next step to enable Milwaukee County to work towards its long term mission and vision; and

WHEREAS, the Long Range Strategic Plan Steering Committee approved the following goals (Vote 8-2):

MILWAUKEE COUNTY PRIORITY GOALS (2002-2004)

Fiscal Stability

1. Improve County's bond rating.
2. Identify and establish alternative or dedicated funding sources, including fees for programs such as Parks and Mass Transit.
3. Discontinue, reduce or cap the provision or funding of County services that could be more efficiently and effectively delivered and/or funded by alternative providers while maintaining quality and responsive services to the community.

Mandate Relief

4. Full State/Federal funding of Courts, Delinquency Services and other mandated services.

Enhanced Infrastructure

5. Milwaukee County's top capital budgeting priority will be to maintain and upgrade existing physical and technology infrastructure .

Partnerships

6. Expand and develop cooperative partnerships with Milwaukee County municipalities, other governmental units and private entities pertaining to parks, recreation and culture, transportation, public health, public safety and economic development.

Seamless Human Services

7. Milwaukee County will engage the State and the community to plan, help implement and obtain funding for a seamless, community integrated human services system that emphasizes prevention and early intervention.

Governmental Efficiency

8. Increase managerial flexibility and accountability by streamlining administrative processes and reporting.

; and

WHEREAS, the Committee on Finance and Audit, at its meeting on April 5, 2001, by a vote of 6-0, acted to approve the goals as recommended by the Long Range Strategic Plan Steering Committee exclusive of Goal #3, which the Committee eliminated on a vote of 4 -2; now, therefore,

BE IT RESOLVED, that the following goals are approved as a component of Milwaukee County's Strategic Plan :

MILWAUKEE COUNTY PRIORITY GOALS (2002-2004)**Fiscal Stability**

1. Improve County's bond rating.
2. Identify and establish alternative or dedicated funding sources, including fees for programs such as Parks and Mass Transit.

Mandate Relief

3. Full State/Federal funding of Courts, Delinquency Services and other mandated services.

Enhanced Infrastructure

4. Milwaukee County's top capital budgeting priority will be to maintain and upgrade existing physical and technology infrastructure .

Partnerships

5. Expand and develop cooperative partnerships with Milwaukee County municipalities, other governmental units and private entities pertaining to parks, recreation and

culture, transportation, public health, public safety and economic development.

Seamless Human Services

6. Milwaukee County will engage the State and the community to plan, help implement and obtain funding for a seamless, community integrated human services system that emphasizes prevention and early intervention.

Governmental Efficiency

7. Increase managerial flexibility and accountability by streamlining administrative processes and reporting.

Fiscal Note:

The approval of this resolution does not result in any additional expenditures.

The foregoing report correctly states the action taken by the said committee at a meeting held April 5, 2001.

LYNNE D. DE BRUIN
Chairperson

The question was on adoption.

SEPARATE ACTION was requested on **Items 6, 11, 13, 14, 15, 16 AND 18.**

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

AYES—Aldrich, Arciszewski, Bailey, Borkowski, Coggs-Jones, Davis, De Bruin, 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 6 WAS ADOPTED** by the following vote:

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

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

AYES—Aldrich, Arciszewski, Bailey, Borkowski, Davis, De Bruin, Diliberti, Holloway, Jasenski, Johnson, Krug, Lutzka, McGuigan, Nyklewicz, Podell, Quindel, Schmitt, Weishan, White, Zielinski and the Chairman—21. **NOES**—Launstein, Mayo and Ryan—3. **EXCUSED**—Coggs-Jones—1.

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

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

Thereupon, **Item 14 WAS ADOPTED** by the following vote:

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

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

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

Thereupon, **Item 16 WAS ADOPTED** by the following vote:

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

On a motion by Supervisor Diliberti, the Board **RECESSED** to 2:00 p.m.

The Board **RECONVENED** at 2:05 p.m. this same day.

Supervisor Ordians in the Chair.

PRESENT: Arciszewski, Bailey, Borkowski, Davis, Diliberti, Holloway, Jasenski, Johnson, Krug, Launstein, Lutzka, Mayo, McGuigan, Nyklewicz, Quindel, Ryan, Schmitt, Weishan, White, Zielinski and the Chairman—21. **ABSENT:** Aldrich, Coggs-Jones, De Bruin and Podell—4.

From the Committee on Finance and Audit (continued):

DIVISION OF THE QUESTION was requested on **Item 18**.

SEPARATE ACTION was requested on **Item 2 of the BE IT RESOLVED Clause**.

Supervisor Coggs-Jones moved that **Item 2 of the BE IT RESOLVED Clause** be referred back to the Committee on Finance and Audit.

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

AYES—Arciszewski, Bailey, Borkowski, Coggs-Jones, Holloway, Johnson, Krug, Launstein, Lutzka, Mayo, Nyklewicz, Podell, Quindel, Schmitt and the Chairman—15. **NOES**—Aldrich, Davis, De Bruin, Diliberti, Jasenski, McGuigan, Ryan, Weishan and White—9. **EXCUSED**—Zielinski—1.

Supervisor Launstein moved to refer the remainder of **Item 18** back to the Committee on Finance and Audit. She later **WITHDREW** her motion.

Thereupon, the **remainder of Item 18 WAS ADOPTED** by the following vote:

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

By Supervisor Quindel, Chairperson:

From the Committee on Health and Human Needs, reporting on 2 Items.

File No. 01-35(a)(e)
(Journal, December 21, 2000)

(Item 1) Reference file established by the County Board Chair-

man, relative to Purchase of Human Service Contracts with Adult Services, by recommending adoption of the following:

A RESOLUTION

WHEREAS, the Adult Services Division is preparing to establish and implement an after hours response system for persons with disabilities which will be known as the ASD24 Program, and

WHEREAS, the Adult Services Division recognizes that after hours response includes telephonic services designed to answer calls and to provide direction to resources or to make the first connections to emergency responders, and IMPACT, Inc. is uniquely qualified to provide such services, and

WHEREAS, the Adult Services Division has allocated funding for the ASD24 Program in the 2001 budget cycle, and prepared to implement the ASD24 Program in the Spring of 2001; now, therefore,

BE IT RESOLVED, that the Milwaukee County Board of Supervisors hereby authorizes and directs the Director of the Department of Human Services or his designee to increase the contract with IMPACT, Inc. in the amount of \$15,000 from \$459,488 to \$474,488 for the period May 1, 2001 through December 31, 2001.

Fiscal Note:

Adoption of this resolution will have no tax levy effect because sufficient funds are included in the 2001 Adopted Budget. The Department of Human Services staff prepared this fiscal note.

File No. 00-589(a)(e)
(Journal, November 6, 2000)

(Item 2) 2001 Adopted Budget Amendment 1A009 requiring a report regarding the status of the Mental Health Division (MHD) Acute Psychiatric Inpatient Census, community initiatives which have been put into place to reduce overcrowding and additional recommendations if MHD overcrowding continues, by recommending adoption of the following:

A RESOLUTION

WHEREAS, the County Board amended the County Executive's 2001 Recommended Budget for the Mental Health Division by add-

ing the following narrative: "The Administrator of the Mental Health Division is directed to submit quarterly reports, during 2001, to the Health and Human Needs Committee and the Finance and Audit Committee regarding the following: 1) The status of the acute psychiatric inpatient census; 2) An update on community initiatives which have been put into place to reduce overcrowding; and 3) Any additional recommendations if MHD overcrowding continues"; and

WHEREAS, on April 4, 2001, the Committee on Health and Human Needs reviewed a report submitted by the Director, Department of Human Services, responding to the budget amendment and the Committee acted (Vote 7-0) to receive and place on file the report and asked the Mental Health Division staff to report back at their earliest opportunity, following discussions with staff, representatives of the employees, and community providers, as to the options and alternatives regarding current patient overcrowding, patient needs and staffing levels; and

WHEREAS, on April 5, 2001, the Committee on Finance and Audit also reviewed the report from the Director of Human Services and acted (Vote 7-0) to concur in the recommendation of the Committee on Health and Human Needs with an additional recommendation that the report from the Mental Health Division also be submitted to the Committee on Finance and Audit; now, therefore,

BE IT RESOLVED, that the County Board of Supervisors does hereby receive and place on file the report submitted by the Director, Department of Human Services, in response to 2001 Adopted Budget Amendment 1AO09 with the understanding that a further report will be submitted to the Committees on Health and Human Needs and Finance and Audit.

Fiscal Note:

Adoption of this resolution will not require an additional expenditure of tax levy but it will require an expenditure of staff time and resources.

The foregoing report correctly states the action taken by the said committee at a meeting held April 4, 2001.

ROGER 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, De Bruin, 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 Judiciary, Safety and General Services - 2 Items.

File No. 01-247

(Item 1) WHEREAS, the Milwaukee County Sheriff's Department received and responded to a request for mutual aid assistance from the Sauk County Sheriff made on behalf of the Juneau County Sheriff for the use of Milwaukee County's helicopter and crew on August 17, 2000; and

WHEREAS, while returning from Juneau County, the helicopter crashed and Deputies Ralph Zylka and Sun Bang were killed in the crash; and

WHEREAS, Milwaukee County has paid or will pay Worker's Compensation benefits for the deputies' deaths in the amount of \$164,700.00 each; and

WHEREAS, Milwaukee County has also incurred the loss of its property damage deductible for the loss of the helicopter in the amount of \$37,500.00; and

WHEREAS, State Statute Sec. 66.315 (now Sec. 66.0513) provides for reimbursement to Milwaukee County of all Worker's Compensation payments and damage to equipment incurred by Milwaukee County from the county whose officer or agent commanded the services out of which the payments arose; and

WHEREAS, Milwaukee County filed Notices of Claim with Sauk and Juneau Counties for reimbursement pursuant to the State Statute; and

WHEREAS, the claims have been denied by both counties; and

WHEREAS, the Committee on Judiciary, Safety and General Services at its meeting on March 29, 2001 by a vote of 3-2 recommended that the Corporation Counsel be directed to pursue

appropriate legal action to recover Milwaukee County's costs related to this matter pursuant to State Statute; now, therefore

BE IT RESOLVED, that the Milwaukee County Board of Supervisors does hereby authorize the Corporation Counsel to take any appropriate legal action, including the filing of suit, to recover from the appropriate county or counties those payments and losses resulting from the helicopter crash on August 17, 2000.

Fiscal Note:

Approval of this resolution will result in an expenditure of staff time and minimal costs related to filing fees which would be incurred if a lawsuit is pursued.

File No. 01-248

(Item 2) WHEREAS, Francis Montana slipped and fell on ice as she entered the Children's Court Center on January 18, 1999 shortly after 8:00 a.m.; and

WHEREAS, maintenance workers were salting the walks at the time, but had not yet salted the area where she fell; and

WHEREAS, written County guidelines provide that all walks are to be salted prior to the building opening at 8:00 a.m.; and

WHEREAS, Ms. Montana suffered a dislocated tailbone as a result of her fall; and

WHEREAS, a jury trial was held and a jury verdict returned finding Milwaukee County liable to Ms. Montana in the amount of \$9,069.80 and Ms. Montana being entitled to statutory costs in the amount of \$920.85; and

WHEREAS, Corporation Counsel does not recommend any appeal of this matter as there are no appealable issues and Ms. Montana has agreed to waive any interest on the verdict in return for no further motions or appeals being filed by Milwaukee County; now, therefore

BE IT RESOLVED, that the Milwaukee County Board of Supervisors does hereby direct the County Treasurer to pay to Ms. Francis Montana and her attorney, Phillip Ramthun, the sum of \$9,990.65 in full settlement of this matter in exchange for a stipulation and order for dismissal being filed.

Fiscal Note:

Approval of this resolution will result in a charge of

\$9,990.65 being applied to Milwaukee County's deductible with the Wisconsin County Mutual Insurance Corporation.

The foregoing resolutions correctly state the action taken by the said committee at a meeting held March 29, 2001.

DAVID JASENSKI
Chairman

Supervisor Jasenski **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 on adoption.

Supervisor Arciszewski moved to refer Item 1 to the Committee on Intergovernmental Relations. She later **WITHDREW** her motion.

By unanimous consent of the Board, Mr. Robert G. Ott, Corporation Counsel, answered Board members' questions.

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

AYES—Arciszewski, Coggs-Jones, Davis, Diliberti, Holloway, Krug, Launstein, Lutzka, Mayo, Nyklewicz, Ryan, Schmitt, White and Zielinski—14. **NOES**—Aldrich, Bailey, Borkowski, De Bruin, Jasenski, Johnson, McGuigan, Podell, Quindel, Weishan and the Chairman—11.

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

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

By Supervisor Jasenski, Chairman:

From the Committee on Judiciary, Safety and General Services, reporting on 4 Items.

File No. 99-590(a)(a)
(Journal, March 15, 2001)

(Item 1) From the District Attorney, requesting authorization to

contract with the University of Wisconsin-Milwaukee Center for Urban Initiatives and Research to evaluate the Community Prosecution Program, by recommending that the said request be placed on file.

File No. 01-235
(Journal, April 12, 2001)

(Item 2) From the Chief Judge, requesting the creation of a first floor Greeting/Information Booth in order to assist citizens in accessing the courthouse complex, by recommending adoption of the following:

A RESOLUTION

WHEREAS, in an effort to assist the growing number of citizens attempting to access the courthouse complex, the Chief Judge has requested implementation of a full service information booth in the Courthouse; and

WHEREAS, the Office of Litigation Services was created to assist the judicial branch in meeting the needs of self-represented individuals and those individuals seeking to access the system who do not speak English as their primary language; and

WHEREAS, the Office of Litigation Services staff examined the judicial system from the perspective of the self-represented litigant, and determined that the creation of a formal information booth on the first floor of the Courthouse, staffed by volunteers from the community, presented an opportunity to service Milwaukee County citizens;

WHEREAS, the Office of Litigation Services staff also found a critical need to assist a number of citizens interacting not only with the justice system, but also the many County offices housed within the Courthouse, Safety Building and the Criminal Justice Facility; and

WHEREAS, the proposed information booth would be staffed by a group of volunteers coordinated by the Office of Litigation Services staff and would be complemented with limited computer access to allow the volunteers to handle frequent inquiries about the locations of courtrooms, departments and personnel, as well as the schedule of cases throughout the system; and

WHEREAS, this limited computer access will include both the CCAP and CJIS computer systems; and

WHEREAS, volunteers will be screened and trained via the coordinated efforts of the Office of Litigation Services and the Sheriff's Department; and

WHEREAS, proposed hours of operation of the information booth are from 8:30 a.m. to 2:30 p.m., based on the traffic flow on the first floor of the Courthouse; and

WHEREAS, funding is available in the Clerk of Circuit Court's budget for the cost for the construction of the booth estimated at \$1,500 and the cost of name badges to identify the volunteers estimated at \$50; and

WHEREAS, the training and screening of the volunteers will be completed in conjunction with the Sheriff's Department; and

WHEREAS, the Department of Public Works Facilities Management Division has suggested that the information booth be located on the Ground Floor of the Courthouse, which is handicapped accessible; and

WHEREAS, the Committee on Judiciary, Safety and General Services at its meeting on March 29, 2001, recommended approval of the Chief Judge's request to locate an information booth in the Courthouse but directed that the Chief Judge coordinate with Facilities Management and the Office for Persons with Disabilities to determine the proper location for the information booth before proceeding with the venture; now, therefore

BE IT RESOLVED, that the County Board of Supervisors does hereby authorize the establishment of an information booth in the Courthouse to be staffed by volunteers coordinated by staff from the Office of Litigation Services as outlined in a proposal to the County Board by the Chief Judge; and

BE IT FURTHER RESOLVED, that the Chief Judge and his staff shall work with staff from the Department of Public Works - Facilities Management and the Office for Persons with Disabilities to determine the proper location within the Courthouse for the information booth; and

BE IT FURTHER RESOLVED, that training and screening of the volunteers shall be done by staff from the Office of Litigation Services in conjunction with the Sheriff's Department; and

BE IT FURTHER RESOLVED, that once established, the information booth shall be staffed from 8:30 a.m. to 2:30 p.m. or

other such hours as may be warranted as determined by the Office for Litigation Services.

Fiscal Note:

Cost of construction of the information booth is estimated at \$1,500 and cost for name badges for the volunteers who will staff the booth is estimated at \$50. Funds are available in the Clerk of Circuit Court budget to cover these costs.

File No. 01-222
(Journal, April 12, 2001)

(Item 3) A resolution/ordinance by Supervisor Lutzka amending Section 1.09(g) of the General Ordinances of Milwaukee County related to citations and certificates of the County Board, by recommending adoption of the following:

AN AMENDED RESOLUTION/ORDINANCE

WHEREAS, Chapter 1 of the General Ordinances of Milwaukee County spells out the rules of the County Board of Supervisors; and

WHEREAS, included in this section are procedures for requesting and processing citations and certificates; and

WHEREAS, the rules specify that requests for citations or certificates must be submitted for County Board approval by noon of the day of the County Board meeting in order for them to be considered and signed by the Chairman of the County Board; and

WHEREAS, in some instances, this deadline cannot be met particularly when a citation or certificate is needed by a supervisor for an event or recognition which may be taking place prior to a County Board meeting; and

WHEREAS, the rules further require that before the Chairman of the County Board can sign a citation or certificate, said citation or certificate requires approval by a voice vote or a roll call vote of the County Board; and

WHEREAS, the rules of the County Board should be amended to provide for exceptions to the County Board day noon deadline when a legitimate reason exists and the citation or certificate is needed prior to its formal adoption by the County Board; and

WHEREAS, in cases where a legitimate reason exists which makes it impossible to meet the County Board day noon deadline for

submission of citation or certificate requests, the ordinance should be amended to provide that the citation or certificate shall be processed and signed but be formally adopted at the next meeting of the County Board; and

WHEREAS, the rules of the County Board regarding citations or certificates should also be amended to provide that the Chairman of the County Board shall only sign citations or certificates which recognize events or persons having a county-wide significance while a citation or certificate requested by a supervisor to recognize an event or organization in his/her particular supervisory district or a particular constituent of that supervisor shall be signed by the supervisor requesting the citation or certificate; and

WHEREAS, the following amendment to Chapter 1.09 (g) should be adopted to institute these provisions; now, therefore

BE IT RESOLVED, that the following amendment to Chapter 1.09 (g) regarding processing and signing citations and certificates is hereby amended as follows:

AN ORDINANCE

To amend Chapter 1.09 (g) of the General Ordinances of Milwaukee County, relating to citations and certificates of the County Board

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

SECTION 1. Section 1.09 (g) of the General Ordinances of Milwaukee County as amended to and including _____ is hereby amended as follows:

1.09 (g) Citations ~~and certificates~~.

- (1) A supervisor may move that a county board citation, ~~or certificate of congratulations, commendation or condolence~~ be issued to a particular person, or on a particular occasion, specified in the motion.
- (2) Prior to presenting a motion, the supervisor will secure a request for citation/~~certificate~~ form. Such form is to be completed with the necessary facts, signed and delivered to the

county board chairperson's office no later than ~~12:00 noon~~ of the day of a county board meeting or prior to making the motion. ~~Request for citation or certificate of congratulations, commendation or condolence submitted after the 12:00 noon deadline shall require suspension of rules prior to making the motion.~~ The chairperson shall have prepared a list with captions and sponsor(s) name(s) of all citations/~~certificates~~ submitted to him/her for action on no later than 12:00 noon of the day of a county board meeting. The list shall be distributed to all county board members ~~during the Afternoon of the county board meeting and/or prior to~~ the presentation of citations. Any supervisor wishing to be added as a sponsor shall notify the county clerk prior to the end of the county board meeting. The chairperson shall not read the list for individual citations unless a request is made by a supervisor. If a request for a citation is not submitted in time for action on the day of the county board meeting but the citation is needed prior to the next scheduled meeting of the county bboard, the citation shall be processed and formal adoption of the citation shall take place at the next meeting of the county board.

- (3) All citations/~~certificates~~ of congratulations, commendation or condolence shall be approved by a voice vote unless a supervisor requests a roll call vote. If the motion carries, the county board chairperson will transmit the request for citation/~~certificate~~ to ~~the county clerk his/her staff~~ for preparation and distribution. Citations recognizing an event or person having countywide significance shall be signed by the chairman of the county board and may also be signed by the supervisor requesting the citation. Citations recognizing an event or organization in a particular supervisory district or a particular constituent in a supervisory district shall be signed by the supervisor representing that district.
- (4) Citations/~~certificates~~ may be used in place of resolutions for commendations, congratulations

and condolences of present or past county board members and public officials, or to give recognition to an important event.

- (5) One (1) copy of each citation/~~certificate~~ shall be furnished by the county ~~clerk~~ board chair-person's staff to the county ~~board committee~~ clerk and such citation shall be entered in the journal of proceedings under the name of the person or event named in the citation/~~certificate~~, but shall not be printed in full in the proceedings. The names of persons or events included in citations which have been processed prior to formal adoption by the county board shall also be entered in the journal of proceedings for the county board meeting at which the citation is formally adopted by the county board in accordance with Section 1.09(g)(2) above.
- (6) Citations/~~certificates~~ may not be used for procedural matters nor in place of resolutions memorializing congress, but only when appropriate to express the feelings of the county board with reference to a person or of an event.

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

Fiscal Note:

Adoption of this resolution/ordinance will not require an expenditure of funds.

File No. 99-46(a)(f)
(Journal, April 12, 2001)

(Item 4) From Manager, IMSD, requesting approval of an intergovernmental agreement with the Village of Hales Corners permitting access to Milwaukee County's 800 MHz trunked radio system for an initial ten-year period and successive ten-year periods thereafter, by recommending adoption of the following:

A RESOLUTION

WHEREAS, Milwaukee County (COUNTY) now owns and

operates an 800 MHz trunked two-way radio system infrastructure providing County-wide coverage; and

WHEREAS, COUNTY would benefit immediately for purposes of Federal Communications Commission (FCC) licensing by having the added subscriber unit count resulting from the Village of Hales Corners participation; and

WHEREAS, it is to the mutual benefit of COUNTY and the agencies defined herein to share the existing trunked radio system network and make most efficient use possible of scarce radio frequencies; and

WHEREAS, the municipality defined herein has a critical immediate need for improved two-way radio communications for safety and security purposes which may be met by shared use of the COUNTY trunked radio system; and

WHEREAS, public safety, delivery of critical services, and disaster coordination is improved by cooperative participation of the parties on COUNTY's trunked radio system; and

WHEREAS, COUNTY has established the trunked radio system to initially serve its own two-way radio communications needs and recognizes additional County-wide public safety purposes; now, therefore,

BE IT RESOLVED, that in recognition of the mutual benefits arising from shared use of the trunked radio system, the County Executive and County Clerk are authorized to enter into an intergovernmental agreement between Milwaukee County and the Village of Hales Corners, contained herein in File No. 99-46(a)(f), permitting access to Milwaukee County's 800 MHz trunked radio system for an initial ten-year period, and for successive ten-year periods thereafter.

Fiscal Note:

Adoption of this resolution will have no tax levy impact on Milwaukee County, but will require a minimal expenditure of staff time. This fiscal note was prepared by the Information Management Services Division Manager.

The foregoing report correctly states the action taken by the said committee at a meeting held March 29, 2001.

DAVID JASENSKI
Chairman

The question was on adoption.

SEPARATE ACTION was requested on **Item 3**.

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

AYES—Aldrich, Arciszewski, Bailey, Borkowski, Coggs-Jones, Davis, De Bruin, 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 3 WAS ADOPTED** by the following vote:

AYES—Aldrich, Arciszewski, Borkowski, Coggs-Jones, De Bruin, Diliberti, Holloway, Johnson, Krug, Launstein, Lutzka, Mayo, McGuigan, Nyklewicz, Podell, Quindel, Ryan, Schmitt, White, and Zielinski—20. **NOES**—Davis, Jasenski, Weishan and the Chairman—4. **EXCUSED**—Bailey—1.

By Supervisor Aldrich, Chairperson:

From the Committee on Parks, Energy and Environment, reporting on 19 Items.

File No. 00-715
(Journal, December 21, 2000)

(Item 1) From the Director of Public Works, requesting approval and adoption by the Milwaukee County Board of Supervisors of the draft Milwaukee County Land and Water Resource Management Plan, by recommending adoption of the following:

A RESOLUTION

WHEREAS, in 1997, Act 27 (1997-99 Wisconsin State biennial budget bill) amended Chapter 92 of the Wisconsin Statutes, thereby enabling county land conservation committees to develop county land and water resource management plans (LWRMP) to provide a means of integrating and leveraging available program funds and other resources; and

WHEREAS, Milwaukee County's existing LWRMP (formerly called the Long Range Resource Conservation Program) was

completed in 1978 but an updated plan is required by June 2001 in order to remain eligible for grants from the Department of Agriculture, Trade and Consumer Protection and other state agencies; and

WHEREAS, in December of 2000, the Director of Public Works requested approval and adoption by the Milwaukee County Board of Supervisors of a draft Milwaukee County Land and Water Resource Management Plan dated December, 2000; and

WHEREAS, at a January 9, 2001 meeting, the Committee on Parks, Energy and Environment referred the December 2000 draft of the LWRMP to a work group for review and input from County Supervisors, Department Directors and the public, and for report back to the Parks Committee; and

WHEREAS, at the April 3, 2001 meeting of the Committee on Parks, Energy and Environment, the Director of Public Works presented a revised LWRMP draft dated April, 2001 and that draft includes revisions made to the December 2000 draft based upon input from County Supervisors, Department Directors and public meetings; and

WHEREAS, the draft LWRMP recommends appropriate erosion control practices for public and private lands within Milwaukee County over a 25 year period but focuses on the first five years of the plan; and

WHEREAS, the erosion control practices that are recommended to protect public and private streambanks, lakeshores, parks and farmlands are estimated to require a \$150 million effort over the next 25 years, including \$30,000,000 over the first five years; and

WHEREAS, the majority of funding to implement the recommendations of this plan is expected to come from state and federal grants, with matching funds that may be required from either public or private entities; and

WHEREAS, the four goals identified for the first five years of the plan include improving water quality through increased streambank erosion protection and sediment reduction; protecting, restoring and enhancing wetlands, grasslands, woodlands and other natural areas that enhance water quality; Lake Michigan bluff protection initiatives; and establishing an effective inventory and information system via Geographical Information Systems (GIS) and the Milwaukee County web page; and

WHEREAS, on April 3, 2001 the Milwaukee County Land Conservation Committee considered the revised LWRPM draft dated April, 2001 and voted 7-0 to recommend approval of the said plan; and

WHEREAS, the Milwaukee County Land Conservation Committee meeting on April 3, 2001 constitutes the required public hearing on the draft LWRMP; and

WHEREAS, the Committee on Parks, Energy and Environment voted 7-0 on April 3, 2001 to also recommend approval of the revised draft Milwaukee County Land and Water Resource Management Plan dated April, 2001; and

WHEREAS, the Milwaukee County draft Land & Water Resource Management Plan must be approved at the Wisconsin State Land & Water Conservation Board's June, 2001 meeting in order for the county to remain eligible for conservation related grants from State agencies; now, therefore,

BE IT RESOLVED, that the Milwaukee County Board of Supervisors does hereby approve and adopt in principle the draft Milwaukee County Land and Water Resource Conservation Plan - April 2001; and

BE IT FURTHER RESOLVED, that each project that is initiated to implement the LWRMP will be submitted to the policy committee and will require approval by the County Board and the County Executive, as well as the appropriate process for fiscal considerations .

Fiscal Note:

Adoption of this resolution does not require an expenditure of funds. Rather, the Milwaukee County Land and Water Resource Conservation Plan establishes goals and objectives to be strived for, subject to funding available from all sources, both County and otherwise. This fiscal note was prepared by Department of Public Works - Division of Environmental Services staff.

File No. 01-268
(Journal, April 12, 2001)

(Item 2) From the Director of Public Works, requesting approval of and authorization to execute a contract with K. Singh & Associates, Inc. to provide soil and groundwater investigative

activities, remedial action, and closure and post-closure activities for Milwaukee County's 2001-2003 Underground Storage Tank Program, by recommending adoption of the following:

A RESOLUTION

WHEREAS, Milwaukee County initiated the Underground Storage Tank Program to bring the County's 243 underground storage tanks into federal and state compliance and to remediate 64 contaminated sites at various County facilities; and

WHEREAS, additional work is required to perform site investigations, remedial activities and closure activities due to extensive contamination at seven specific sites: CAMD North Shop, Dretzka Park, Washington Park, 721 W. Winnebago, Cold Springs Bus Garage, Mitchell Park Domes and CAMD Main Shop; and

WHEREAS, Milwaukee County is required by the Resource Conservation and Recovery Act and the Wisconsin Hazardous Substances Spill Law to restore the listed sites and their environment to the extent practicable; and

WHEREAS proposals were received for Milwaukee County's Underground Storage Tank Program for characterizations/investigations, remedial activities, and closure activities at the seven specific sites; and

WHEREAS, the Director of Public Works has requested approval of and authorization to execute a contract with K. Singh & Associates, Inc. to provide soil and groundwater investigative activities, remedial action, and closure and post-closure activities for Milwaukee County's 2001-2003 Underground Storage Tank Program at a cost not to exceed \$126,446 for the following seven locations: CAMD North Shop, Dretzka Park, Washington Park, 721 W. Winnebago, Cold Springs Bus Garage, Mitchell Park Domes and CAMD Main Shop; and

WHEREAS, said request is set forth in a communication dated March 22, 2001, a copy of which has been placed in this file, No. 01-268, and is incorporated in this resolution by reference; and

WHEREAS, on April 3, 2001 the Committee on Parks, Energy and Environment voted 7-0 to recommend that the said request be approved; now, therefore,

BE IT RESOLVED, that the Milwaukee County Board of Supervisors does hereby approve the proposal from K. Singh &

Associates, Inc. and does further authorize and direct the Director of Public Works to execute a contract with K. Singh & Associates, Inc., based upon said proposal, in an amount not to exceed \$126,446, for K. Singh & Associates, Inc. to provide soil and groundwater investigative activities, remedial action, and closure and post-closure activities for a two-year period for Milwaukee County's Under-ground Storage Tank Program at the following seven locations: CAMD North Shop, Dretzka Park, Washington Park, 721 W. Winnebago, Cold Springs Bus Garage, Mitchell Park Domes and CAMD Main Shop.

Fiscal Note:

Adoption of this resolution will not require additional expenditures. The Department of Public Works has appropriated the necessary funds to award the recommended contract extension within the 2001 Operating Budget 005082-8528. A portion of these expenditures are subject to reimbursement under the State PECFA fund. This fiscal note was prepared by Department of Public Works - Environmental Services Division staff.

File No. 01-237
(Journal, April 12, 2001)

(Item 3) From the Director of Public Works, requesting authorization to extend an existing professional services contract with K. Singh & Associates, Inc. to provide additional soil and groundwater investigative activities on the County Grounds NE Quadrant Property, by increasing the existing \$19,895.50 contract by \$8,922.50, for a new contract total of \$28,818.00, by recommending adoption of the following:

A RESOLUTION

WHEREAS, the Department of Public Works (DPW) is recommending additional soil and groundwater investigative activities to determine the extent of contamination on the County Grounds NE Quadrant Property; and

WHEREAS, the results of Phase I and Phase II Environmental Site Assessments (ESAs) conducted on the property have revealed five areas of environmental concern. These impacts were detected from soil and/or groundwater samples collected in the western and northeastern berms, near the garage and near the former C-10 and C-11 building locations; and

WHEREAS, in accordance with the Wisconsin Hazardous Substances Spill Law, s. 144.76, Wisconsin Statutes, Milwaukee

County DPW-Environmental Services Division (Environmental Services) notified the Wisconsin Department of Natural Resources (WDNR) that contamination was observed on the above-referenced property. On these matters, Milwaukee County has been deemed the responsible party for contamination investigation and remediation. Milwaukee County is required by the aforementioned law to restore the environment on the site, to the extent practicable, and minimize the harmful effects from the discharge to the air, lands and waters of the State; and

WHEREAS, at this time, additional soil and groundwater investigation is needed to determine the extent of impacts and evaluate the most effective method to remediate the site. At this time, it is recommended that additional investigation and/or remediation be conducted in three of the areas of concern. These areas include the north side of the western berm, the south side of the western berm and the northeastern berm; and

WHEREAS, for the remaining two areas of concern, it is anticipated that these areas will be addressed during the future proposed activities at the site. The proposed plans include constructing a roadway through the former C-10 and C-11 building locations and demolishing the small, frame garage. It is expected that the contamination will be investigated and remediated during the construction/demolition activities; and

WHEREAS, on June 28, 2000, DPW-Environmental Services, requested proposals from three annual consultants to perform a Phase I and Phase II ESA on the property. All three of the annual consultants submitted proposals. Based upon their proposal and the distribution of projects among the annual consultants, K. Singh and Associates, Inc. was selected to perform the work for \$19,895.50; and

WHEREAS, on February 6, 2001, DPW-Environmental Services requested a proposal from K. Singh to provide the additional services needed to define the extent of contamination at three of the five areas of environmental concern. As stated above, it is anticipated that the other two areas of concern will be investigated/remediated during the proposed construction/demolition activities; and

WHEREAS, K. Singh's cost estimate to perform the additional work is \$8,922.50. This would increase the existing \$19,895.50 contract by \$8,922.50, for a new contract total of \$28,818.00 and County Board approval is needed. The Director, Department of Public Works has recommended and requested authorization to execute an amendment to the existing contract with K. Singh &

Associates, Inc. to accomplish the additional work because the additional work is limited, the current consultant is familiar with the site and their work to date is acceptable; and

WHEREAS, on April 2, 2001 the Committee on Economic and Community Development voted 7-0 to recommend approval of the said request; and

WHEREAS, on April 3, 2001 the Committee on Parks, Energy and Environment voted 7-0 to concur in the recommendation of the Committee on Economic and Community Development to recommend approval of the said request; now, therefore,

BE IT RESOLVED, that the Milwaukee County Board of Supervisors hereby authorizes and directs the Director of the Department of Public Works to extend the existing professional services contract with K. Singh & Associates, Inc. by increasing the existing \$19,895.50 contract by \$8,922.50, for a new contract total of \$28,818.00, to provide additional soil and groundwater investigative activities on the County Grounds NE Quadrant Property.

Fiscal Note:

The adoption of this resolution will not require additional expenditures. Sufficient funds are available in the Department of Administration-Economic Development Operating Account for this project. Information for this fiscal note was provided by DPW-Environmental Services Division staff.

File No. 01-267
(Journal, April 12, 2001)

(Item 4) From the Director of Public Works, requesting Underground Storage Tank Management Program deed restrictions for Mitchell Park Domes, by recommending adoption of the following:

A RESOLUTION

WHEREAS, in the past, several underground storage tanks were removed from the Mitchell Park Domes site and contaminated soil was excavated and disposed. A soil vapor extraction system further remediated the site from 1996 through 1997; and

WHEREAS, site characterization/investigation data has identified and confirmed that Mitchell Park Domes still possesses residual petroleum hydrocarbon contamination in the soil; and

WHEREAS, Milwaukee County has been deemed the responsible party to remediate the existing contamination on the property

and, in accordance with existing laws, has restored the environment of the property, to the extent practicable, and has minimized the harmful effects from the discharge to the air, lands and waters of the State; and

WHEREAS, the Director of Public Works has, in a memorandum dated February 20, 2001, advised that no further mitigation action is necessary at this time; however, he has advised that an Underground Storage Tank Management Program deed restriction is required for the Mitchell Park Domes site, declaring that the petroleum hydrocarbon contamination is, for practical purposes, not accessible and may exist and remain until such time as the soil is disturbed or excavated; and

WHEREAS, at the time the soil is disturbed or excavated, the owner of the property shall be required to conduct an investigation of the degree and extent of the petroleum hydrocarbon contamination; and

WHEREAS, to the extent that the contamination is found at that time, the Wisconsin Department of Natural Resources (DNR) shall be immediately notified and the contamination shall be properly treated or disposed of in accordance with applicable laws and the DNR, or its successor, shall, upon request, review and determine whether the deed restriction is no longer required and can be extinguished; and

WHEREAS, a copy of the memorandum and of the proposed deed restrictions has been placed in this file, No. 01-267, and is incorporated in this resolution by reference; and

WHEREAS, deed restrictions recorded against Milwaukee County property require the approval of the Milwaukee County Board of Supervisors and the County Executive and require the signatures of the County Executive and the County Clerk; and

WHEREAS, on April 3, 2001 the Committee on Parks, Energy and Environment voted 7-0 to approve the request of the Director of Public Works for Underground Storage Tank Management Program deed restrictions for the Mitchell Park Domes; now, therefore

BE IT RESOLVED, that the Milwaukee County Board of Supervisors does hereby authorize the County Executive and the County Clerk to sign, after Corporation Counsel approval, the said deed restrictions for the site at the Mitchell Park Domes; and

BE IT FURTHER RESOLVED, that the Milwaukee County Real

Estate office properly record the deed restriction for the property at the Mitchell Park Domes; and

BE IT FURTHER RESOLVED, that at such time it is determined by the Department of Commerce, or its successors, that the deed restriction is no longer required for the property, the County Executive and the County Clerk are authorized to sign, after approval by the Corporation Counsel, a release instrument extinguishing the said deed restriction, which thereafter will be recorded with the County Register of Deeds.

Fiscal Note:

Adoption of this resolution will not require additional expenditures. However, it will require an expenditure of Parks staff time. This fiscal note is based upon information provided by staff of the DPW-Environmental Services Division.

File No. 01-266
(Journal, April 12, 2001)

(Item 5) From the Director of Public Works, requesting Underground Storage Tank Management Program deed restrictions for a section of McCarty Park, by recommending adoption of the following:

A RESOLUTION

WHEREAS, in the past, an underground storage tank was removed from McCarty Park, adjacent to the McCarty Park Pavilion, and contaminated soil was excavated and disposed; and

WHEREAS, site characterization/investigation data has identified and confirmed that a section of McCarty Park still possesses residual petroleum hydrocarbon contamination in the soil; and

WHEREAS, Milwaukee County has been deemed the responsible party to remediate the existing contamination on the property and, in accordance with existing laws, has restored the environment of the property, to the extent practicable, and has minimized the harmful effects from the discharge to the air, lands and waters of the State; and

WHEREAS, the Director of Public Works has, in a memorandum dated February 20, 2001, advised that no further mitigation

action is necessary at this time; however, he has advised that an Underground Storage Tank Management Program deed restriction is required for the McCarty Park site, declaring that the petroleum hydrocarbon contamination is, for practical purposes, not accessible and may exist and remain until such time as the structural impediments are removed; and

WHEREAS, at the time the structural impediments are removed, the owner of the property shall be required to conduct an investigation of the degree and extent of the petroleum hydrocarbon contamination; and

WHEREAS, to the extent that the contamination is found at that time, the Wisconsin Department of Natural Resources (DNR) shall be immediately notified and the contamination shall be properly treated or disposed of in accordance with applicable laws and the DNR, or its successor, shall, upon request, review and determine whether the deed restriction is no longer required and can be extinguished; and

WHEREAS, a copy of the memorandum and of the proposed deed restrictions has been placed in this file, No. 01-266, and is incorporated in this resolution by reference; and

WHEREAS, deed restrictions recorded against Milwaukee County property require the approval of the Milwaukee County Board of Supervisors and the County Executive and require the signatures of the County Executive and the County Clerk; and

WHEREAS, on April 3, 2001 the Committee on Parks, Energy and Environment voted 7-0 to approve the request of the Director of Public Works for Underground Storage Tank Management Program deed restrictions for a section of McCarty Park; now, therefore

BE IT RESOLVED, that the Milwaukee County Board of Supervisors does hereby authorize the County Executive and the County Clerk to sign, after Corporation Counsel approval, the said deed restrictions for a section of McCarty Park; and

BE IT FURTHER RESOLVED, that the Milwaukee County Real Estate office properly record the deed restriction for the said property at McCarty Park; and

BE IT FURTHER RESOLVED, that at such time it is determined by the Department of Commerce, or its successors, that the deed restriction is no longer required for the property, the County Executive and the County Clerk are authorized to sign, after

approval by the Corporation Counsel, a release instrument extinguishing the said deed restriction, which thereafter will be recorded with the County Register of Deeds.

Fiscal Note:

Adoption of this resolution will not require additional expenditures. However, it will require an expenditure of Parks staff time. This fiscal note is based upon information provided by staff of the DPW-Environmental Services Division.

File No. 01-264
(Journal, April 12, 2001)

(Item 6) From the Director of Public Works, requesting Underground Storage Tank Management Program deed restrictions for the Fiebrantz Bus Garage, by recommending adoption of the following:

A RESOLUTION

WHEREAS, in the past, two underground storage tanks containing diesel fuel were upgraded at the Fiebrantz Bus Garage site. Contamination of soil and groundwater were discovered at these times. Passive remediation and monitoring occurred between October, 1993 and October, 1999; and

WHEREAS, site characterization/investigation data has identified and confirmed that the Fiebrantz Bus Garage possesses petroleum hydrocarbon contamination in the soil and groundwater; and

WHEREAS, Milwaukee County has been deemed the responsible party to remediate the existing contamination on the property and, in accordance with existing laws, has restored the environment of the property, to the extent practicable, and has minimized the harmful effects from the discharge to the air, lands and waters of the State; and

WHEREAS, the Director of Public Works has, in a memorandum dated February 20, 2001, advised that remediation via natural attenuation of the soil and groundwater contamination is deemed satisfactory and no further mitigation action is necessary at this time; however, he has advised that an Underground Storage Tank Management Program deed restriction is required for the Fiebrantz Bus Garage site, declaring that the remaining petroleum hydrocarbon

contamination is, for practical purposes, not accessible and may exist and remain until such time as the soil is disturbed or excavated and/or the construction or reconstruction of a well is proposed; and

WHEREAS, at the time the soil is disturbed or excavated or construction or reconstruction of a well is proposed, the owner of the property at that time shall be required to conduct an investigation of the degree and extent of the petroleum hydrocarbon contamination; and

WHEREAS, to the extent that the contamination is found at that time, the Wisconsin Department of Natural Resources (DNR) and/or the Wisconsin Department of Commerce shall be immediately notified and the contamination shall be properly treated or disposed of in accordance with applicable laws and the DNR, or its successor, shall, upon request, review and determine whether the deed restriction is no longer required and can be extinguished; and

WHEREAS, a copy of the memorandum and of the proposed deed restrictions has been placed in this file, No. 01-264, and is incorporated in this resolution by reference; and

WHEREAS, deed restrictions recorded against Milwaukee County property require the approval of the Milwaukee County Board of Supervisors and the County Executive and require the signatures of the County Executive and the County Clerk; and

WHEREAS, on April 3, 2001 the Committee on Parks, Energy and Environment voted 7-0 to approve the request of the Director of Public Works for Underground Storage Tank Management Program deed restrictions for the Fiebrantz Bus Garage; now, therefore

BE IT RESOLVED, that the Milwaukee County Board of Supervisors does hereby authorize the County Executive and the County Clerk to sign, after Corporation Counsel approval, the said deed restrictions for the site at the Fiebrantz Bus Garage; and

BE IT FURTHER RESOLVED, that the Milwaukee County Real Estate office is hereby authorized and directed to properly record the deed restrictions for the said property at the Fiebrantz Bus Garage; and

BE IT FURTHER RESOLVED, that at such time it is determined by the Department of Commerce, or its successors, that the deed restriction is no longer required for the property, the County Executive and the County Clerk are authorized to sign, after

approval by the Corporation Counsel, a release instrument extinguishing the said deed restrictions, which thereafter will be recorded with the County Register of Deeds.

Fiscal Note:

Adoption of this resolution will not require additional expenditures. However, it will require an expenditure of staff time. This fiscal note is based upon information provided by staff of the DPW-Environmental Services Division.

File No. 01-265
(Journal, April 12, 2001)

(Item 7) From the Director of Public Works, requesting Underground Storage Tank Management Program deed restrictions for Froedtert Memorial Hospital, by recommending adoption of the following:

A RESOLUTION

WHEREAS, in the past, one or more petroleum discharges have occurred on Froedtert Memorial Hospital property and investigation and remedial actions taken from March of 1999 through October of 1999 led to the removal of approximately 231 tons of petroleum-contaminated soil; and

WHEREAS, site characterization/investigation data has identified and confirmed that Froedtert Memorial Hospital still possesses residual petroleum hydrocarbon contamination in the soil; and

WHEREAS, Milwaukee County has been deemed the responsible party to remediate the existing petroleum hydrocarbon discharges which have occurred on the property and, in accordance with existing laws, has restored the environment of the property, to the extent practicable, and has minimized the harmful effects from the discharge to the air, lands and waters of the State; and

WHEREAS, the Director of Public Works has, in a memorandum dated February 20, 2001, advised that natural attenuation has been selected to remediate residual contamination and no further mitigation action is necessary at this time; however, he has advised that an Underground Storage Tank Management Program deed restriction is required for the Froedtert Memorial Hospital site, declaring that the petroleum hydrocarbon contamination is, for

practical purposes, not accessible and may exist and remain until such time as the soil is disturbed or excavated; and

WHEREAS, at the time the soil is disturbed or excavated, the owner of the property at that time shall be required to conduct an investigation of the degree and extent of the petroleum hydrocarbon contamination; and

WHEREAS, to the extent that the contamination is found at that time, the Wisconsin Department of Natural Resources (DNR) and/or Wisconsin Department of Commerce shall be immediately notified and the contamination shall be properly treated or disposed of in accordance with applicable laws and the DNR, or its successor, shall, upon request, review and determine whether the deed restriction is no longer required and can be extinguished; and

WHEREAS, a copy of the memorandum and of the proposed deed restrictions has been placed in this file, No. 01-265, and is incorporated in this resolution by reference; and

WHEREAS, deed restrictions recorded against Milwaukee County property require the approval of the Milwaukee County Board of Supervisors and the County Executive and require the signatures of the County Executive and the County Clerk; and

WHEREAS, on April 3, 2001 the Committee on Parks, Energy and Environment voted 7-0 to approve the request of the Director of Public Works for Underground Storage Tank Management Program deed restrictions for the Froedtert Memorial Hospital; now, therefore

BE IT RESOLVED, that the Milwaukee County Board of Supervisors does hereby authorize the County Executive and the County Clerk to sign, after Corporation Counsel approval, the said deed restrictions for the site at the Froedtert Memorial Hospital; and

BE IT FURTHER RESOLVED, that the Milwaukee County Real Estate office is hereby authorized and directed to properly record the deed restriction for the said property at Froedtert Memorial Hospital; and

BE IT FURTHER RESOLVED, that at such time it is determined by the Department of Commerce, or its successors, that the deed restriction is no longer required for the property, the County Executive and the County Clerk are authorized to sign, after approval by the Corporation Counsel, a release instrument extinguishing the said deed restriction, which thereafter will be recorded with the County Register of Deeds.

Fiscal Note:

Adoption of this resolution will not require additional expenditures. However, it will require an expenditure of staff time. This fiscal note is based upon information provided by staff of the DPW-Environmental Services Division.

File No. 01-269
(Journal, April 12, 2001)

(Item 8) From the Director, University of Wisconsin-Extension, requesting approval for a letter of support and adoption of a resolution supporting a budget initiative for State funding, proposed by the UW-Extension and included in the UW System budget, titled "The Best Practices Partnership for Children, Youth and Families", to provide new human science education and technical assistance and enhance existing educational efforts to Wisconsin counties, non-profit, faith-based and other organizations who deliver human services programs, by recommending adoption of the following:

A RESOLUTION

WHEREAS, Milwaukee County devotes considerable financial and human resources to programs serving children, youth and families; and

WHEREAS, addressing the needs of these constituents is increasingly complex and expensive; and

WHEREAS, education on state-of-the-art research on program design, implementation and evaluation can better inform decision makers, resulting in improved outcomes and better use of scarce dollars; and

WHEREAS, the UW-Extension has requested \$2.06 million in State general purpose revenue over two years to strengthen the State's workforce by identifying and disseminating the best available research-based information on programs and services related to children, youth and families; and

WHEREAS, the "DIN" Best Practices Initiative for Children, Youth and Families is a state-wide program model that has been designed to enhance the capacity and provide educational assistance on issues that are identified as local and critical to that county; and

WHEREAS, the model is research-driven and will use outcome-

based performance measurements that can more accurately measure and evaluate programs; and

WHEREAS, the Director, University of Wisconsin-Extension, has requested approval for a letter of support and adoption of a resolution supporting "The Best Practices Partnership for Children, Youth and Families" budget initiative; and

WHEREAS, on April 3, 2001 the Committee on Parks, Energy and Environment voted 7-0 to recommend approval of the said request; and

WHEREAS, on April 9, 2001 the Committee on Intergovernmental Relations voted to concur in the recommendation for approval of the said request; now, therefore,

BE IT RESOLVED, that the County Board of Supervisors does hereby support the U.W. Extension "Best Practices Initiative for Children, Youth and Families" budget initiative, which will bring the resources of the University of Wisconsin and other experts into the community to develop and strengthen coalitions, assist with the identification and prioritization of issues, identify and disseminate research-based programs and implement evaluation tools to determine program efficacy and guide funding decisions; and

BE IT FURTHER RESOLVED, that Milwaukee County requests support for this initiative from members of the Milwaukee County legislative delegation and asks that they communicate their support for this initiative to the leadership of their respective houses and the Governor; and

BE IT FURTHER RESOLVED, that the County Clerk is hereby directed to send a copy of this resolution to members of the Milwaukee County legislative delegation and to Governor Scott McCallum.

Fiscal Note:

The adoption of this resolution/letter of support will not result in any cost to the Milwaukee County U.W. Extension budget. This fiscal note was prepared by the Director, UW Extension.

File No. 01-262
(Journal, April 12, 2001)

(Item 9) From the Director, University of Wisconsin-Extension, requesting authorization for the Chairperson of the Parks Committee,

on behalf of Milwaukee County, to execute an amendment to a professional services contract in the amount of \$204,290 with Board of Regents of the University of Wisconsin System, on behalf of the University of Wisconsin-Extension, Cooperative Extension Division, to provide staffing of the Milwaukee County UW Extension for calendar year 2001, by recommending adoption of the following:

A RESOLUTION

WHEREAS, Milwaukee County and the Board of Regents of the University of Wisconsin System entered into a contract in 1998 for the University of Wisconsin-Extension to provide professional staffing of the Milwaukee County University of Wisconsin Cooperative Extension Office in the areas of Family Development, Youth Development, Horticulture and Community and Leadership Development; and

WHEREAS, under the terms of the contract, Milwaukee County provides for 40 per cent of faculty and academic staff salary and fringe benefits, funding for travel reimbursement, a limited amount of hourly staffing and miscellaneous expenses. In addition to faculty and academic staff hired through this contract, Milwaukee County provides, through the normal county departmental budgeting procedures, funding for facility rental, clerical support and operational costs; and

WHEREAS, under the terms of the contract, the University of Wisconsin provides funding for 60 per cent of faculty and fringe benefits; and

WHEREAS, in 1999 and 2000, Milwaukee County and the Board of Regents of the University of Wisconsin System entered into contract amendments to extend the terms and to establish contract amounts for those calendar years; and

WHEREAS, the Director of the Milwaukee County University of Wisconsin-Extension has prepared and presented an amendment to the existing contract and has requested that the Chairman of the Committee on Parks, Energy and Environment, on behalf of Milwaukee County, enter into Amendment No. 3 to the existing contract between Milwaukee County and the Board of Regents of the University of Wisconsin System in the amount of \$204,290 for the period January 1, 2001 through December 31, 2001. Funding for this contract was included in the 2001 Adopted Milwaukee County Budget for Milwaukee County University of Wisconsin-Extension; and

WHEREAS, the contract amendment has been approved by the Milwaukee County office of Corporation Counsel and Risk Manager; and

WHEREAS, on April 3, 2001 the Committee on Parks, Energy and Environment voted 7-0 to recommend approval of the said request; now, therefore,

BE IT RESOLVED, that the County Board of Supervisors does hereby approve the proposed Amendment No. 3 to Contract (Acct. #133-BC38) between Milwaukee County and the Board of Regents of the University of Wisconsin System; and

BE IT FURTHER RESOLVED, that the Chairman of the Committee on Parks, Energy and Environment is hereby authorized and directed, on behalf of Milwaukee County, to execute the said Amendment No. 3 to Contract between Milwaukee County and the Board of Regents of the University of Wisconsin System, on behalf of the University of Wisconsin-Extension, Cooperative Extension Division, for delivery by the University of Wisconsin-Extension of programs relating to Youth, Families, Communities, the Environment and Horticulture for the period commencing January 1, 2001 through December 31, 2001, for which Milwaukee County will pay the University of Wisconsin-Extension \$204,290 as set forth in the said contract.

Fiscal Note:

Funding for this contract was included in the 2001 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.

File No. 01-260
(Journal, April 12, 2001)

(Item 10) From the Senior Vice President, Milwaukee Public Museum, requesting authorization to de-access certain Native American objects from the Milwaukee Public Museum's collection and to repatriate these objects to the White Mountain Apache Tribe of Arizona, by recommending adoption of the following:

A RESOLUTION

WHEREAS, the Management Agreement between Milwaukee County and the Milwaukee Public Museum, Inc. and the Museum's Deaccession Policy, approved by the County Board on June 6, 1995,

stipulate that deaccessions of Native American objects in the Museum collections be approved by the Milwaukee County Board of Supervisors; and

WHEREAS, the Milwaukee Public Museum, Inc. receives federal funding through grants and is therefore obligated to comply with the Native American Graves Protection and Repatriation Act of 1990 (NAGPRA; P.L. 101-601) and repatriate specific cultural items which fall under the definitions of P.L. 101-601 at the request of federally-recognized Native American tribes; and

WHEREAS, the Milwaukee Public Museum, Inc., has received from the White Mountain Apache Tribe of Arizona a request to repatriate five Dilzini Gaan masks and one medicine staff (Ethnology Accession D, catalogue nos. 2873, 2874, 2875, 2876, 2877 and 2878) deemed "cultural patrimony" and therefore communally held by the tribe and inalienable by any single individual; and

WHEREAS, the above-mentioned request for repatriation, dated January 5, 2001 was reviewed by the Milwaukee Public Museum's Repatriation Review Committee; and deaccession for the purposes of repatriation to the White Mountain Apache Tribe recommended to the Museum's President/CEO and Board of Directors for approval on March 8, 2001; and

WHEREAS, the above-mentioned Committee's recommendation for deaccession was approved by the Museum's President/CEO and the Milwaukee Public Museum, Inc., Board of Directors on March 15, 2001; and

WHEREAS, the Senior Vice President, Milwaukee Public Museum, has submitted the recommendation of the Milwaukee Public Museum, Inc. Board of Directors to de-access the above-specified Native American objects from the Milwaukee Public Museum's collection and to repatriate these objects to the White Mountain Apache Tribe of Arizona; and

WHEREAS, on April 3, 2001 the Committee on Parks, Energy and Environment voted 7-0 to recommend that the said recommendation be approved; now, therefore,

BE IT RESOLVED, that the Milwaukee County Board of Supervisors does hereby accept the subject recommendation of the Milwaukee Public Museum, Inc., Board of Directors to deaccession said objects (Ethnology Accession D, catalogue nos. 2873, 2874, 2875, 2876, 2877 and 2878) from the Milwaukee Public Museum, Inc.'s collection and repatriate these objects to the White Mountain Apache Tribe of Arizona.

Fiscal Note:

There are no County tax-levied dollars involved in this deaccession or the return of these objects to the White Mountain Apache Tribe. This fiscal note was prepared by the Senior Vice President, Milwaukee Public Museum.

File No. 00-748
(Journal, December 21, 2000)

(Item 11) From the Executive Director, Urban Ecology Center, requesting to lease a portion of Riverside Park for environmental education and community programming, by recommending adoption of the following:

A RESOLUTION

WHEREAS, the Executive Director of the Urban Ecology Center has submitted a request to Milwaukee County to lease a portion of Riverside Park for environmental education and community programming; and

WHEREAS, the Board of Directors of the Urban Ecology Center (Center) understand that the leased premises are fundamentally public and are to remain accessible to the public; and,

WHEREAS, the premises shall be used to provide educational, recreational, and environmental stewardship programming; and,

WHEREAS, the Center shall provide for the maintenance, management and supervision of the leased premises; and,

WHEREAS, the lease will allow the Center to make a substantial investment in the property, to include the planting and maintaining of native vegetation, construction, repair or replacement of pathways, stairs, Americans with Disabilities Act-compliant means of access, docks or piers, erosion controls and any other physical improvements as approved by the County; and,

WHEREAS, any building contemplated by the Center must have written approval by the Milwaukee County Board of Supervisors and the County Executive and all plans and specifications must be approved by the Milwaukee County Department of Public Works; and,

WHEREAS, the Center is responsible for all costs associated with the development and maintenance of the Center and such

improvements, if not removed in 90 days, shall become the property of the County; and,

WHEREAS, should the Center fail to comply with any of the covenants or conditions of the lease for a period of 45 days, the County has the right to terminate the lease; and,

WHEREAS, the Milwaukee County Board of Supervisors and the County Executive may cancel the lease with 90 days notice. The Center may also terminate this Lease by 90 days written notice served upon the County by certified mail; and,

WHEREAS, the Lessee is responsible for any required repair, clean-up, remediation or detoxification arising out of and hazardous materials brought or introduced into the premises by the Lessee, its agents or guests; and,

WHEREAS, upon termination of the lease, the Center will return the property in as good a condition as when leased, normal wear and tear excepted; and,

WHEREAS, the Center shall evidence and maintain proof of financial responsibility for all programming, construction and maintenance of the leased premises; and,

WHEREAS, the Center shall not cause or permit any liens, encumbrances or mortgages to be levied against the premises without the review and approval of the Parks Director and the Office of the Milwaukee County Corporation Counsel; and,

WHEREAS, the Center shall prepare yearly reports for the County Board of Supervisors detailing its financial status and any physical improvements to the property; and,

WHEREAS, nothing in this lease shall constitute or be construed to create a partnership or joint venture between Milwaukee County or its successors or assigns and Center or its successors or assigns. In entering into this lease, and in acting in compliance herewith, Center is at all times acting or performing as an independent contractor, duly authorized to perform the acts required of it hereunder; and

WHEREAS, the Director of the Department of Parks, Recreation and Culture, in a revised memorandum dated March 30, 2001 has presented a proposed lease between Milwaukee County Department of Parks, Recreation and Culture and Urban Ecology Center and has

recommended the approval and requested authorization to execute the said proposed lease on behalf of Milwaukee County; and

WHEREAS, a copy of the revised memorandum from Parks Director, dated March 30, 2001, with proposed lease attached, has been placed in this file, No. 00-748, and the said memorandum and lease are incorporated in this resolution by reference; and

WHEREAS, on April 3, 2001 the Committee on Parks, Energy and Environment voted 7-0 to recommend approval of the proposed lease, 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 enter into a lease with the Urban Ecology Center for a portion of Riverside Park for a period of (25) twenty-five years and includes an option of another (25) twenty-five years, providing that all the covenants and conditions of the lease are being fulfilled; and,

BE IT FURTHER RESOLVED, that any improvements that exceed \$10,000 for a single project must receive County Board and County Executive approval; and

BE IT FURTHER RESOLVED, that the Urban Ecology Center will pay the County (\$1.00) one-dollar per year for the use of the property described herein.

Fiscal Note:

The adoption of this Resolution will result in no increase in expenditure authority. This fiscal note was prepared by Department of Parks, Recreation and Culture staff.

File No. 01-200
(Journal, March 15, 2001)

(Item 12) From the National Spinal Cord Injury Association, requesting closing of Lincoln Memorial Drive on the evening of Thursday, July 19, 2001 for the 13th annual Wheels and Heels event by recommending adoption of the following:

A RESOLUTION

WHEREAS, the National Spinal Cord Injury Association is requesting the use of North Lincoln Memorial Drive on Thursday evening, July 19, 2001 to safely accommodate participants of the Wheels and Heels Rush to Festa event; and

WHEREAS, permission from the County Board, pursuant to Chapter 47.031 of the County Ordinances, is required to conduct the event on North Lincoln Memorial Drive; and

WHEREAS, the Department of Parks, Recreation and Culture has requested authorization to close Lincoln Memorial Drive from Michigan Street to the entrance to Veterans Park at the north end of Mason Street bridge for approximately 40 minutes beginning at 7:00 p.m.; and

WHEREAS, the Department of Parks, Recreation and Culture will notify McKinley Marina tenants in advance and accommodate those people wishing to access the Marina due to the event; and

WHEREAS, on April 3, 2001 the Committee on Parks, Energy and Environment voted 6-0 to recommend approval of the request of the Director of the Department of Parks, Recreation and Culture; now, therefore,

BE IT RESOLVED, that the Milwaukee County Board of Supervisors does hereby approve, pursuant to Chapter 47.031, Milwaukee County General Ordinances, of permitting the proposed Wheels and Heels Rush to Festa event to take place on Lincoln Memorial Drive on Thursday, July 19, 2001; and

BE IT FURTHER RESOLVED, that the Director of Parks, Recreation and Culture is hereby authorized and directed to grant a permit for said event and provide cooperation for its success.

Fiscal Note:

The adoption of this resolution will result in the realization of at least \$650 in 2001 budgeted revenue. This fiscal note was prepared by the Department of Parks, Recreation and Culture staff.

File No. 01-231
(Journal, April 12, 2001)

(Item 13) From the Manager of Government Affairs, Harley-Davidson Motor Company and Harley Owners Group, requesting approval to conduct a motorcycle parade on North Lincoln Memorial Drive on Saturday, September 1, 2001 at 6:30 P.M., by recommending adoption of the following:

A RESOLUTION

WHEREAS, the Harley-Davidson Motor Company and the Harley Owners Group is requesting the use of North Lincoln

Memorial Drive on Saturday evening, September 1, 2001 to safely accommodate participants and spectators of the Harley Owners Group parade; and

WHEREAS, permission from the County Board, pursuant to Chapter 47.031 of the County Ordinances, is required to conduct the event on North Lincoln Memorial Drive; and

WHEREAS, the Department of Parks, Recreation and Culture has requested authorization to close the southbound lanes of Lincoln Memorial Drive from Kenwood Boulevard to Michigan Street for approximately 45 minutes beginning at 7:00 p.m., as well as an additional hour preceding the parade from Kenwood Boulevard to Ravine Road; and

WHEREAS, the Department of Parks, Recreation and Culture will notify McKinley Marina tenants in advance and accommodate those people wishing to access the Marina due to the event; and

WHEREAS, on April 3, 2001 the Committee on Parks, Energy and Environment voted 6-0 to recommend approval of the request of the Director of the Department of Parks, Recreation and Culture; now, therefore,

BE IT RESOLVED, that the Milwaukee County Board of Supervisors does hereby approve, pursuant to Chapter 47.031, Milwaukee County General Ordinances, to permit the proposed Harley Owners Group parade to take place on Lincoln Memorial Drive on Saturday, September 1, 2001; and .

BE IT FURTHER RESOLVED, that the Director of Parks, Recreation and Culture is hereby authorized and directed to grant a permit for said event and provide cooperation for its success.

Fiscal Note:

The adoption of this resolution will result in the realization of at least \$650 in 2001 budgeted revenue. This fiscal note was prepared by Department of Parks, Recreation and Culture staff.

File No. 01-172
(Journal, March 15, 2001)

(Item 14) From Director, Department of Parks, Recreation and Culture, recommending approval of an agreement with the Milwaukee Rampage Soccer Club for lease of Milwaukee County Sports Complex, by recommending adoption of the following:

A RESOLUTION

WHEREAS, the Milwaukee Rampage Soccer Team has approached the County and is desirous of leasing the Milwaukee County Sports Complex ("Complex") from the County to establish a home field, continue public programming, enhance soccer interest in the community and provide community outreach through soccer and other programs and clinics for youth; and

WHEREAS, the Parks Department was instructed to operate the Complex while exploring ways to make the facility viable and also investigate and work with interested parties who may be interested in improving the programmatic and financial performance of the Complex; and

WHEREAS, the Parks Department previously issued two Requests for Proposals, and responses to those proposals were rejected as not meeting County needs and objectives at the Complex, which has required the Parks Department to continue to operate the Complex; and

WHEREAS, the Parks Department set the fundamental goals of substantially reducing or eliminating the County debt service payment on the Complex, ensuring that the Complex will continue to serve the public, reducing or eliminating operating losses at the Complex and maximizing the utilization of the Complex when evaluating proposals for third party operation of the Complex; and

WHEREAS, a Lease Agreement with the Milwaukee Rampage has been negotiated which addresses the concerns of the County as stated above; and

WHEREAS, a summary of the proposed Lease Agreement and the proposed Lease Agreement itself was submitted to the County Board by the Director of Parks, Recreation and Culture on February 28, 2001; and

WHEREAS, the report and Lease Agreement were considered and laid over by the Committee on Parks, Energy and Environment at its March 6, 2001 meeting and the Committee on Finance and Audit at its March 8, 2001 meeting; and

WHEREAS, a revised Lease Agreement was submitted to the County Board by the Department of Parks, Recreation and Culture on March 30, 2001; and

WHEREAS, at its meeting on April 3, 2001, the Committee on Parks, Energy and Environment approved the revised Lease Agree-

ment by a vote of 6 to 1, with an amendment specifying that before being executed, the Lease Agreement shall be modified to include a new provision that would reduce the Base Rent to be paid by the Milwaukee Rampage during the first year of the Agreement from \$215,000 to \$115,000, in return for an agreement by the Milwaukee Rampage to develop, at its own expense, the two new outdoor soccer fields at the Sports Complex that were previously to be developed by Milwaukee County; now, therefore

BE IT RESOLVED, that the revised Lease Agreement between Milwaukee County and the Milwaukee Rampage, dated March 30, 2001, is hereby approved and the appropriate County Officials are authorized to execute said Lease Agreement; and

BE IT FURTHER RESOLVED, that before being executed, the Lease Agreement shall be modified to include a new provision that would reduce the Base Rent to be paid by the Milwaukee Rampage during the first year of the Agreement from \$215,000 to \$115,000, in return for an agreement by the Milwaukee Rampage to develop at its own expense the two new outdoor soccer fields at the Sports Complex that were previously to be developed by Milwaukee County; and

BE IT FURTHER RESOLVED, that the Base Rent and Additional Rent shall be utilized to pay debt service costs for the Complex; and

BE IT FURTHER RESOLVED, that a Trust Fund shall be established, beginning in the second year of the Lease, to capture five percent of sponsorship and advertising revenues, which fund shall be used for County major maintenance costs and improvements at the Complex, as detailed in the Lease (single repair items over \$5,000, excluding the floor and floor coverings).

Fiscal Note:

Adoption of this resolution would result in the execution of a Lease Agreement between the Milwaukee Rampage and Milwaukee County for the operation of the Milwaukee County Sports Complex. This transfer in operational responsibility would enable the County to avoid annual operating losses at the Complex of approximately \$95,000 per year. In addition, under the terms of the Agreement, County revenue would increase by a minimum of \$115,000 in the first year and \$215,000 for the next four years through an annual Base Rent payment. The Agreement also contains provisions that would enable Milwaukee County to receive a share of revenue generated at the Sports Complex should it exceed a certain level. All Base Rent and additional rent

payments would be utilized to offset debt service costs for the Complex.

Beginning in the second year of the Agreement, 5% of advertising and promotions revenue generated by the Rampage at the Complex would be directed to the County for establishment of a fund to pay for major repairs at the Complex. The Agreement also contains a provision that requires the Rampage to develop at its own expense two new outdoor soccer fields at the Complex that were previously to be developed by Milwaukee County. Milwaukee County included \$178,760 for the two fields in the 2001 Adopted Capital Improvements Budget and General Obligation bonds were issued for the project in March 2001. Bond proceeds associated with the project would be placed in the Debt Service Reserve.

Finally, because the Soccer Complex would no longer be operated by a non-profit entity, the original bonds for the project must be defeased and \$2.7 million in new taxable bonds must be issued to take their place. Based on preliminary estimates by the Department of Administration, the issuance of 2001 taxable refunding bonds would increase 2001 and subsequent debt service payments by an estimated \$181,551. This fiscal note was prepared by the County Board Fiscal and Budget Analyst based on information provided by the Department of Parks, Recreation and Culture and the Department of Administration.

File No. 00-710(a)(a)
(Journal, April 12, 2001)

(Item 15) From Director of Parks, Recreation and Culture, recommending exchange of land between the City of Oak Creek (City) and Milwaukee County and payment of \$173,300 from the City to the County for the difference in assessed value of the property exchanged, to enable the City to construct a police station; further recommending that property at 2000 E. Montana be included in an existing lease of City land to the County for park purposes, further provisions as contained in the resolution, by recommending adoption of the following:

A RESOLUTION

WHEREAS, the City of Oak Creek ("City") has requested that approximately 10 acres of land located at 441 West Ryan Road be exchanged for approximately 60 acres of land located at various

locations in Oak Creek to enable the City to construct a police station; and

WHEREAS, the City will compensate the County for the difference in appraised value for the property exchange (\$173,300); and

WHEREAS, a number of factors have entered into negotiations with the City for the land exchange, including construction of a road and a buffer zone, as well as a permanent exemption for county parkland from storm water utility fees, and these factors are discussed in the report by the Director of Parks, Recreation and Culture dated March 26, 2001, and a recommended agreement is attached to said report and made a part of the file; and

WHEREAS, if construction does not begin within two years on the police station, the land will revert back to the original owners (the City and the County), but the storm water utility fee exemption will remain in force; and

WHEREAS, the report from the Director of Parks, Recreation and Culture was considered by the Committee on Parks, Energy and Environment at its meeting on April 3, 2001, and that committee recommended approval of the resolution, as amended; now, therefore,

BE IT RESOLVED, that the City of Oak Creek agrees to permanently exempt county parkland and General Mitchell Airport's vacant undeveloped lands from storm water utility fees, and that should development occur on the Airport's vacant undeveloped land, the City of Oak Creek shall have the right to enter into negotiations with the County on the issue of whether such development will have a negative impact on the control of storm water runoff and, if so, whether it shall be allowed to impose storm water fees; and

BE IT FURTHER RESOLVED, that the recommended agreement for the land exchange between the City and the County as presented in the report of the Director of Parks, Recreation and Culture, along with the amendments contained in this resolution, is hereby approved; and

BE IT FURTHER RESOLVED, that the 2000 E. Montana property is incorporated into the existing lease between the City and the County, whereby the City leases County land for park usage and maintains said land, which lease runs through 2011 with an option for renewal at the County's option; and

BE IT FURTHER RESOLVED, that the appropriate County Officials and staff are authorized and directed to execute the

agreement for the land exchange and related legal documents at the closing; and

BE IT FURTHER RESOLVED, that the net proceeds from the land exchange be deposited into the Park Enhancement Fund and held up to two years or until construction begins on the police station to enable the land transaction to be reversed in the unlikely event that the police station is not built (once construction begins, the funds will be available to use on County Executive and County Board approved projects as provided by County policy for the use of the Park Enhancement Fund); and

BE IT FURTHER RESOLVED, that the Committee on Economic and Community Development recommends the sale of this land, consistent with the approved process to dispose of surplus county parklands; and

BE IT FURTHER RESOLVED, that the language in the agreement is contingent upon review and approval of the Corporation Counsel and Risk Management.

Fiscal Note:

Adoption of this resolution will result in approximately \$168,000 (\$173,300 less approximately \$5,000 for environmental testing) being deposited into the Park Enhancement fund for future use as approved by the County Executive and the County Board and contingent on the City of Oak Creek building the Police Station on this site.

File No. 01-229

(Journal, April 12, 2001)

(Item 16) From the Director, Department of Parks, Recreation and Culture, requesting authorization to prepare a Wisconsin Conservation Corps sponsor application for 2001-2002 and accept the said grant proposal, if so awarded, by recommending adoption of the following:

A RESOLUTION

WHEREAS, the Wisconsin Conservation Corps (WCC) was established by the State legislature in 1983 to:

- employ young men and women, Ages 18-25
- Conserve, develop and enhance Wisconsin's natural resources through conservation projects
- Encourage and develop work skills, discipline and cooperation; and

WHEREAS, the Parks Department has been in discussions with the staff of the WCC and, because of a proposal deadline of March 9, 2001, the Parks Department has submitted an application to sponsor a project in Milwaukee County; and

WHEREAS, projects have been identified and will be designed by the Parks Facilities Planning section and implemented in conjunction with Parks Landscape Maintenance Services and the Park Maintenance sections; and

WHEREAS, Wisconsin Statutes specify work done by WCC members cannot displace or reduce work of sponsor employees, including those on temporary layoff; the WCC cannot impair existing contract or bargaining agreements or be connected with a labor dispute and the application must clearly specify the union contact person notified of proposed work by WCC; and

WHEREAS, the Director of the Department of Parks, Recreation and Culture has requested authorization to prepare a Wisconsin Conservation Corps sponsor application for 2001-2002 and accept the said grant proposal, if so awarded; and

WHEREAS, on April 3, 2001 the Committee on Parks, Energy and Environment voted 7-0 to recommend approval of the said request; 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 prepare a Wisconsin Conservation Corps sponsor application for 2001-2002 and to accept the said grant proposal, if so awarded.

Fiscal Note:

The adoption of this resolution will not require additional expenditures. It is anticipated that Parks' staff time and material costs required for this project will be limited to funds available in existing operational and capital accounts. Information for this fiscal note was provided by Department of Parks, Recreation and Culture staff.

File No. 01-201
(Journal, March 15, 2001)

(Item 17) A resolution by Supervisors Podell, Aldrich, Diliberti and Borkowski, authorizing and directing the Director of the Department of Parks, Recreation and Culture to recognize a valuable contribution to boater education and safety by waiving the

2001 McKinley Marina mooring buoy fee for the 30 buoys used by the University of Wisconsin-Milwaukee Sailing Club and the Milwaukee Community Sailing Center, by recommending adoption of the said resolution, File No. 01-201, appearing in the Journal of Proceedings of March 15, 2001, as also recommended for adoption by the Committee on Finance and Audit on April 5, 2001 by vote of 7-0.

File No. 01-263

(Journal, April 12, 2001)

(Item 18) A resolution by Supervisors Podell and Diliberti, naming the access road to the Milwaukee Community Sailing Center "Seaver Lane", by recommending adoption of the said resolution, File No. 01-263, appearing in the Journal of Proceedings of April 12, 2001.

File No. 01-238

(Journal, April 12, 2001)

(Item 19) A resolution by Supervisors Jasenski, Weishan, Ryan and Podell, authorizing and directing the Director of the Department of Parks to develop a \$2 million per year plan for three years to repair and reconstruct county walkways and bike trails identified in the Asphalt Surface Condition Assessment Report as needing renovation immediately or within two to four years and furthermore expressing the support of the County Board to appropriate the funds necessary to complete the plan from 2002 to 2004, by recommending adoption of the following:

AN AMENDED RESOLUTION

WHEREAS, the Parks Department's Asphalt Surface Condition Assessment Report (Report) dated September 1, 2000, identifies \$21 million in repairs needed to improve the county's walkways, bike trails, tennis and basketball courts, parkway drives, service yards and parking lots immediately or within the next four years; and

WHEREAS, the Report identifies \$6.4 million in repairs to county walkways and \$800,000 in repairs to county bike trails, for a total of \$7.2 million, that should be completed as soon as possible or within the next four years; and

WHEREAS, the 2001 Adopted Capital Improvements Budget includes \$300,000 for asphalt maintenance of walkways and bike trails that are rated by the Report to be in the worst condition of all the County's walkways and bike trails; and

WHEREAS, Milwaukee County has an obligation to provide safe walkways and bike trails for its residents and to limit its exposure to liability; and

WHEREAS, continued funding for asphalt maintenance of walkways and bike trails at the level budgeted in 2001 is not adequate to address the needs identified in the Report in a timely and efficient manner; and

WHEREAS, the County Board's decision to replace 38 outdated children's playground areas over three years, beginning in 1999, has become a model for how to address maintenance needs quickly and efficiently through a multi-year funding commitment; and

WHEREAS, this model would be appropriate for implementing the Report's recommendations regarding walkways and bike trails; and

WHEREAS, on April 3, 2001 the Committee on Parks, Energy and Environment voted 7-0 to recommend adoption of this amended resolution; and

WHEREAS, on April 5, 2001 the Committee on Finance and Audit voted 7-0 to concur in the recommendation of the Parks Committee for adoption of this amended resolution; now, therefore,

BE IT RESOLVED, that the Milwaukee County Board of Supervisors does hereby authorize and direct the Director of the Parks Department to develop a \$2 million per year plan to be funded for three years, beginning in 2002, for the repair and reconstruction of county walkways and bike trails identified in the Asphalt Surface Condition Assessment Report as needing renovation immediately or within two to four years; and

BE IT FURTHER RESOLVED, that while it is appropriate to lay out an approach for repairing and reconstructing those County walkways and bike trails that are most in need of repair over a three-year time frame, and while the County Board believes that these asphalt repairs should be a priority in the Capital Improvements Budget, the provision of appropriations to implement the Plan will be subject to annual deliberations on the County Budget; and

BE IT FURTHER RESOLVED, that the Parks Department will continue to place a priority on asphalt projects for tennis and basketball courts, parkway drives, service yards, and parking lots when considering its 2002 to 2004 Capital Improvements Budget requests for the Parkway Drive (WP410) and Parks Infrastructure (WP411) Accounts; and

BE IT FURTHER RESOLVED, that maintenance of all walkways and bike trails identified as needing renovation as soon as possible will be funded through the Asphalt Replacement Account (WP017); and

BE IT FURTHER RESOLVED, that the Parks Department is authorized and directed to apply for other grants and funding sources such as, but not limited to, federal grants authorized under the Transportation Efficiency Act (TEA21); and

BE IT FURTHER RESOLVED, that as a result of changing recreation needs in Milwaukee County, the Parks Department should perform an assessment of walkways and bike trails as to whether they continue to meet the needs of Milwaukee County residents and, therefore, are still needed; and

BE IT FURTHER RESOLVED, that in establishing priorities for all asphalt maintenance projects, economies of scale may dictate that it may be more cost effective to repair all of the asphalt in a park needing maintenance at one time rather than on a multi-year basis; and

BE IT FURTHER RESOLVED, that the Parks Director is authorized and directed to report back to the County Board in September of 2003 on the results from implementing the funding plan; and

BE IT FURTHER RESOLVED, that the Parks Department shall investigate the potential for creation of a crew of County employees who would be responsible for asphalt repair, new paving and reconstruction work within the Milwaukee County Parks System, and shall prepare a report for the Committee on Parks, Energy and Environment analyzing the costs and benefits of creating and utilizing such an "in-house" crew versus using outside contractors to handle asphalt repair and reconstruction work.

Fiscal Note:

Adoption of this resolution will not require an expenditure of funds; however, it will require an expenditure of staff time. If the Plan is adopted, it may result in an additional \$1.7 million above the level appropriated in the 2001 Adopted Capital Improvements Budget annually for the next three years for asphalt repairs. This fiscal note was prepared by the Research Analyst for the Parks Committee.

The foregoing report correctly states the action taken by the said committee at a meeting held April 3, 2001.

SHEILA A. ALDRICH
Chairperson

The question was on adoption.

SEPARATE ACTION was requested on **Items 14, 15 and 19.**

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

AYES—Aldrich, Arciszewski, Borkowski, Coggs-Jones, Davis, De Bruin, 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 Chair DECLARED Item 14 MOOT due to the adoption of Item 15 from the Committee on Finance and Audit.

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

AYES—Aldrich, Arciszewski, Borkowski, Coggs-Jones, Davis, De Bruin, 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 19 WAS ADOPTED** by the following vote:

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

By Supervisor White, Chairperson:

From the Committee on Transportation, Public Works and Transit, reporting on 10 Items.

File No. 00-51
(Journal, January 20, 2000)

(Item 1) From Director of Public Works, requesting authorization to enter into a professional service agreement with Unison-

Maximus to complete the concession planning and development work for General Mitchell International Airport, by recommending adoption of the following:

A RESOLUTION

WHEREAS, in 1998 Milwaukee County entered into a professional services contract for retail concession planning and development consulting services with Leigh Fisher Associates (County Board resolution 97-807) and provided funding for phase I of a two-phase contract; and

WHEREAS, this work was completed approximately August, 1998 and a report on a mall plan and proposed store mix was presented to the Transportation, Public Works and Transit Committee on January 5, 2000; the Transportation, Public Works and Transit Committee did not approve moving forward with the recommendations because of the unspecified level of DBE participation in the concession mall; and

WHEREAS, significant delays in the retail concession planning program at General Mitchell International Airport have been encountered due to the Federal Government's careful development of concession Disadvantaged Business Enterprises participation guidelines in accordance with court decisions; and

WHEREAS, it becomes apparent now that the delay in issuing the rule is becoming unacceptably long; and

WHEREAS, Airport staff is recommending that Milwaukee County proceed with phase II of the concession consulting work effort; and

WHEREAS, since the project manager with Leigh Fisher is no longer with the company, staff is recommending that Milwaukee County enter into a contract with the Unison Maximus, the consultant that came in second in the consultant selection process, to complete the work; and

WHEREAS, the Transportation, Public Works and Transit Committee at its meeting on March 28, 2001, recommended approval of the recommendation by a vote of 4-1; now, therefore

BE IT RESOLVED, that the Milwaukee County Board of Supervisors does hereby authorize the Director of Public Works to retain Unison Maximus to complete the concession planning and development work for General Mitchell International Airport; and

BE IT FURTHER RESOLVED, that a 25% DBE participation concession planning goal be used until such time as the FAA/DBE rule is issued and the goal is reviewed by the DBE steering committee.

Fiscal Note:

The cost of the Phase II work by Unison Maximus is \$299,510. The 2001 capital budget provided \$132,000 for architectural design services for the project. Therefore, a fund transfer of \$168,000 from over-recovered airport revenues to the airport professional fees account is required.

File No. 01-108

(Journal, February 15, 2001)

(Item 2) From Consultant, Milwaukee County Public Art Committee, submitting the Milwaukee County Public Art Committee Year 2000 Summary and Report, dated January, 2001, by recommending that the said report be received and placed on file.

File No. 01-160

(Journal, March 15, 2001)

(Item 3) Resolution by Supervisors Mayo, Cogg-Jones, Holloway and Johnson, creating a task force to review the County's record of DBE participation in vendor contracts at General Mitchell International Airport as well as minority hiring at the airport including numbers of minorities hired and the types of positions held, by recommending adoption of the following:

AN AMENDED RESOLUTION

WHEREAS, Milwaukee County owns and operates General Mitchell International Airport; and

WHEREAS, many workers are employed at GMIA in a variety of positions, including both County and non-County jobs; and

WHEREAS, the concession mall at the Airport includes dozens of vendors selling a variety of goods and services, including food and beverages; and

WHEREAS, the County has a goal of achieving 14% disadvantaged business enterprise participation in its concession mall operation at GMIA; and

WHEREAS, the DBE concession participation at the airport currently exceeds the 14% goal; and

WHEREAS, it is prudent to monitor DBE participation concession operations at the Airport as well as the level of minority hiring at the Airport; and

WHEREAS, a task force should be created to review past practices related to minority hiring and DBE participation at the Airport; now, therefore

BE IT RESOLVED, that the County Board of Supervisors does hereby create a Task Force to review the County's record of DBE participation in vendor contracts at General Mitchell International Airport including information compiled by the DBE Steering Committee as well as minority hiring at the Airport including numbers of minorities hired and the types of positions held; and

BE IT FURTHER RESOLVED, that the Task Force shall be appointed by the County Executive and include two County Board Supervisors, representatives from the Department of Public Works, the Department of Administration, the Disadvantaged Business Development Division, the County Executive's Office as well as two members of the private sector who have experience with Disadvantaged Business Enterprise matters or minority hiring; and

BE IT FURTHER RESOLVED, that upon completion of its review, the Task Force shall present its findings and any relevant recommendations to the County Board and County Executive for the September, 2001, County Board cycle.

Fiscal Note:

Adoption of this resolution will not require an expenditure of funds; however an expenditure of staff time may be required.

File No. 01-240
(Journal, April 12, 2001)

(Item 4) From Director of Public Works, requesting authorization to submit an updated concession plan to Department of Transportation (DOT) in accordance with the DOT guidance issued regarding 49 CFR 23, Subpart F, as amended, with a DBE participation goal of 25% for fiscal year 2001, by recommending adoption of the following:

A RESOLUTION

WHEREAS, the United States Department of Transportation (DOT) 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, Congress reauthorized the DBE program in the Transportation Equity Act for the 21st Century (TEA-21), and DOT implemented new rules for DOT's DBE contracting regulations as 49 CFR Part 26, effective March 4, 1999, and 49 CFR Part 23, Subpart F was amended to include certain provisions of the new 49 CFR Part 26; and

WHEREAS, DOT intends to issue new rules to replace 49 CFR Part 23, Subpart F at a later date to implement new Part 26; and

WHEREAS, pending issuance of new DOT rules for concessions, DOT is now requesting that airports submit an updated DBE concession plan only for federal fiscal year October 1, 2000 through September 30, 2001 (FY 2001); and

WHEREAS, the DOT guidance advises airport sponsors that they may continue to calculate the DBE goal based on the percentage of concession agreements rather than the percentage of gross receipts, if the sponsor previously received DOT approval to do so; and

WHEREAS, Milwaukee County has received such approval since 1996, and the Milwaukee County airport concession goal has been established at 14%, based on availability of eligible DBEs; and

WHEREAS, the actual deadline for submitting the updated DBE concession plan for FY2001 to DOT was February 1, 2001; and

WHEREAS, not only did the Department of Public Works fail to meet this deadline, but it also failed to submit the proposed updated DBE concession plan to the DBE Steering Committee for discussion and a formal recommendation; and

WHEREAS, the need to submit DBE participation goals to the DBE Steering Committee clearly is implied by adopted resolution File No. 99-340(a)(d), which indicates that one of the "ongoing issues which will continue to be addressed by the Steering Committee" is "County goals for 2001 and FAA concession goals for 2000-2001;" and

WHEREAS, the failure of the Department of Public Works to meet the federal deadline and to properly comply with County Board adopted policy calls into question the wisdom of a decision regarding use of a legal consultant made by the Director of Public Works, who indicated in a letter dated December 19, 2000 that the consultant for legal advice assigned under contract through the DPW for the DBE Steering Committee was no longer needed, and responsibilities previously handled by the consultant would be executed by staff from DPW, the Department of Administration and Corporation Counsel; and

WHEREAS, the current 2001 budget amount of \$15,000 appropriated for DBE goal setting support is now projected to be less than what is needed, and DPW staff has estimated that an additional \$25,000 will be required to carry out the scope of work projected for 2001; and

WHEREAS, the Airport Director, the Director of Public Works, the DBE Director and the Principal Assistant Corporation Counsel in a report to the Transportation, Public Works and Transit (TPWT) Committee recommended submitting an updated concession plan to DOT in accordance with the DOT guidance issued regarding 49 CFR 23, Subpart F, as amended, with a DBE participation goal of 25% for DOT/FAA FY 2001; and

WHEREAS, the Transportation, Public Works and Transit Committee at its meeting on March 28, 2001, by a vote of 4-1 recommended that the goal be maintained at 14%; and

WHEREAS, the Finance and Audit Committee at its meeting on April 5, 2001, by a vote of 7-0, recommended that the goal be maintained at 14%; now, therefore

BE IT RESOLVED, that the County Board of Supervisors does hereby authorize the Director of Public Works to submit an updated concession plan to DOT in accordance with the DOT guidance issued regarding 49 CFR 23, Subpart F, as amended, with a DBE participation goal of 14% for DOT/FAA FY 2001; and

BE IT FURTHER RESOLVED, that given an actual DBE participation percentage for Airport concessions of approximately 28%, the Department of Public Works and the Department of Administration which oversees the Disadvantaged Business Development Division, shall review with the DBE Steering Committee whether the Airport concessions goal of 14% should be increased for the current fiscal year and in future years, and a joint report outlining their findings shall be submitted to the County Board for consideration during the June, 2001 committee cycle; and

BE IT FURTHER RESOLVED, that the Department of Public Works and the Department of Administration which oversees the Disadvantaged Business Development Division shall strictly comply with resolution File No. 99-340(a)(d) in the future by submitting all recommendations regarding DBE goal setting and actual DBE goals to the DBE Steering Committee for review and recommendation; and

BE IT FURTHER RESOLVED, that the Director of Public Works, the Director of the Department of Administration and the DBD Director shall submit a report to the County Board and the DBE Steering Committee for consideration during the May, 2001 committee cycle regarding the precise level of goal setting consultant support that is needed for 2001 and a recommendation as to how such support will be secured and paid for.

Fiscal Note:

Adoption of this resolution will not require an expenditure of funds but will require an expenditure of staff time.

File No. 01-241
(Journal, April 12, 2001)

(Item 5) From Director of Public Works, recommending the assignment of Airport Agreement No. HP-1291 from Allan R. Westergard to Chris Bales, effective as of the date of the sale of the aircraft hangar at General Mitchell International Airport, by recommending adoption of the following:

A RESOLUTION

WHEREAS, Milwaukee County has entered into Airport Agreement No. HP-1291 with Allan R. Westergard, for the lease of land at General Mitchell International Airport upon which the Allan R. Westergard hangar is located, effective November 9, 1999 and ending September 30, 2005, with Mr. Westergard having the right to renew the agreement for one (1) additional term of five (5) years; and

WHEREAS, Mr. Westergard has now given notice to Milwaukee County that he plans to sell his hangar to Mr. Chris Bales; and

WHEREAS, Mr. Westergard is requesting that Milwaukee County approve the assignment of Airport Agreement No. HP-1291 to Mr. Bales; and

WHEREAS, the Committee on Transportation, Public Works and Transit, at its meeting on March 28, 2001, concurred with Airport

staff's recommendation that Milwaukee County approve the assignment of Airport Agreement No. HP-1291 from Allan R. Westergard to Chris Bales, effective as of the date of the sale of the aircraft hangar, now, therefore

BE IT RESOLVED, that the Milwaukee County Board of Supervisors does hereby authorize the Director of Public Works to execute an appropriate document for the consent of Milwaukee County to the assignment of Airport Agreement No. HP-1291 from Allan R. Westergard to Chris Bales, effective as of the date of the sale of the aircraft hangar.

Fiscal Note:

Airport rental revenue will neither increase nor decrease.

File No. 01-242
(Journal, April 12, 2001)

(Item 6) From Director of Public Works, recommending Airport Agreement No. AC-1281 with Air Cargo Carriers, Inc., be amended to continue the agreement on a month-to-month basis beyond February 28, 2001, by recommending adoption of the following:

A RESOLUTION

WHEREAS, on May 4, 2000, the Airport Director entered into Airport Agreement No. AC-1281 with Air Cargo Carriers, Inc., for the month-to-month rental of approximately 16,930 square feet of land and ramp for aircraft parking, effective March 1, 2000; and

WHEREAS, Milwaukee County Ordinance 4.31 (a) (6) authorizes the Airport Director to enter into written month-to-month agreements of any type, not to exceed one (1) year; and

WHEREAS, Air Cargo Carriers is requesting to continue renting this area on a month-to-month basis beyond February 28, 2001; and

WHEREAS, the Transportation, Public Works and Transit Committee, at its meeting on March 28, 2001, concurred with Airport staff's recommendation to amend Airport Agreement No. AC-1281 to continue the Agreement on a month-to-month basis beyond February 28, 2001, now, therefore

BE IT RESOLVED, that the Milwaukee County Board of Supervisors does hereby authorize the Director of Public Works and the County Clerk to amend Airport Agreement No. AC-1281 between

Milwaukee County and Air Cargo Carriers, Inc., to continue the Agreement on a month-to-month basis for one (1) additional year commencing March 1, 2001 and ending February 28, 2002.

Fiscal Note:

Airport rental revenue from this Agreement is approximately \$300.00 per month.

File No. 01-243
(Journal, April 12, 2001)

(Item 7) From Director of Public Works, requesting authorization to enter into a lease agreement with Daniel M. Weber and Tracy T. Weber, for the lease of land for construction of an aircraft hangar at General Mitchell International Airport, by recommending adoption of the following:

A RESOLUTION

WHEREAS, Daniel M. Weber and Tracy T. Weber are requesting to enter into an agreement for the lease of approximately 20,625 square feet of land at GMIA on which to construct a twelve unit T-hangar; and

WHEREAS, Daniel M. Weber and Tracy T. Weber will build the twelve unit T-hangar for the purpose of subleasing these hangars to general aviation tenants; and

WHEREAS, the T-hangar will be constructed in the northeast hangar area adjacent to the other privately owned general aviation hangars; and

WHEREAS, the Transportation, Public Works and Transit Committee, at its meeting on March 28, 2001, concurred with Airport staff's recommendation to enter into an agreement with Daniel M. Weber and Tracy T. Weber, for the lease of approximately 20,625 square feet of land at GMIA on which to construct an aircraft hangar, now, therefore,

BE IT RESOLVED, that the Milwaukee County Board of Supervisors does hereby authorize the Director of Public Works to enter into a lease agreement with Daniel M. Weber and Tracy T. Weber, for the lease of approximately 20,625 square feet of land at GMIA, under standard terms and conditions for new hangar construction of similar class and size, inclusive of the following:

1. The Agreement shall be binding and take effect upon execution by all parties hereto (the "Effective Date"). The term and obligation to pay rent shall commence upon Date of Substantial Beneficial Occupancy ("SBO"), which shall mean the date specifically designated in a written notice to Lessee from the Airport Director that the hangar is completed to the extent that it is usable, but no later than one (1) year after the effective date. Said notice shall be attached to and be deemed a part of this Agreement.
2. The agreement shall be for an initial term of five (5) years, commencing on the date of SBO, with three (3) additional renewal option terms of five (5) years.
3. Commencing on the Date of SBO, Lessee agrees to pay Lessor the then current land rental rate in effect for the approximate 20,625 square feet of land.
4. The rental rate shall be adjusted by Lessor each July 1, based on the percentage increase or decrease in the Consumer Price Index (All Urban Consumers) for the Milwaukee area as published by the U.S. Department of Labor, Bureau of Labor Statistics, or the generally accepted national replacement or successor index, as readjusted to the base month and computed by comparison of the then current January index with the index of the preceding January.
5. The Lessee shall have the right and privilege to engage in a T-hangar storage operation as defined in Section I of the Schedule of Minimum Standards For Commercial Aeronautical Activities on Milwaukee County's Airports.
6. Lessee's cost of the hangar shall be amortized over the extended term of the agreement, effective as of the date of SBO.
7. Lessee shall submit a certified cost statement to the Airport Director to substantiate the construction costs.
8. The agreement shall contain the current standard insurance and environmental language for protection of the County as it pertains to hanger and lease agreements.
9. Daniel M. Weber and Tracy T. Weber, as tenants in common shall have joint and several liability for obligations, requirements, terms, conditions, covenants and responsibilities; and

BE IT FURTHER RESOLVED, that the Airport Director is hereby authorized to enter into a Commercial Operating Permit with Daniel M. Weber and Tracy T. Weber, to permit them to engage in a T-hangar storage operation.

Fiscal Note:

Airport land rental revenue will increase approximately \$4,000.00 per year.

File No. 01-244
(Journal, April 12, 2001)

(Item 8) From Director of Public Works, requesting authorization to terminate Airport Agreement No. AC-1261 with Midwest Express Airlines, Inc., and to enter into a new agreement with Midwest Express Airlines, Inc., for the lease of land in Remote Lot B at General Mitchell International Airport, by recommending adoption of the following:

A RESOLUTION

WHEREAS, on November 29, 1999, Milwaukee County entered into Airport Agreement No. AC-1261 with Midwest Express Airlines, Inc., for the lease of approximately 47,264 square feet of land in the western end of Remote Parking Lot A for Midwest Express employee parking, for a period of five (5) years, effective August 1, 1999 and ending July 31, 2004; and

WHEREAS, on December 16, 1999 the County Board authorized amending Airport Agreement No. AC-1261 to include an additional 6,453 square feet of land for a total of 54,717 square feet of land under lease; and

WHEREAS, Midwest Express now needs additional parking spaces and is requesting to relocate all of the parking from Remote Lot A to Remote Lot B and increase the amount of land under lease to accommodate 225 parking spaces; and

WHEREAS, the Transportation, Public Works and Transit Committee, at its meeting on March 28, 2001, concurred with Airport staff's recommendation that Milwaukee County terminate Airport Agreement No. AC-1261 between Milwaukee County and Midwest Express Airlines, Inc., and enter into a new agreement with Midwest Express Airlines, Inc., for the lease of approximately 74,200 square feet of land in Remote Lot B, now, therefore,

BE IT RESOLVED, that the Milwaukee County Board of Supervisors does hereby authorize the Director of Public Works and

the County Clerk to terminate Airport Agreement No. AC-1261 between Milwaukee County and Midwest Express Airlines, Inc., and enter into a new agreement with Midwest Express Airlines, Inc., for the lease of approximately 74,200 square feet of land in Remote Lot B at GMIA, under standard terms and conditions for land leases, inclusive of the following:

1. The term of the agreement shall be for a period of five (5) years, commencing May 1, 2001, and ending April 30, 2006 with the County having the option to cancel the agreement with six (6) months written notice if the land area is needed for other airport purposes.
2. The rental for the approximately 74,200 square feet of land shall be at the current land rental rate of 19.47¢ per square foot per annum, and shall be subject to adjustment each July 1 based on the percentage increase or decrease in the January Consumer Price Index (all Urban Consumers) for the Milwaukee area.
3. The rental for the approximately 74,200 square feet of pavement shall be at the rate of 16.12¢ per square foot per annum, and shall be subject to adjustment each July 1 based on the percentage increase or decrease in the January Consumer Price Index (all Urban Consumers) for the Milwaukee area.
4. Midwest Express will grant vehicular and pedestrian ingress and egress over the leased premises to the advertising sign company which has been granted a permanent easement on the leased premises for advertising sign purposes.

Fiscal Note:

Revenue to the Airport will be \$26,407.78 during the first year of the agreement.

File No. 01-245
(Journal, April 12, 2001)

(Item 9) From Managing Director, Milwaukee County Transit System (MCTS), requesting authorization to apply for a Congestion, Mitigation & Air Quality Grant to fund cost of limited summer and evening transit service to the University of Wisconsin-Milwaukee (UWM), by recommending adoption of the following:

A RESOLUTION

WHEREAS, M.C.T.S., as a member of the Eastside Transit

Management Association (ETMA), and UWM, along with local residents, has developed a comprehensive transportation plan to improve access to/from the UWM campus, while lessening the impact that commuters have on surrounding neighborhoods; and

WHEREAS, UWM is currently served by five M.C.T.S. UBUS routes, of which only one of the UBUS routes (Route 5U) operates limited summer and evening service to UWM, while the other UBUS routes only provide daytime service during spring and fall semesters; and

WHEREAS, the limited service does not enable students and staff to consistently use transit on a year-round basis, and forces many commuters into automobiles for a significant portion of the year; and

WHEREAS, a recent survey revealed that UWM's student population continues to decentralize by moving further away from the urbanized core, resulting in UBUS services to be more regional in scope; and

WHEREAS, based on the findings of the ETMA, it is recommended that Milwaukee County apply for a Congestion, Mitigation and Air Quality (CMAQ) grant to fund the operation of summer service on Routes 16U (S.108th-UBUS) and 40U (College UBUS), and evening service on Routes 16U, 40U and 49U (Brown Deer UBUS) to improve access to the UWM campus, while helping to minimize the impact commuters have on the surrounding neighborhoods; and

WHEREAS, the Transportation, Public Works and Transit Committee at its meeting on March 28, 2001, recommended approval of the recommendation; now, therefore

BE IT RESOLVED, that the Milwaukee County Board of Supervisors does hereby authorize and direct the Department of Public Works to apply for a CMAQ grant to fund the operation of summer service on Routes 16U and 40U, and evening service on Routes 16U, 40U and 49U.

Fiscal Note:

The total annual cost of the additional service to the UWM campus, as described herein, is \$300,000. Eighty percent of the cost of the additional service (\$240,000) would be funded by a CMAQ grant. The twenty percent local match (\$60,000) would be shared equally by the University of Wisconsin-Milwaukee and Milwaukee County. Thus, a

\$30,000 annual tax levy would be incurred. It is anticipated that the CMAQ grant would provide for three years of operation for the additional transit services.

File No. 01-246
(Journal, April 12, 2001)

(Item 10) From Director of Public Works, requesting that Milwaukee County adopt a policy of handling contractor and product warranty issues of the Residential Sound Insulation Program, by recommending adoption of the following:

A RESOLUTION

WHEREAS, a policy needs to be adopted establishing the County's handling of product and contractor warranty issues of the Residential Sound Insulation Program of the Homeowners Protection Program (HOPP); and

WHEREAS, homeowner inquiries pertaining to HOPP contract construction and/or product warranty issues can be divided into the following seven categories:

1. Inquiries not directly related to either construction or product warranties;
2. Inquiries about construction warranty work: within one year warranty/active contractor;
3. Inquiries about construction warranty work: within one year warranty/non-active contractor;
4. Inquiries about construction warranty work: beyond one year warranty;
5. Inquiries about product warranty: within advertised warranty/active manufacturer;
6. Inquiries about product warranty: within advertised warranty/non-active manufacturer;
7. Inquiries about product warranty: beyond advertised warranty; and

WHEREAS, the Director of Public Works has recommended that homeowners should assume full responsibility for categories 1, 4, 5 and 7; and

WHEREAS, the Director of Public Works has further recommended that the HOPP should assume responsibility for category 2, 3 and 6; and

WHEREAS, the Transportation, Public Works and Transit

Committee, at its meeting on March 28, 2001, recommended approval of the recommendation; now, therefore

BE IT RESOLVED, that the Milwaukee County Board of Supervisors does hereby adopt policy guidelines as described in this resolution for the Homeowners Protection Program as recommended by the Director of Public Works and enumerated above.

Fiscal Note:

At the time of adoption of this resolution, a total of 16 homes fall into Category 3 or 6 requiring the HOPP to resolve issues. Estimated cost of these issues is \$10,000, which can be paid from HOPP budgeted funds.

The foregoing report correctly states the action taken by the said committee at a meeting held March 28, 2001.

JAMES G. WHITE
Chairperson

The question was on adoption.

SEPARATE ACTION was requested on **Items 1, 2, 4 and 7.**

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

AYES—Aldrich, Arciszewski, Borkowski, Coggs-Jones, Davis, De Bruin, 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, Borkowski, Coggs-Jones, Davis, De Bruin, Diliberti, Holloway, Jasenski, Johnson, Krug, Launstein, Mayo, McGuigan, Nyklewicz, Podell, Quindel, Schmitt, Weishan, White, Zielinski and the Chairman—22. **NOES**—Lutzka and Ryan—2. **EXCUSED**—Bailey—1.

The Chair DECLARED Item 2 MOOT due to the adoption of Item 1-Unfinished Business.

The Chair DECLARED Item 4 MOOT due to the adoption of Item 14 from the Committee on Finance and Audit.

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

AYES—Aldrich, Arciszewski, Borkowski, Coggs-Jones, Davis, De Bruin, 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.

By Supervisor Ryan, Chairperson:

From the Committee on Economic and Community Development, reporting on 4 Items.

File No. 01-271
(Journal, April 12, 2001)

(Item 1) From Director, Department of Administration, requesting approval of adjusted 2001 HOME Program funding, by recommending adoption of the following:

A RESOLUTION

WHEREAS, the Milwaukee County Board of Supervisors adopted a resolution approving the 2001 Consolidated Housing and Community Development Action Plan, which allocated HOME funds based upon anticipated funding of \$1,064,000; and

WHEREAS, the Congress of the United States passed a HUD appropriations act which makes available \$1,180,000 in HOME funds to Milwaukee County; now, therefore,

BE IT RESOLVED, that 2001 HOME funds be allocated to the increased amounts as follows:

	<u>Action Plan</u>	<u>As Increased</u>
Wauwatosa (Consortium share)	\$ 59,600	\$ 66,100
West Allis (Consortium share)	242,800	269,000
CHDO Production	159,600	177,000
County Home Repair Loans	291,800	304,700
Deferred Home Repair Loans	150,000	150,000
First Time Homebuyers	100,000	112,900
Administration	<u>60,200</u>	<u>100,300</u>
	\$1,064,000	\$1,180,000

; and

BE IT FURTHER RESOLVED, that the Director of Administration is authorized and directed to accept these funds and implement their use as described in the adopted 2001 Action Plan.

Fiscal Note:

Adoption of this resolution will generate \$1,180,000 in federal revenues for Milwaukee, which will offset expenditures in full.

File No. 01-270
(Journal, April 12, 2001)

(Item 2) From Director, Department of Administration, recommending approval of a request by the Lisbon Avenue Neighborhood Development Corporation (LAND) to change the location of its approved 2001 Community Development Block Grant (CDBG) project, by recommending adoption of the following:

A RESOLUTION

WHEREAS, Lisbon Avenue Neighborhood Development Corporation (LAND) was approved for \$15,000 of program year 2001 Community Development Block Grant (CDBG) funding for the acquisition of a building at 3630 West Lisbon Avenue; and

WHEREAS, LAND has been told by the owner of that property that he no longer wishes to sell because he anticipates costs associated with environmental remediation would be prohibitive; and

WHEREAS, LAND has requested that it be allowed to use the \$15,000 grant to acquire a different property, located at 3627 West Lisbon Avenue; and

WHEREAS, this change in location of a previously approved CDBG activity requires a public hearing to allow for public comment; and

WHEREAS, such public hearing was held by the Committee on Economic and Community Development at its meeting on April 2, 2001; and

WHEREAS, the Committee on Economic and Community Development, at its meeting on April 2, 2001, recommended approval of the requested change in location; now, therefore,

BE IT RESOLVED, that the Milwaukee County Board of Supervisors does hereby approve the use of \$15,000 in 2001 Community

Development Block Grant funds for Lisbon Avenue Neighborhood Development Corporation to acquire the property located at 3627 West Lisbon Avenue; and

BE IT FURTHER RESOLVED, that the Director of the Department of Administration be authorized to enter into a contract with Lisbon Avenue Neighborhood Development Corporation to provide \$15,000 of program year 2001 CDBG funds for the acquisition of 3627 West Lisbon Avenue.

Fiscal Note:

Adoption of this resolution will not require an appropriation of funds.

File No. 00-710(a)(a)
(Journal, April 12, 2001)

(Item 3) From Director of Parks, Recreation and Culture, recommending exchange of land between the City of Oak Creek (City) and Milwaukee County and payment of \$173,300 from the City to the County for the difference in assessed value of the property exchanged, to enable the City to construct a police station; further recommending that property at 2000 E. Montana be included in an existing lease of City land to the County for park purposes, by recommending adoption of the following:

A RESOLUTION

WHEREAS, the City of Oak Creek ("City") has requested that approximately 10 acres of land located at 441 West Ryan Road be exchanged for approximately 60 acres of land located at various locations in Oak Creek to enable the City to construct a police station; and

WHEREAS, the City will compensate the County for the difference in appraised value for the property exchange (\$173,300); and

WHEREAS, a number of factors have entered into negotiations with the City for the land exchange, including construction of a road and a buffer zone, as well as a permanent exemption for county parkland from storm water utility fees, and these factors are discussed in the report by the Director of Parks, Recreation and Culture dated March 26, 2001, and a recommended agreement is attached to said report and made a part of the file; and

WHEREAS, if construction does not begin within two years on the police station, the land will revert back to the original owners

(the City and the County), but the storm water utility fee exemption will remain in force; and

WHEREAS, the report from the Director of Parks, Recreation and Culture was considered by the Committee on Economic and Community Development, at its meeting on April 2, 2001, and recommended approval of the resolution, as amended; now, therefore,

BE IT RESOLVED, that the City of Oak Creek agrees to permanently exempt county parkland and General Mitchell Airport's vacant undeveloped lands from storm water utility fees. The City of Oak Creek reserves the right to impose these fees if the Airport land becomes developed; and

BE IT FURTHER RESOLVED, that the recommended agreement for the land exchange between the City and the County as presented in the report of the Director of Parks, Recreation and Culture, along with the amendments contained in this resolution, is hereby approved; and

BE IT FURTHER RESOLVED, that the 2000 E. Montana property is incorporated into the existing lease between the City and the County, whereby the City leases County land for park usage and maintains said land, which lease runs through 2011 with an option for renewal at the County's option; and

BE IT FURTHER RESOLVED, that the appropriate County Officials and staff are authorized and directed to execute the agreement for the land exchange and related legal documents at the closing; and

BE IT FURTHER RESOLVED, that the net proceeds from the land exchange be deposited into the Park Enhancement Fund and held up to two years or until construction begins on the police station to enable the land transaction to be reversed in the unlikely event that the police station is not built (once construction begins, the funds will be available to use on County Executive and County Board approved projects as provided by County policy for the use of the Park Enhancement Fund); and

BE IT FURTHER RESOLVED, that the Committee on Economic and Community Development recommends the sale of this land, consistent with the approved process to dispose of surplus county parklands; and

BE IT FURTHER RESOLVED, that the language in the

agreement is contingent upon review and approval of the Corporation Counsel and Risk Management.

Fiscal Note:

Adoption of this resolution will result in approximately \$168,000 (\$173,300 less approximately \$5,000 for environmental testing) being deposited into the Park Enhancement fund for future use as approved by the County Executive and the County Board and contingent on the City of Oak Creek building the Police Station on this site.

File No. 01-14(a)(a)
(Journal, December 21, 2000)

(Item 4) Reference file established by the County Board Chairperson relative to offers to purchase on lands under County control with an undesignated use, by recommending adoption of the following:

A RESOLUTION

WHEREAS, the Real Estate Section of the Economic Development Division received two offers to purchase on an excess County-owned vacant residential lot located at 5132 North Hollywood Avenue in the Village of Whitefish Bay; and

WHEREAS, Milwaukee County acquired the subject lot for delinquent taxes by foreclosure proceedings; and

WHEREAS, the lot measures 37 feet by 120 feet, is unbuildable because it doesn't meet minimum size requirements, and has an estimated fair market value of \$6,700.00 established by an independent appraiser; and

WHEREAS, in accordance to County policy both abutting property owners were contacted to determine their interest in purchasing the subject lot; and

WHEREAS, both owners were interested and agreed to purchase the half of the lot that abuts their property; and

WHEREAS, the offers are from Barry Sattler of 5136 North Hollywood Avenue and Francis J. Harper and Marjorie J. Harper of 5128 North Hollywood Avenue; and

WHEREAS, Mr. Sattler's offer for the north half of the subject lot is in the amount of \$3,350 cash; and

WHEREAS, Mr. and Mrs. Harper's offer for the south half of the subject lot is in the amount of \$3,350.00 cash; and

WHEREAS, the Committee on Economic and Community Development, at its meeting on April 2, 2001, recommended acceptance of the offers from Barry Sattler in the amount of \$3,350.00 and Francis J. Harper and Marjorie J. Harper in the amount of \$3,350.00, provided that they include the halves of the subject lot with the tax identification number of their existing property and accept the responsibility and costs of obtaining a certified Survey Map, if required; now, therefore,

BE IT RESOLVED, that the County Executive and the County Clerk are hereby authorized to convey by Quit Claim Deed the North 1/2 of the property located at 5132 North Hollywood Avenue to Barry Sattler and/or assigns for the consideration of \$3,350.00, pursuant to the terms and conditions of his offer to purchase and the aforementioned conditions and the South 1/2 of the subject property to Francis J. and Marjorie J. Harper and/or assigns for the consideration of \$3,350.00, pursuant to the terms and conditions of their offer to purchase and the aforementioned conditions.

Fiscal Note:

Sales proceeds less sales expenses will be deposited in the Economic Development account.

The foregoing report correctly states the action taken by the said committee at a meeting held April 2, 2001.

**LINDA RYAN
Chairperson**

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—Aldrich, Arciszewski, Borkowski, Coggs-Jones, Davis, De Bruin, 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 Chair DECLARED Item 3 MOOT due to the adoption of Item 15 from the Committee on Parks, Energy and Environment.

By the Committee on Intergovernmental Relations - 2 Items.**File No. 01-281**

(Item 1) WHEREAS, the Committee on Intergovernmental Relations, at its meeting on April 9, 2001, considered Assembly Bill 161 relating to exempting local governments from the motor vehicle fuel tax; now, therefore,

BE IT RESOLVED, that the Milwaukee County Board of Supervisors does hereby support Assembly Bill 161 and

BE IT FURTHER RESOLVED, that the Division of Intergovernmental Relations is hereby authorized and directed to convey this position to the Legislature during deliberations on this bill.

File No. 01-282

(Item 2) WHEREAS, the Committee on Intergovernmental Relations, at its meeting on April 9, 2001, considered Senate Bill 114 relating to the tobacco control fund, supplemental payments to certain hospitals, payments to counties for costs of tobacco-related illnesses and health care benefits and for any other tobacco-related costs, grants to tobacco farmers, granting rulemaking authority, and making appropriations; now, therefore,

BE IT RESOLVED, that the Milwaukee County Board of Supervisors does hereby support Senate Bill 114; and

BE IT FURTHER RESOLVED, that the Division of Intergovernmental Relations is hereby authorized and directed to convey this position to the Legislature during deliberations on this bill.

The foregoing resolutions correctly state the action taken by the said committee at a meeting held April 9, 2001.

ROBERT KRUG
Chairperson

Supervisor KRUG **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 on adoption.

Thereupon, the foregoing resolutions WERE ADOPTED by the following vote:

AYES—Aldrich, Arciszewski, Borkowski, Coggs-Jones, Davis, De Bruin, 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.

By Supervisor Diliberti, Chairperson:

From the Special Committee on Redistricting, reporting on 1 item.

File No. 01-43
(Journal, January 18, 2001)

(Item 1) Resolution by Supervisor Zielinski, establishing as Milwaukee County policy that all 2000-2010 redistricting plans, to be considered by the County Board of Supervisors, shall be drawn to comply with 1) Federal equal population mandates; 2) redistricting criteria as established by Federal and State laws; and 3) the maintenance of voting rights of Hispanic and African American citizens, as guaranteed by the Voting Rights Act of 1965, as amended, by recommending adoption of the following:

AN AMENDED RESOLUTION

WHEREAS, the County Board of Supervisors is required by State law to redistrict Milwaukee County, based on current population data contained in the 2000 Census, with this data being provided to Milwaukee County prior to April 1, 2001, as required by Federal law; and

WHEREAS, Federal and State law require that the new districts be drawn and based not only on equal population, neighborhood boundaries, compactness, and contiguity, but also must be in compliance with the protections for racial and language minorities, as required by the Voting Rights Act of 1965, as amended; and

WHEREAS, population estimates for the area comprising the 12th Supervisory District indicate, with minor modifications and application of traditional redistricting criteria such as neighborhood boundaries, equal population, compactness, and contiguity, that this district would have a minority Hispanic population; now, therefore

BE IT RESOLVED, that the Milwaukee County Board of Supervisors hereby ~~establishes~~ reaffirms, as Milwaukee County policy, that all redistricting plans for 2001-2010, to be considered by the County Board of Supervisors, shall be drawn to comply with 1) Federal equal population mandates; 2) redistricting criteria as established by Federal and State laws; and 3) the maintenance of voting rights of Hispanic and African American citizens, as guaranteed by the Voting Rights Act of 1965, as amended.

Fiscal Note:

Approval of this resolution will not require an appropriation of funds; however, an expenditure of staff time will be required.

The foregoing report correctly states the action taken by the said committee at a meeting held April 6, 2001.

DANIEL J. DILIBERTI
Chairperson

The question was on adoption.

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

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

COUNTY BOARD CITATIONS

File No. 01-2-144

On motion by Supervisors Coggs-Jones, Holloway, Mayo, Johnson, Davis, White and Ordians, the Board approved a Citation expressing extreme sorrow at the passing of Jake Beason, a friend of the community who has left a legacy of success and service, was a role model to many and touched the lives of those who had the privilege to know him.

File No. 01-2-145

On motion by Supervisors Borkowski, Davis, Johnson, Launstein, Mayo and Ordians, the Board approved a Citation

commending Arlene Burton 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. 01-2-146

On motion by Supervisors Lutzka, Aldrich, Arciszewski, Coggs-Jones, Davis, Krug, Launstein, Mayo, Ryan and Ordinans, the Board approved a Citation congratulating Sister Jeanne d'Arc Omilan on the occasion of her induction into the Milwaukee County Commission on Aging's Senior Citizen Hall of Fame, commending her dedicated efforts and contributions to the community and wishing her continued prosperity and fulfillment.

File No. 01-2-147

On motion by Supervisors Schmitt, Aldrich, Arciszewski, Coggs-Jones, Davis, Krug, Launstein, Lutzka, Mayo, Ryan and Ordinans, the Board approved a Citation congratulating Daryl Fonstad on the occasion of his nomination into the Milwaukee County Senior Citizens Hall of Fame, commending his dedicated efforts and contributions to the community and wishing him continued prosperity and fulfillment.

File No. 01-2-148

On motion by Supervisors Podell, Coggs-Jones, Davis, Mayo and Ordinans, the Board approved a Citation congratulating Larry Gelman on the occasion of receiving the State of Israel Distinguished Leadership Award from the Development Corporation for Israel/State of Israel Bonds, commending his dedicated efforts and contributions to the community and wishing him continued success in all future endeavors.

File No. 01-2-149

On motion by Supervisors McGuigan, Coggs-Jones, Davis and Mayo, the Board approved a Citation commending James Godwin for his many years of faithful and distinguished service to MPS, thanking him for his contributions on behalf of the citizens of Milwaukee County and wishing him a future filled with health, happiness and continued success.

File No. 01-2-150

On motion by Supervisors Coggs-Jones, Holloway, Mayo, Johnson and Ordinans, the Board approved a Citation extending

heartfelt condolences to the family and friends of Shequita Griffin and expressing extreme sorrow at the passing of a friend who touched the lives of all those who had the privilege to know her.

File No. 01-2-151

On motion by Supervisors Johnson, Coggs-Jones, Holloway, Mayo, Aldrich, Borkowski, Davis, Diliberti, Jasenski, Krug, Lutzka, Nyklewicz, Ryan and Ordinans, the Board approved a Citation expressing extreme sorrow at the passing of Henry Harmon, Jr., a true friend who has left a legacy of goodwill and who touched the lives of those who knew him.

File No. 01-2-152

On motion by Supervisors Davis, Aldrich, Coggs-Jones, Holloway, Johnson, Launstein, McGuigan, Quindel and Ordinans, the Board approved a Citation congratulating Vi Hawkins on her retirement, commending her dedicated efforts and contributions to the community and wishing her a future filled with health, happiness and continued success.

File No. 01-2-153

On motion by Supervisors Mayo, Coggs-Jones, Davis and Holloway, the Board approved a Citation congratulating the Hopgood family on the occasion of their reunion and wishing for their continued prosperity and fulfillment.

File No. 01-2-154

On motion by Supervisors Holloway, Coggs-Jones, Mayo, Johnson, Borkowski, Davis, Lutzka, Krug, Zielinski and Ordinans, the Board approved a Citation expressing extreme sorrow at the passing of Edward Jenkins, Sr., a friend to the community who has left a legacy of goodwill and touched the lives of those who had privilege to know him.

File No. 01-2-155

On motion by Supervisors Arciszewski, Davis, Launstein and Ordinans, the Board approved a Citation commending Patricia Katarow 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. 01-2-156

On motion by Supervisors Ryan, Nyklewicz, Aldrich, Arciszewski, Bailey, Borkowski, Coggs-Jones, Davis, De Bruin, Diliberti, Holloway, Jasenski, Johnson, Krug, Launstein, Lutzka, Mayo, McGuigan, Podell, Quindel, Schmitt, Weishan, White, Zielinski and Ordinans, the Board approved a Citation expressing their deepest sorrow at the passing of Richard B. Kuzminski, whose contributions to the betterment of his community will be long remembered and appreciated and extended to his wife Mary and his family their heartfelt condolences.

File No. 01-2-157

On motion by Supervisors Borkowski, Davis, Launstein and Ordinans, the Board approved a Citation commending Linda Large 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. 01-2-158

On motion by Supervisors Lutzka and Ordinans, the Board approved a Citation commending Sharon Ludtke for her many years of faithful and distinguished County service, thanking her for contributions on behalf of the citizens of Milwaukee County and wishing her a future filled with health, happiness and continued success.

File No. 01-2-159

On motion by Supervisors McGuigan, Coggs-Jones, Krug, Ordinans and Quindel, the Board approved a Citation congratulating McGovern Park Senior Center on the occasion of its 25th Anniversary.

File No. 01-2-160

On motion by Supervisors White, Coggs-Jones, Davis, Holloway, Johnson and Launstein, the Board approved a Citation commending Willie Morris for his many years of faithful and distinguished County service, thanking him for his contributions on behalf of the citizens of Milwaukee County and wishing him a future filled with health, happiness and continued success.

File No. 01-2-161

On motion by Supervisors Diliberti and Ordinans, the Board

approved a Citation acknowledging the lifetime contributions of Anthony Niggemann, a friend to the community who has left a legacy of success and service, who was a role model to many and touched the lives of those who had the privilege to know him.

File No. 01-2-162

On motion by Supervisors White, Aldrich, Arciszewski, Borkowski, Coggs-Jones, Davis, Krug, Mayo, McGuigan and Ordinans, the Board approved a Citation recognizing the North Shore Elite Club on the occasion of its celebration of USA Tennis Day, commending the club's dedicated efforts and contributions to the community and wishing for continued prosperity and fulfillment.

File No. 01-2-163

On motion by Supervisors Nyklewicz, Coggs-Jones, Davis, Johnson, Lutzka, Mayo, McGuigan, Schmitt, Weishan and Ordinans, the Board approved a Citation congratulating Joseph Novak 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. 01-2-164

On motion by Supervisors White, Aldrich, Arciszewski, Coggs-Jones, Davis, Holloway, Johnson, Krug and McGuigan, the Board approved a Citation recognizing the Organization of African Unity on the occasion of its African Liberation Day Celebration, commending its dedicated efforts and contributions to the community and wishing for continued prosperity and fulfillment.

File No. 01-2-165

On motion by Supervisors Lutzka and Ordinans, the Board approved a Citation commending Jaime Rueda for his many years of faithful and distinguished County service, thanking him for his contributions on behalf of the citizens of Milwaukee County and wishing him a future filled with health, happiness and continued success .

File No. 01-2-166

On motion by Supervisors Jasenski, Davis, Johnson, Launstein and Mayo, the Board approved a Citation commending Dean Ryals for many years of faithful and distinguished County service,

thanking him for his contributions on behalf of the citizens of Milwaukee County and wishing him a future filled with health, happiness and continued success.

File No. 01-2-167

On motion by Supervisors Lutzka and Ordinans, the Board approved a Citation commending Margaret Schultz 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. 01-2-168

On motion by Supervisors Podell, Aldrich, Arciszewski, Borkowski, Coggs-Jones, Davis, Krug, Lutzka, Mayo, McGuigan and Schmitt, the Board approved a Citation congratulating the Shorewood Historical Society as the recipient of the Milwaukee County Historical Society's 2001 Commendation Award, celebrating its dedicated efforts and contributions to the community and looking forward to the next 100 years of Village of Shorewood history as it unfolds.

File No. 01-2-169

On motion by Supervisors Arciszewski, Davis, Johnson, Launstein, Mayo and Ordinans, the Board approved a Citation commending Carol Strache 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. 01-2-170

On motion by Supervisors Holloway, Coggs-Jones, Mayo, Johnson, Davis, Diliberti, McGuigan and Ordinans, the Board approved a Citation congratulating St. Mark A.M.E. Church on the occasion of its 132nd Anniversary, commending the church's dedicated efforts and contributions to the community and wishing for continued prosperity and fulfillment .

File No. 01-2-171

On motion by Supervisors Coggs-Jones and Ordinans, the Board approved a Citation commending Town & Country Garden Club on the occasion of its Arbor Day 2001 celebration, commending the

Club's dedicated efforts and contributions to the community and wishing for continued prosperity and fulfillment.

File No. 01-2-172

On motion by Supervisors Schmitt, Coggs-Jones, Davis, Johnson, Launstein, Lutzka, McGuigan and Weishan, the Board approved a Citation congratulating Andrew Van Dorn 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. 01-2-173

On motion by Supervisors McGuigan, Aldrich, Arciszewski, Borkowski, Davis, Jasenski, Johnson, Krug, Launstein, Lutzka, Ryan, Schmit, Zielinski and Ordinans, the Board approved a Citation congratulating the Milwaukee Vincent High School Boys Basketball Team on the occasion of winning the Division I State Championship, commending their dedicated efforts and wishing the team continued success in future endeavors.

File No. 01-2-174

On motion by Supervisors Nyklewicz, Arciszewski, Coggs-Jones, Davis, Johnson, Launstein, Mayo, McGuigan, Schmit, Weishan and Ordinans, the Board approved a Citation congratulating Joseph Wabiszewski 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. 01-2-175

On motion by Supervisors Holloway, Coggs-Jones, Mayo, Johnson, Arciszewski, Aldrich, Davis, Lutzka, McGuigan, Quindel and Ordinans, the Board approved a Citation expressing the sincerest gratitude to Wallace Watson, commending his dedicated efforts and contributions to the community and wishing for continued success and fulfillment in all of his personal and professional endeavors.

File No. 01-2-176

On motion by Supervisors Podell, Davis, Johnson, Launstein, Lutzka, Mayo, McGuigan, Schmitt and Weishan, the Board approved a Citation congratulating Jay White 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. 01-2-177

On motion by Supervisors Ryan, Lutzka, Weishan, Coggs-Jones, Davis, Launstein, Mayo and McGuigan, the Board approved a Citation congratulating Charlie Wolbert on being Honored Citizen at the 2001 Civic Dinner Dance, commending him for his dedicated contributions to our community and wishing him happiness, prosperity and good luck in the future.

File No. 01-2-178

On motion by Supervisors Podell, Aldrich, Arciszewski, Coggs-Jones, Davis, Krug, Launstein, Lutzka, Mayo, Ryan and Ordians, the Board approved a Citation congratulating Louise Yaffe on her induction into the 2001 Milwaukee County Senior Citizen Hall of Fame, commending her dedicated efforts and contributions to the community and wishing her continued fulfillment in all of her personal and civic endeavors.

Thereupon, **the foregoing Citations WERE APPROVED** by a voice vote.

On a motion by Supervisor White, the Board **ADJOURNED** at 3:58 p.m. to Thursday, May 17, 2001 at 9:30 a.m., by a voice vote.

MARK RYAN
County Clerk

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STANDING COMMITTEES OF THE BOARD OF SUPERVISORS OF MILWAUKEE COUNTY

COMMITTEE ON ECONOMIC AND COMMUNITY DEVELOPMENT

Ryan (Chair), Johnson (Vice Chair), Launstein, Mayo
Lutzka, Schmitt, Weishan

COMMITTEE ON FINANCE AND AUDIT

De Bruin (Chair), Diliberti (Vice Chair), Nyklewicz,
Podell, Krug, White, Davis

COMMITTEE ON HEALTH AND HUMAN NEEDS

Quindel (Chair), Nyklewicz (Vice Chair), Zielinski,
Borkowski, Arciszewski, Johnson, Weishan

COMMITTEE ON INTERGOVERNMENTAL RELATIONS

Krug (Chair), Ordinans (Vice Chair), Nyklewicz,
Diliberti, Quindel, White, Arciszewski

COMMITTEE ON JUDICIARY, SAFETY AND GENERAL SERVICES

Jasenski (Chair), McGuigan (Vice Chair), Bailey,
Coggs-Jones, Zielinski, Holloway, Quindel

COMMITTEE ON PARKS, ENERGY AND ENVIRONMENT

Aldrich (Chair), Podell (Vice Chair), Borkowski,
Diliberti, Launstein, McGuigan, Davis

COMMITTEE ON PERSONNEL

Arciszewski (Chair), Schmitt (Vice Chair), Coggs-Jones,
De Bruin, Holloway, Mayo, Ryan

COMMITTEE ON TRANSPORTATION, PUBLIC WORKS AND TRANSIT

White (Chair), Bailey (Vice Chair), Aldrich, Krug,
Jasenski, Ryan, Lutzka

COMMITTEE OF THE WHOLE

Ordinans (Chair), Diliberti (Vice Chair), Nyklewicz, Bailey,
Podell, Coggs-Jones, Zielinski, Aldrich, Borkowski,
De Bruin, Holloway, Launstein, Quindel, Mayo, Krug,
Jasenski, McGuigan, Ryan, White, Lutzka, Arciszewski,
Schmitt, Davis, Johnson, Weishan



OFFICIAL PROCEEDINGS

BOARD OF SUPERVISORS
Courthouse, Milwaukee, Wisconsin

KAREN M. ORDINANS
Chairman

DANIEL J. DILIBERTI
First Vice Chairman

JAMES G. WHITE
Second Vice Chairman

MEMBERS OF THE BOARD

District	Member	Address	Phone
1st	JAMES G. WHITE	3070 N. 13 St., Milwaukee 53209	264-3105
2nd	JOE DAVIS, SR.	3870 N. 57 St., Milwaukee 53216	873-3252
3rd	PENNY PODELL	3515 N. Summit Ave., Shorewood 53211	961-0808
4th	SHEILA ALDRICH	3211 W. Michigan St., Milwaukee 53208	933-1643
5th	LEE HOLLOWAY	2836 N. Grant Blvd., Milwaukee 53210	873-0132
6th	JIM MC GUIGAN	8152 N. Ivy, Brown Deer 53223	354-4255
7th	MICHAEL MAYO, SR.	3156 N. 50 St., Milwaukee 53216	445-3111
8th	DANIEL J. DILIBERTI	2951 S. 46th St., Milwaukee 53219	321-7099
9th	ROBERT KRUG	7373 N. Teutonia Ave., Milwaukee 53209	228-0350
10th	ELIZABETH COGGS-JONES	737 N. 32nd St., Milwaukee 53208	933-9018
11th	MARK A. BORKOWSKI	3650 S. Sunset Drive, Milwaukee 53220	327-3177
12th	T. ANTHONY ZIELINSKI	2463 S. Superior St., Milwaukee 53207	744-2395
13th	WILLIE JOHNSON, JR.	3869 N. Humboldt Blvd., #206, Milw. 53212	962-2856
14th	RICHARD D. NYKLEWICZ, JR.	3129 S. 17th St. Milwaukee 53215	643-1787
15th	DAVID JASENSKI	6419 W. Chambers, Milwaukee 53210	444-1535
16th	LYNNE D. DE BRUIN	1836 N. Hi Mount Blvd., Milwaukee 53208	778-0515
17th	LORI LUTZKA	455 E. Van Beck, Milwaukee 53207	481-0279
18th	ROGER QUINDEL	4126 N. 90th Ct., Milwaukee 53222	466-1558
19th	LEANN M. LAUNSTEIN	900 E. Puetz Rd., Oak Creek 53154	762-4922
20th	JAMES "LUIGI" SCHMITT	2517 N. 88th St., Wauwatosa 53226	778-0405
21st	KAREN M. ORDINANS	10300 W. Spring Green Rd., Greenfield 53228	529-0741
22nd	JOHN F. WEISHAN, JR.	2605 S. 82 St., West Allis 53219	321-6669
23rd	KATHLEEN A. ARCISZEWSKI	5618 Beaver Ct., Greendale 53129	421-7742
24th	LINDA RYAN	823 Menomonee Ave., South Milwaukee 53172	762-9185
25th	THOMAS A. BAILEY	5250 N. Diversey Blvd., Whitefish Bay 53217	906-0804

MARK RYAN, County Clerk

Annual Meeting (Continued)
May 17, 2001

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Milwaukee, Wisconsin, Thursday, May 17, 2001, 9:35 a.m.

Supervisor Ordinans in the Chair.

PRESENT: Arciszewski, Bailey, Borkowski, Davis, De Bruin, Diliberti, Jasenski, Johnson, Krug, Launstein, Lutzka, Mayo, McGuigan, Quindel, Ryan, Schmitt, Weishan, Zielinski and the Chairman—19. **ABSENT:** Aldrich, Holloway, Podell and White—4. **EXCUSED:** Cogg-Jones and Nyklewicz—2.

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

Supervisors Aldrich, Holloway, Podell and White are hereinafter noted present.

APPROVAL OF JOURNAL OF PROCEEDINGS

On a motion by Supervisor McGuigan, the **Journal of Proceedings of May 18, 2000 WAS APPROVED** by a voice vote.

Supervisors Holloway, Podell, White and Aldrich present.

REPORTS OF COUNTY OFFICERS

File Returned UNSIGNED by the County Executive:

TO: The Honorable County Board of Supervisors

SUBJECT: **UNSIGNED FILE RETURNED**

The County Executive has returned to my office, without his signature of approval, File No. 01-238, a resolution authorizing and directing the Director of the Dept. of Parks to develop a \$2 million per year plan for three years to repair and reconstruct county walkways and bike trails identified in the Asphalt Surface Condition Assessment Report as needing renovation immediately or within two to four years and furthermore, expressing the support of the County Board to appropriate the funds necessary to complete the plan from 2002 to 2004.

This resolution was adopted by a vote of 23 ayes - 0 noes, during your meeting of April 12, 2001, and remains in full force and effect.

MARK RYAN
County Clerk

Confirmation of Reappointments:

File No. 01-287

From the County Executive, reappointing the following to serve on the Milwaukee County Commission on Aging: Dorothy Witte Austin - term expiring January 31, 2002; Ed Hida - term expiring January 31, 2002; Sr. Edna Lonergan - term expiring January 31, 2002; Lee S. Martinez - term expiring January 31, 2003; George McKinney - term expiring January 31, 2002; Sup. Linda Ryan - term expiring January 31, 2003; Sigmund J. Tomkalski - term expiring January 31, 2004; and Patricia J. Towers - term expiring January 31, 2002.

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

AYES—Aldrich, Arciszewski, Bailey, Borkowski, Davis, De Bruin, Diliberti, Holloway, Jasenski, Johnson, Krug, Launstein, Lutzka, Mayo, McGuigan, Podell, Quindel, Ryan, Schmitt, Weishan, Zielinski and the Chairman—22. **NOES**—0. **EXCUSED**—Coggs-Jones, Nyklewicz and White—3.

PRESENTATION OF COMMUNICATIONS

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

File No. 99-289(a)(b)

From the Chief Judge, requesting authorization to accept grant funds from the State of Wisconsin, Office of Justice Assistance, for funding for the Pro Se and Interpreter Initiative through December 31, 2001.

Referred to the Committee on Judiciary, Safety & General Services.

File No. 99-289(a)(c)

From the Chief Judge, requesting continuation of the positions of Pro Se Coordinator and Interpreter Coordinator in Org. Unit 2000, which are scheduled to be abolished July 1, 2001, as the State of Wisconsin, Office of Justice Assistance, has notified the Chief Judge's office that grant funding has been extended to fund the positions through December 31, 2001.

Referred to the Committee on Finance & Audit.

File No. 00-39(a)(b)

From Director, Department of Administration, submitting summary of all tower technical survey and evaluation report.

Referred to the Committee on Finance & Audit.

File No. 01- 3

From Milwaukee County Clerk, submitting a listing of Summons & Complaints, Discrimination Complaints, et. al., served on Milwaukee County.

Placed on file.

File No. 01-6

From Resnick & Resnick, S.C., submitting a Notice of Injury in behalf of Jesse Carter and his wife, Mattie Carter, for injuries and damages allegedly sustained when Jesse was involved in an accident with a Milwaukee Transport Services, Inc. bus.

Placed on file.

File No. 01-6

From Marcus Law Offices, submitting a Notice of Injury in behalf of Virginia Davis and Jimmy Davis for injuries and damages allegedly sustained when the van she was driving was struck by a Milwaukee Transport Services, Inc. bus.

Placed on file.

File No. 01-6

From Stupar & Schuster, S.C., submitting a Notice in behalf of

Craig J. Harp for injuries and damages allegedly sustained while a passenger on a Milwaukee Transport Services, Inc. bus.

Placed on file.

File No. 01-6

From Francis Henderson, submitting a Notice for injuries and damages allegedly sustained when her car was damaged after hitting debris in the northbound lanes of I-43 just before Capitol Drive.

Placed on file.

File No. 01-6

From Law Offices of Thomas M. Jacobson, S.C., submitting a Notice of Injury in behalf of Barry Hingiss for injuries and damages allegedly sustained in an vehicular accident involving a Milwaukee Transport Services, Inc., bus.

Placed on file.

File No. 01-6

From Law offices of Thomas M. Jacobson, S.C., submitting a Notice of Injury in behalf of Marques Jackson and minor daughter, Alasha Jackson, for injuries and damages allegedly sustained in an automobile accident involving a Milwaukee Transport Services, Inc. bus.

Placed on file.

File No. 01-6

From Habush, Habush, Davis & Rottier, S.C., submitting a Notice in behalf of Gladys M. Jones for injuries and damages allegedly sustained in an accident involving a Milwaukee Transport Services, Inc. bus.

Placed on file.

File No. 01-6

From Jacky Rank, submitting a Notice for injuries and damages allegedly sustained when her leather coat was damaged in the escalator at GMIA.

Placed on file.

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File No. 01-6

From Gendlin & Safran, S.C., submitting a Notice of Injury in behalf of Janice Reid and Lynette J. Reid, a minor, for injuries and damages allegedly sustained by the minor while a passenger in a van involved in a collision with a Milwaukee Transport Services, Inc. bus.

Placed on file.

File No. 01-6

From Gendlin & Safran, S.C., submitting a Notice of Injury in behalf of Laquanda Reid and Brianna R. Reid, a minor, for injuries and damages allegedly sustained by the minor while a passenger in a van involved in a collision with a Milwaukee Transport Services, Inc. bus.

Placed on file.

File No. 01-6

From Habush, Habush, Davis & Rottier, S.C., submitting a Notice in behalf of Samuel Robinson for injuries and damages allegedly sustained when his vehicle was struck by a Milwaukee County Sheriff's Dept. vehicle.

Placed on file.

File No. 01-6

From Michael F. Hupy & Associates, S.C., submitting a Notice of Injury in behalf of Priscilla Rodriguez for injuries and damages allegedly sustained while a passenger on a Milwaukee Transport Services, Inc. bus.

Placed on file.

File No. 01-6

From Cherylann Salvatore, submitting a Notice for injuries and damages allegedly sustained in a fall in Concourse "C" at GMIA.

Placed on file.

File No. 01-6

From Transit Express, submitting a notice for damages allegedly

sustained due to the breach of contract on the part of Milwaukee County.

Placed on file.

File No. 01-9

From Columbia County Clerk, submitting an adopted resolution requesting complete funding of probation and parole violation inmates.

Placed on file.

File No. 01-9

From Douglas County Clerk, submitting an adopted resolution requesting the governor and the Wisconsin Legislature to provide sufficient funding to support the implementation of state policies which result in additional cost to county taxpayers by housing probation and parole violation inmates in county jails.

Placed on file.

File No. 01-9

From Douglas County Clerk, submitting an adopted resolution requesting the governor and the Wisconsin Legislature to allow counties, by ordinance, to impose a special sales tax for the construction and operation of county jails.

Placed on file.

File No. 01-9

From Douglas County Clerk, submitting an adopted resolution requesting the Insurance Commissioner to mandate health insurance companies, operating in the State of Wisconsin and providing health coverage to disabled COP participants, to make payment for adaptive equipment recommended by health care professionals which will enhance the insured's community integration.

Placed on file.

File No. 01-9

From Douglas County Clerk, submitting an adopted resolution supporting the efforts and proposals put forth by the WCA regarding the Blue Ribbon Commission.

Placed on file.

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File No. 01-9

From Brown County Clerk, submitting an adopted resolution supporting the Kettl Commission proposal.

Placed on file.

File No. 01-9

From Ashland County Clerk, submitting an adopted resolution requesting complete funding of probation and parole violation inmates.

Placed on file.

File No. 01-9

From LaCrosse County Clerk, submitting an adopted resolution requesting complete funding of probation and parole violation inmates.

Placed on file.

File No. 01-9

From Wood County Clerk, submitting an adopted resolution to encourage State of Wisconsin Financial Support for Infrastructure Development for Local Public Health Departments.

Placed on file.

File No. 01-9

From Florence County Clerk, submitting an adopted resolution supporting complete funding of probation and parole violation inmates held in the County Jail.

Placed on file.

File No. 01-9

From Calumet County Clerk, submitting an adopted resolution supporting complete funding of probation and parole violation inmates and Assembly Bill AB 197.

Placed on file.

File No. 01-9

From Bayfield County Clerk, submitting an adopted resolution requesting complete funding of probation and parole violation inmates.

Placed on file.

File No. 01-9

From Sauk County Clerk, submitting an adopted resolution requesting complete funding of probation and parole violation inmates.

Placed on file.

File No. 01-9

From Pierce County Clerk, submitting an adopted resolution supporting complete funding of probation and parole violation inmates.

Placed on file.

File No. 01-9

From Waupaca County Clerk, submitting an adopted resolution supporting complete funding of probation and parole violation inmates.

Placed on file.

File No. 01-9

From Waupaca County Clerk, submitting an adopted resolution opposing 0.1 percent sales tax referendum.

Placed on file.

File No. 01-9

From Trempealeau County Clerk, submitting an adopted resolution requesting additional sales tax for counties.

Placed on file.

File No. 01-9

From La Crosse County Clerk, submitting an adopted resolution encouraging the Wisconsin Governor and legislators to use tobacco

settlement funds as they become available for tobacco control and treatment of tobacco related disease.

Placed on file.

File No. 01-9

From Manitowoc County Clerk, submitting an adopted resolution supporting maximum speed limit on snowmobile trails.

Placed on file.

File No. 01-9

From Manitowoc County Clerk, submitting an adopted resolution opposing elimination of prison contract bed funding with Wisconsin Counties.

Placed on file.

File No. 01-9

From Manitowoc County Clerk, submitting an adopted resolution requesting complete funding of probation and parole violation inmates.

Placed on file.

File No. 01-9

From Manitowoc County Clerk, submitting an adopted resolution supporting repeal of residence requirement for deputy sheriff applicant testing.

Placed on file.

File No. 01-17

From President, Milwaukee Building & Construction Trades Council, submitting a revision of 2001/2002 Wage Rates and Fringe Benefits for skilled trades workers.

Placed on file.

File No. 01-136(a)(a)

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.

Referred to the Committee on Health & Human Needs.

File No. 01-174(a)(a)

From Director of Public Works, submitting recommendation of the Public Art Committee regarding revisions of Milwaukee County Public Art Program Policies and Procedures.

Referred to the Committee on Transportation, Public Works & Transit and Committee on Parks, Energy & Environment.

File No. 01-284

From Michael Hageman, submitting a claim for injuries and damages allegedly sustained due to the treatment and lack of treatment received while incarcerated at the Milwaukee County Criminal Justice Facility.

Referred to the Committee on Judiciary, Safety & General Services.

File No. 01-285

From William J. Grimm, submitting a claim for damages allegedly sustained to his automobile when involved in an accident with a Milwaukee County-owned vehicle.

Referred to the Committee on Judiciary, Safety & General Services.

File No. 01-286

From Don Cornelius, submitting a claim for damages allegedly sustained to his automobile when he ran over a pothole in the road while driving through Lincoln Park.

Referred to the Committee on Judiciary, Safety & General Services.

File No. 01-288

From Associate Director, Economic Development Division, recommending that the provisions of Section 56.30(9) of the Milwaukee County Ordinances be waived and payment approved for services performed by the contractor, Land Design Studio, prior to execution of the contract.

Referred to the Committee on Finance & Audit.

File No. 01-289

From Director, Child Support Enforcement, requesting authorization to execute W-2 contract with Employment Solutions, Maximus, Opportunities Industrialization Center of Greater Milwaukee, Inc. (OIC), UMOS (United Migrant Opportunity Services, Inc.), and YW Works.

Referred to the Committee on Judiciary, Safety & General Services.

File No. 01-290

From Mark Ziskind, submitting a claim for damages allegedly sustained when his coat got caught in the escalator at General Mitchell International Airport.

Referred to the Committee on Judiciary, Safety & General Services.

File No. 01-291

From Brad Till, submitting a claim for damages allegedly sustained to his automobile when he struck a pothole near North 76th Street and West Brown Deer Road.

Referred to the Committee on Judiciary, Safety & General Services.

File No. 01-292

From American Family Insurance Group, submitting a claim under their subrogation rights of their insured, Robert N. Gwinnup, for reimbursement of payment made for damages allegedly sustained when a damaged highway sign blew into his vehicle at US 45 and West Watertown Plank Road.

Referred to the Committee on Judiciary, Safety & General Services.

File No. 01-293

From Reliance Insurance, submitting a claim under their subrogation rights of their insured, Edward Don Company, for reimbursement of payment made for damages allegedly sustained to their automobile due to construction on a Milwaukee County-owned bridge.

Referred to the Committee on Judiciary, Safety & General Services.

File No. 01-294

From American Family Insurance Group, submitting a claim under their subrogation rights of their insured, Roxanne Kupfer, for reimbursement of payment made for the alleged damages sustained to the insured's commercial rental building due to a fire as a result of the negligent placement of an employee by the Milwaukee County Mental Health Division.

Referred to the Committee on Judiciary, Safety & General Services.

File No. 01-295

From American Family Insurance Group, submitting a claim under their subrogation rights of their insured, Roxanne Kupfer, for reimbursement of payment made for the alleged accident-related medical expenses and loss of personal property suffered by several tenants involving fire damage to a commercial rental building owned by the insured.

Referred to the Committee on Judiciary, Safety & General Services.

File No. 01-296

From Vice President, Mining Impact Coalition of Wisconsin, requesting support in behalf of the Town of Nashville for approval to prohibit the use of cyanide in Wisconsin mines and metallic ore processing.

Referred to the Committee on Intergovernmental Relations and Committee on Parks, Energy & Environment.

File No. 01-299

From Fiscal and Budget Administrator, regarding positions vacant one year or more as of February 17, 2001.

Referred to the Committee on Finance & Audit.

File No. 01-301

From Director, Department of Administration, requesting authorization to execute a lease agreement with the United States

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Cellular Company for wireless communication facilities on County property.

Referred to the Committee on Finance & Audit.

File No. 01-302

From Administrator-Support Services, House of Correction, requesting authorization to enter into a five-year truck lease.

Referred to the Committee on Finance & Audit.

File No. 01-303

From Milwaukee County Risk Manager, submitting the 2000 Annual Report for the Safety Oversight Committee.

Placed on file.

File No. 01-304

From Milwaukee County Risk Manager, submitting the 2000 Annual Report for Risk Management.

Placed on file.

File No. 01-305

From Director of County Health Related Programs, requesting authorization to execute a contract with Claims Processing & Receivables (CPR) for the period July 1, 2001 through December 31, 2004 for the provision of paramedic billing services and to execute a contract with Wisconsin Physicians Service Insurance Corporation (WPS), effective January 1, 2002, for the provision of medical and pharmaceutical claims processing and payment; further that Chapter 42 of the General Ordinances of Milwaukee County be waived pertaining to Disadvantaged Business Enterprise (DBE) participation for this contract.

Referred to the Committee on Finance & Audit and Committee on Health & Human Needs.

File No. 01-306

From Director, Office for Persons with Disabilities, requesting authorization to expend \$300 from the Trust Fund to support the

Rally for Services in Madison and sponsored by United Cerebral Palsy (UCP).

Referred to the Committee on Health & Human Needs.

File No. 01-307

From Director, Department of Parks, Recreation and Culture, requesting authorization to accept a grant from the State of Wisconsin Department of Transportation for the design and construction of a safe pedestrian crossing of State Highway 100 for the Oak Leaf Trail Extension - North Shore Trail Development.

Referred to the Committee on Parks, Energy & Environment.

File No. 01-308

From Director, Department of Parks, Recreation and Culture, requesting authorization to apply for a State of Wisconsin Stewardship Program grant for approximately 5.71 acres of land located at 6450 and 6500 S. 92nd St. (former Parkway Stables site) adjacent to the Root River Parkway in the Village of Greendale; also requesting authorization to negotiate acquisition of this land and pursue various funding alternatives.

Referred to the Committee on Parks, Energy & Environment.

File No. 01-309

From Director, Department of Parks, Recreation and Culture, requesting approval of conceptual Master Plans for the Redevelopment of Juneau Park and Cathedral Square in downtown Milwaukee.

Referred to the Committee on Parks, Energy & Environment.

File No. 01-310

From Director, Department of Parks, Recreation and Culture, requesting authorization to establish the following four projects as Parks Enhancement Fund projects: removal of four vacant houses along the Milwaukee River Parkway; construction of 380 picnic tables for three park regions; funding for the Park People to control

of invasive plant species; parts and labor for playground equipment repairs.

Referred to the Committee on Parks, Energy & Environment.

File No. 01-311

From Director, Department of Parks, Recreation and Culture, requesting approval of a Development Agreement for construction of the new Boerner Botanical Gardens Education and Visitors Center.

Referred to the Committee on Parks, Energy & Environment and Committee on Finance & Audit.

File No. 01-313

From Managing Director, Milwaukee County Transit System (MCTS), requesting authorization to apply for a Congestion, Mitigation and Air Quality (CMAQ) grant to fund expanded transit system marketing during the years 2003, 2004, and 2005.

Referred to the Committee on Transportation, Public Works & Transit.

File No. 01-314

From Director of Public Works, requesting authorization to increase the general aviation fuel flowage fee from \$0.05 to \$0.07 per gallon at General Mitchell International Airport and from \$0.05 to \$0.06 per gallon at Lawrence J. Timmerman Airport effective September 1, 2001.

Referred to the Committee on Transportation, Public Works & Transit.

File No. 01-315

From Managing Director, Milwaukee County Transit System (MCTS), requesting authorization to modify Trolley River Route 74 to operate on Astor Street between Ogden and Brady Streets.

Referred to the Committee on Transportation, Public Works & Transit.

File No. 01-316

From Director of Public Works, requesting authorization to enter

into an agreement with the U.S. Department of Transportation, Federal Aviation Administration (FAA), for the lease of space in the air traffic control tower at Lawrence J. Timmerman Airport.

Referred to the Committee on Transportation, Public Works & Transit.

File No. 01-317

From Director of Public Works, requesting authorization to amend Airport Agreement No. HP-695 with Philip Morris Management Corporation to accept a groundwater use deed restriction on the remaining contaminated portion of the leased premises.

Referred to the Committee on Transportation, Public Works & Transit.

File No. 01-318

From Director of Public Works, requesting authorization to enter into an intergovernmental cooperative agreement with the U.S. Department of Agriculture regarding Wildlife Hazard Management at General Mitchell International Airport and Lawrence J. Timmerman Airport.

Referred to the Committee on Transportation, Public Works & Transit.

File No. 01-321

From the County Executive, submitting County Grounds Northeast Quadrant Comprehensive Development Plan.

Referred to the Committee on Economic & Community Development and Committee on Parks, Energy & Environment.

File No. 01-322

From Director, Economic Development Division, requesting authorization to expand the scope of professional services related to the County Grounds and increase the contract with Land Design Studio, LLC to \$26,000.

Referred to the Committee on Economic & Community Development.

File No. 01-323

From Director of Audits, submitting Audit of Mental Health Division's Outpatient Client Trust Accounts, dated May 2001.

Referred to the Committee on Finance & Audit and Committee on Health & Human Needs.

File No. 01-324

From the Disadvantaged Business Enterprise (DBE) Steering Committee, recommending proposed Federal Fiscal Year (FFY) 2002 U.S. Department of Transportation overall DBE Goals for publication and to receive public comment.

Referred to the Committee on Transportation, Public Works & Transit and Committee on Finance & Audit.

File No. 01-325

From the Corporation Counsel, reporting on the proposed Stormwater fee agreement between Milwaukee County and the City of Wauwatosa.

Referred to the Committee on Parks, Energy & Environment, Committee on Economic & Community Development and Committee on Judiciary, Safety & General Services.

File No. 01-330

From Wisconsin Business Resource Center, Inc. (WBRC), requesting a grant from the Economic Development fund to be applied toward the four core service areas that the WBRC provides.

Referred to the Committee on Economic & Community Development.

File No. 01-331

From Director, Department of Administration, in behalf of The Badger Association of the Blind, requesting a Economic Development Brownfield Grant to assist in the redevelopment of a property located at 970 North Hawley Road.

Referred to the Committee on Economic & Community Development.

File No. 01-332

From Director of Human Services, requesting additional resources for program improvements to reduce acute inpatient overcrowding at the Mental Health Complex in the amount of \$347,290.

Referred to the Committee on Finance & Audit and Committee on Health & Human Needs.

File No. 01-333

From Director of Audits, submitting An Audit of the Department of Human Services Child Welfare Division Overspending of 2000 State Contract, dated May 2001.

Referred to the Committee on Finance & Audit and Committee on Health & Human Needs.

File No. 01-334

From Director, Department on Aging, requesting the creation of an Information and Outreach Coordinator (Aging) position.

Referred to the Committee on Finance & Audit, Committee on Personnel, Dept. of Administration and Dept. of Human Resources.

File No. 01-335

From Director of Human Services, requesting abolishment of one position of Accountant 1 and creation of one position of Accountant 3 NR.

Referred to the Committee on Finance & Audit, Committee on Personnel, Dept. of Administration and Dept. of Human Resources.

File No. 01-336

From Director of Human Services, requesting abolishment of one position of Teller 1 and creation of one position of Account Clerk 2.

Referred to the Committee on Finance & Audit, Committee on Personnel, Dept. of Administration and Dept. of Human Resources.

File No. 01-337

From Administrator, Mental Health Division, requesting the creation of a new Psychiatric LPN nurse pool and a new Nursing Assistant 1 pool.

Referred to the Committee on Finance & Audit, Committee on Personnel, Dept. of Administration and Dept. of Human Resources.

File No. 01-338

From Director, Department of Human Services, requesting authorization to submit and accept two AODA grants to the Center of Substance Abuse Treatment titled "Targeted Capacity Expansion" in the amount of \$500,000 per grant to be administered by the United Community Center and Meta House.

Referred to the Committee on Health & Human Needs.

File No. 01-339

From Director, Department of Human Services, requesting authorization to submit two grant proposals to the Department of Housing and Urban Development: A Supportive Housing Program Proposal in the amount of \$1,248,101 and a Shelter Plus Care Program Proposal in the amount of \$1,798,464.

Referred to the Committee on Health & Human Needs.

File No. 01-340

From Director, Department of Human Services, requesting authorization to apply for and accept funding from the Substance Abuse and Mental Health Services Administration for a Targeted Capacity Expansion Grant for diversion of people with co-occurring disorders from the Criminal Justice System in the amount of \$400,000 per year for three years.

Referred to the Committee on Health & Human Needs.

File No. 01-341

From Clerk of Circuit Court/Director of Court Services, requesting authorization to enter into a contract with the Wisconsin

Department of Health and Family Services, in the amount of \$312,086 for the period of May 15, 2001 through December 31, 2001, to conduct permanency plan reviews for all Milwaukee County children in out-of-home care.

Referred to the Committee on Health & Human Needs.

File No. 01-342

From Attorney James C. Mentkowski, S.C., submitting a claim in behalf of Paul Murphy for injuries and damages allegedly sustained when he tripped over a protruding pipe while jogging on the sidewalk at or near the intersection of West Morgan Ave. and West Beloit Road.

Referred to the Committee on Judiciary, Safety & General Services.

File No. 01-343

From Attorney M. Angela Dentice, LLC, submitting a claim in behalf of Tamara Mallett for injuries and damages allegedly sustained when involved in an accident with a Milwaukee County-owned vehicle; and a claim in behalf of Joseph Mallett, husband of the claimant, for the loss of society and companionship of his wife.

Referred to the Committee on Judiciary, Safety & General Services.

File No. 01-344

From Director of Parks, Recreation and Culture, requesting authorization to place a deed restriction on two parcels of property that comprise a portion of Gordon Park in order to construct a pavilion and parking lot that straddle the property line.

Referred to the Committee on Parks, Energy & Environment.

File No. 01-345

From Sixth Grade Teacher, Kosciuszko Elementary School, Cudahy, WI, relative to a \$10,000 grant they received to study the problem of geese in Sheridan Park and working in conjunction with

the Milwaukee County Parks Department to attempt various deterrents.

Referred to the Committee on Parks, Energy & Environment.

File No. 01-346

From Director, Department of Administration, in behalf of La Causa, Inc., requesting funding from the County Brownfield Redevelopment Capital account to assist with the environmental remediation of a site located at 1643-87 South Second Street.

Referred to the Committee on Economic & Community Development.

File No. 01-349

From the Clerk of Circuit Court, requesting authorization to accept grant funds in the amount of \$171,171 for the period of March 15, 2001 through March 14, 2002, for the third year funding of the Milwaukee County Permanency Project.

Referred to the Committee on Health & Human Needs.

File No. 01-350

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; and a claim in behalf of Robert Drummond, spouse, for loss of consortium damages suffered by his wife.

Referred to the Committee on Judiciary, Safety & General Services.

File No. 01-351

From Artainia Grant, submitting a claim for damages allegedly sustained to her automobile as a result of getting struck by a Milwaukee County-owned vehicle.

Referred to the Committee on Judiciary, Safety & General Services.

File No. 01-352

From the Deputy Corporation Counsel, requesting authorization to grant the City of Milwaukee a Pedestrian and Vehicular Access Easement and the Maintenance Easement for the parcel of land west of the Museum so that the City can maintain access to MacArthur Square, the MacArthur Square Ramp and the tunnel from I-43. (This parcel was transferred from the City to the County as part of an agreement to permit the development of senior housing through a land exchange at Armour Park).

Referred to the Committee on Parks, Energy & Environment.

File No. 01-356

From Director, Department of Parks, Recreation and Culture, requesting authorization to submit a Federal Congestion Mitigation and Air Quality (CMAQ) grant application for the redevelopment of a portion of the Oak Leaf Trail through Estabrook Park.

Referred to the Committee on Parks, Energy & Environment.

File No. 01-357

From Director, Department of Parks, Recreation and Culture, requesting authorization to submit a Federal Congestion Mitigation and Air Quality (CMAQ) grant application for the replacement of the Brady Street Pedestrian Bridge over Lincoln Memorial Drive and to accept the grant funding and process documentation, should the grant be approved.

Referred to the Committee on Parks, Energy & Environment.

File No. 01-358

From Brian Lewis Evans, submitting a claim for injuries and damages allegedly sustained when he slipped and fell while incarcerated at the Milwaukee County House of Correction.

Referred to the Committee on Judiciary, Safety & General Services.

File No. 01-359

From Jeff Obodal, submitting a claim for damages allegedly

sustained to his motorcycle as a result of hitting a deep pothole in the road while traveling northbound on I-43.

Referred to the Committee on Judiciary, Safety & General Services.

File No. 01-360

From Attorneys Koch & McCann, S.C., submitting a claim in behalf of Daniel P. Berczyk for injuries and damages allegedly sustained due to the treatment and lack of treatment received while incarcerated at the Milwaukee County Criminal Justice Facility.

Referred to the Committee on Judiciary, Safety & General Services.

RESOLUTIONS/ORDINANCES
REFERRED TO STANDING COMMITTEES

File No. 01-297

By Supervisor White:

WHEREAS, Milwaukee County is required under the provisions of Section 59.03(2)(a) of the State Statutes to reapportion its supervisory districts after each decennial federal census of population; and

WHEREAS, Milwaukee County's population has remained nearly constant since 1980; and

WHEREAS, all statutory and legal requirements can effectively be accommodated with little disruption of existing boundaries or inconvenience to voters by retaining twenty-five (25) supervisory districts; now, therefore

BE IT RESOLVED, that the Milwaukee County Board of Supervisors does hereby determine that the Milwaukee County Board be reapportioned based upon twenty-five (25) supervisory districts and directs the Special Committee on Redistricting to prepare a redistricting plan based upon twenty-five (25) supervisory districts.

Fiscal Note:

Adoption of this resolution will not have any fiscal effect

because this resolution continues the present size of the County Board.

REFERRED TO THE SPECIAL COMMITTEE ON RE-DISTRICTING.

File No. 01-298

By Supervisors McGulgan and Jasenski:

WHEREAS, the Governor's proposed 2001-2003 budget includes a reduction of \$3.2 million or about 5% in funding for the State Public Defenders Office; and

WHEREAS, the proposed reduction could force the layoff of about 50 attorneys statewide with a majority of those vacancies likely to occur in Milwaukee County where 15 of more than 60 authorized positions could be cut; and

WHEREAS, in Milwaukee County there are currently about five vacant positions in the Public Defenders Office; and

WHEREAS, a reduction in the number of public defenders could negatively impact court operations through trial delays as well as possible increased costs for County-funded legal fees to cover the cost of legal representation for those indigent defendants who do not qualify for representation by the Public Defenders Office; and

WHEREAS, the reduction in public defender positions could also impact the County jail population if indigent defendants are forced to remain in custody longer pending trials which may be delayed; and

WHEREAS, according to state and federal law, poor people charged with criminal offenses have a right to appointed counsel and if the Public Defenders Office is unable to represent such persons, a private bar attorney must be appointed to handle the case at a higher cost; and

WHEREAS, it is much more cost effective to provide indigent representation through the Public Defenders Office; and

WHEREAS, for these reasons, Milwaukee County should oppose the Governor's proposed cut in funding for the Public Defenders Office; now, therefore

BE IT RESOLVED, that the Milwaukee County Board of Super-

visors does hereby oppose the proposed \$3.2 million reduction in funding for the State Public Defenders Office as recommended in the Governor's 2001-2003 State Budget; and

BE IT FURTHER RESOLVED, that the Division of Intergovernmental Relations is hereby directed to convey this position to the Joint Finance Committee and the Legislature as it deliberates the Governor's proposed 2001-2003 State Budget.

Fiscal Note:

Adoption of this resolution will not require an expenditure of funds but will require an expenditure of staff time on the part of the Division of Intergovernmental Relations to convey this position to the Legislature.

**REFERRED TO THE COMMITTEE ON JUDICIARY,
SAFETY AND GENERAL SERVICES AND TO THE COM-
MITTEE ON INTERGOVERNMENTAL RELATIONS.**

File No. 01-300

By Supervisors Ziellinski, McGulgan and Johnson:

WHEREAS, the Republic of China is a Communist nation whose totalitarian government is replete with human rights violations; and

WHEREAS, the Chinese government continues to build its military strength and has committed openly aggressive military acts against United States military aircraft; and

WHEREAS, in the latest incident, a Chinese fighter plane flying recklessly close to a United States surveillance plane, collided with the U.S. plane in mid-air, forcing it into a nosedive and eventual emergency landing on a Chinese island; and

WHEREAS, the Chinese government detained the 24 crew members for 11 days before allowing them to return to the United States; and

WHEREAS, the Chinese government continues to hold the U.S. surveillance plane and has refused to return it to the U.S.; and

WHEREAS, the United States has granted China "favored nation" status thus permitting millions of dollars of goods to be traded from China and imported into the U.S.; and

WHEREAS, such trade status has allowed the Chinese government to acquire millions of dollars from American companies doing business in China; and

WHEREAS, these American dollars have been used to increase China's military strength and expand the scope of its human rights violations outside its own borders; and

WHEREAS, it is wrong for the United States to condone such open and free-wheeling trade status to a nation whose government is openly aggressive and violates human rights; and

WHEREAS, Milwaukee County purchases thousands of dollars of goods each year which are imported from China, particularly novelty items sold at the Milwaukee County Zoo; and

WHEREAS, the Milwaukee County Zoo purchases thousands of dollars worth of novelty items which are made in China and sold in the Zoo Gift Shop; and

WHEREAS, the Zoo receives revenue in excess of \$1 million a year from the sale of novelty items and Zoo officials estimate that perhaps as many as 50% of these items are made in China; and

WHEREAS, Zoo officials have estimated that the sale of Chinese-made items could account for between \$300,000 and \$600,000 in revenue to the Zoo; and

WHEREAS, Milwaukee County should demonstrate its outrage over China policy regarding human rights and recent military actions against the United States by prohibiting the Zoo and other County departments from purchasing Chinese-made products; and

WHEREAS, in order to determine what the fiscal effect of such a prohibition would be on the Zoo, the Department of Audit should conduct a study to determine 1) the number of Chinese-made novelty products sold at the Zoo, 2) the amount of lost revenue the Zoo would incur if these products were no longer sold at the Zoo and 3) the potential to recapture this lost revenue through the sale of replacement items made in other countries; now, therefore

BE IT RESOLVED, that the Milwaukee County Board of Supervisors does hereby direct the Department of Audit to conduct a study to determine the number of Chinese-made novelty items sold at the Milwaukee County Zoo, the amount of Lost revenue the Zoo would incur if these products were no longer sold at the Zoo and the potential to recapture this lost revenue through the sale of replacement items made in other countries; and

BE IT FURTHER RESOLVED, that the Department shall present its findings to the County Board as soon as possible.

Fiscal Note:

Adoption of this resolution will require an expenditure of staff time on the part of the Department of Audit.

REFERRED TO THE COMMITTEE ON FINANCE AND AUDIT.

File No. 01-312

By Supervisor White:

WHEREAS, the County-owned parcels located at 5416 N. 12th Street and 5370 N. 13th Street have been declared excess to the needs of Milwaukee County; and

WHEREAS, Milwaukee County intends to sell these two parcels; and

WHEREAS, for several years residents in the area have expressed fears, concerns, and objections to higher intensity developments on those parcels; now, therefore,

BE IT RESOLVED, that the Milwaukee County Board of Supervisors does hereby authorize and direct the Director of the Economic Development Division to sell the properties located at 5416 N. 12th Street and 5370 N. 13th Street to individuals through a sealed bidding process; and

BE IT FURTHER RESOLVED, that the Director of the Economic Development Division is further authorized and directed to prepare deed restrictions that limit the development of these properties to one single family residence each.

Fiscal Note:

Adoption of this resolution will not increase revenues. If these properties are sold, an unknown amount of revenues may be generated.

REFERRED TO THE COMMITTEE ON ECONOMIC AND COMMUNITY DEVELOPMENT.

File No. 01-319

By Supervisors Davis and White:

WHEREAS, Milwaukee County has always taken a leadership role in its concern for the welfare and well-being of children; and

WHEREAS, the County sponsors many activities and programs geared toward helping young people mature and lead healthy, productive lives; and

WHEREAS, young people can be positively influenced by inspirational speeches and quotations spoken by scholars and historic figures; and

WHEREAS, hundreds of school-age children ride the Milwaukee County Transit System each day to and from school; and

WHEREAS, many of these children wait for buses at County passenger shelters; and

WHEREAS, putting inspirational messages or quotations in passenger bus shelters where many school-age children would see them be a positive, influential action; and

WHEREAS, MCTS has suggested that inspirational messages or quotations could be placed on 50 shelters located outside of downtown Milwaukee where they would not conflict with the shelter advertising program; and

WHEREAS, MCTS has further estimated the cost of such a program at approximately \$2,500; and

WHEREAS, MCTS should research and recommend to the County Board of Supervisors 10 to 12 possible quotations or inspirational messages to be used in the bus shelters; now therefore

BE IT RESOLVED, that the County Board of Supervisors does hereby direct the Milwaukee County Transit System to research and recommend to the County board 10 to 12 possible inspirational quotations which could be placed in passenger bus shelters; and

BE IT FURTHER RESOLVED, that once approved by the County Board, the inspirational quotations would be placed in passenger bus shelters in accordance with recommendations from MCTS on how such a program should operate.

Fiscal Note:

Adoption of this resolution will not require an expenditure of funds. MCTS has estimated that if such a program were

approved, the cost would be approximately \$2,500 for 50 shelters.

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

File No. 01320

By Supervisors Ryan, Nyklewicz, Jasenski, Arciszewski, White, Ordians and Podell:

WHEREAS, Midwest Express Airlines and its sister company Skyway Airlines maintain their corporate headquarters in Milwaukee County and serve General Mitchell International Airport with the highest percentage of flight operations of any air carriers at GMIA; and

WHEREAS, Midwest Express Airlines is a good corporate citizen of Milwaukee County and the State of Wisconsin, contributing to a positive business climate through its growing operations and expanded facilities which create many high paying, high-tech jobs and job opportunities for the community; and

WHEREAS, according to a 1999 study, Midwest Express Airlines has a significant economic impact on Milwaukee, Milwaukee County and the State of Wisconsin employing more than 2,700 workers, generating more than \$90.5 million in annual personal income and is responsible for more than \$277 million in business revenue; and

WHEREAS, according to the study, Midwest Express Airlines pays more than \$19.9 million in state and local taxes; and

WHEREAS, Midwest Express has also made substantial contributions to the community through corporate donations to charities and community events as well as major investments in community infrastructure developments such as the Downtown Milwaukee convention center; and

WHEREAS, Midwest Express Airlines is held in high regard nationally and consistently ranks among the leading airlines in customer satisfaction earning the ranking of No. 1 U.S. carrier in the 2001 Zagat Airline Survey of frequent flyers as well as being named "Best Domestic Airline" in 2000 by Travel and Leisure Magazine for the third time in four years; and

WHEREAS, Midwest Express Airlines plans to continue its

growth and development with the purchase of new airplanes to expand its service and increase its flight capacity; and

WHEREAS, Air Wisconsin, operating as United Express, has also announced plans to expand its fleet of planes based in Wisconsin, which will further enhance the airline's operations in Wisconsin and likely contribute to expanded job opportunities; and

WHEREAS, General Mitchell International Airport is asking Air Wisconsin to locate its new maintenance hangar at GMIA, which would provide more service for the airline as well as increase the potential for more jobs for Milwaukee County residents; and

WHEREAS, Wisconsin is one of the few states in the Midwest which offers no tax incentive to airlines whose hub operations are located within the state; and

WHEREAS, 19 states, including Illinois, Michigan, Iowa and Kansas, completely exempt aircraft from property taxation; and

WHEREAS, Illinois, Iowa and Michigan further exempt ground equipment from property taxes; and

WHEREAS, such tax policies are enacted to give airlines incentives to maintain and expand their hub operations within those states; and

WHEREAS, in order to maintain its competitive position within the airline industry, Midwest Express Airlines is seeking approval of a similar tax policy in Wisconsin whereby planes and equipment of airlines which maintain hub operations in Wisconsin are exempt from property tax payments; and

WHEREAS, this tax policy will also benefit Air Wisconsin; and

WHEREAS, the tax exemption, which is similar to that given to Wisconsin manufacturing machinery and equipment, would amount to approximately \$2.5 million over two years; and

WHEREAS, enactment of the tax exemption would be a positive benefit for Midwest Express Airlines and Air Wisconsin as well as the community because it would allow the airlines to continue their expansion plans in Wisconsin while not negatively impacting airports throughout the state; and

WHEREAS, the tax exemption plan has received support from the Governor and key legislators from both parties in both the Assembly and the Senate; and

WHEREAS, Milwaukee County should endorse the tax exemption proposal for Midwest Express Airlines and Air Wisconsin and encourage the Legislature to expedite passage of the measure; now, therefore

BE IT RESOLVED, that the Milwaukee County Board of Supervisors does hereby support the proposed tax exemption plan for Midwest Express Airlines and Air Wisconsin now pending before the Legislature and calls on the Assembly and Senate to pass this measure in a timely manner to benefit both the airlines and the community; and

BE IT FURTHER RESOLVED, that the Division of Intergovernmental Relations is hereby directed to make this policy position known to the Legislature and the Governor; and

BE IT FURTHER RESOLVED, that the County Clerk is hereby directed to send a copy of this resolution to the Governor and the leadership of both parties in the Assembly and the Senate.

Fiscal Note:

Adoption of this resolution will not require an expenditure of funds.

REFERRED TO THE COMMITTEE ON TRANSPORTATION, PUBLIC WORKS AND TRANSIT AND TO THE COMMITTEE ON INTERGOVERNMENTAL RELATIONS.

File No. 01-328

By Supervisors White and Podell:

WHEREAS, the Rev. Leon H. Sullivan, founder and chairman of Opportunities Industrialization Centers of America, initiated the Sullivan Principles in 1977; and

WHEREAS, the Sullivan Principles have been recognized as one of the most effective efforts to end discrimination in the South African workplace; and

WHEREAS, 24 years later, the Rev. Sullivan is continuing his important work and is setting new goals by introducing The Global Sullivan Principles of Corporate Social Responsibility; and

WHEREAS, the Global Sullivan Principles encourage

companies worldwide to respect the law and apply the principles with integrity consistent with the legitimate role of business; and

WHEREAS, the Global Sullivan Principles are as follows:

- 1) Support for universal human rights and particularly those of our employees, the communities in which we operate and parties with whom we do business;
- 2) Equal opportunity for our employees at all levels of the company with respect to issues such as color, race, gender, age, ethnicity or religious beliefs and operation without unacceptable worker treatment such as the exploitation of children, physical punishment, female abuse, involuntary servitude or other forms of abuse;
- 3) Respect for our employees' voluntary freedom of association;
- 4) Compensation for our employees that enables them to at least meet their basic needs and provision of the opportunity to improve their skill and capacity in order to raise their social and economic opportunities;
- 5) Provision of a safe and healthy workplace; protection of human health and the environment and promotion of sustainable development;
- 6) Promotion of fair competition, including respect for intellectual and other property rights and refusal from offering, paying or accepting bribes;
- 7) Collaboration with governments and communities in which we do business to improve the quality of life in those communities and their educational, cultural, economic and social well-being and to seek to provide training and opportunities for workers from disadvantaged backgrounds;
- 8) Promotion of the application of these Principles by companies with which we do business;
- 9) Universal implementation of these Principles and provision of information which demonstrate publicly our commitment to them; and

WHEREAS, the application of these Principles will help lead to greater tolerance and understanding and advance the culture of peace; and

WHEREAS, the Milwaukee County Board of Supervisors should endorse these Principles and commend the Rev. Leon H. Sullivan for his contribution for protecting and strengthening human rights and dignity in this country and around the globe; now, therefore

BE IT RESOLVED, that the Milwaukee County Board of Supervisors does hereby endorse the Global Sullivan Principles of Corporate Social Responsibility as enumerated in this resolution and call on companies both domestic and international doing business with Milwaukee County to adopt these Principles; and

BE IT FURTHER RESOLVED, that the County Board does hereby direct that these Principles be included in the Milwaukee County Administrative Manual; and

BE IT FURTHER RESOLVED, that the Department of Administration is hereby directed to provide a copy of this resolution to all County department heads as well as to all companies doing business with Milwaukee County; and

BE IT FURTHER RESOLVED, that the County Board does hereby commend the Rev. Leon H. Sullivan for his contribution to protecting and strengthening human rights and dignity in this country and around the globe.

Fiscal Note:

Adoption of this resolution will not require an expenditure of funds.

REFERRED TO THE COMMITTEE ON FINANCE AND AUDIT.

File No. 01-329

By Supervisors McGulgan, Podell, Ziellinski and Quindel:

WHEREAS, through the provisions of the Surface Transportation and Uniform Relocation Assistance Act (STURAA) of 1987 and "Operation Wildflower", the Federal Highway Administration (FHWA) promotes the planting of wildflowers in highway rights-of-way to add natural character to the highway environment; and

WHEREAS, the STURAA contains a mandatory requirement that native wildflower seeds or seedlings be planted as part of landscaping projects undertaken on the Federal-aid highway system

and that at least one-quarter of one percent of the funds expended for a landscaping project must be used to plant native wildflowers and grasses on that project; and

WHEREAS, the Memorandum on Environmentally Beneficial Landscaping submitted to FHWA recommends that all federal departments and agencies increase environmentally and economically beneficial landscaping practices at federal facilities and federally funded projects because they generate long-term cost savings for the federal government; and

WHEREAS, the report further states that the use of native plants (e.g., wildflowers) not only protects natural heritage and provides wildlife habitat, but such plantings may reduce fertilizer, pesticide and irrigation demands and their associated costs because the plants are suited to the local environment and climate; and

WHEREAS, many state departments of transportation operate wildflower programs under this framework including the Wisconsin Department of Transportation (WisDOT); and

WHEREAS, the federal Transportation Equity Act (TEA21) authorizes the use of Transportation Enhancement Program funds for scenic beautification projects as they relate to transportation projects and Milwaukee County is eligible to apply for these funds; and

WHEREAS, a study of the feasibility of landscaping County Trunk Highway boulevards should include, but not be limited to, a review of these FHWA programs, costs of implementing a wildflower program, species that are salt resistant and acclimated to this area, and the likelihood that this could be a self-sustaining program; 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 and the Department of Public Works to study the feasibility of planting wildflowers in the boulevards of County Trunk Highways.

Fiscal Note:

Adoption of this resolution will not require an expenditure of funds.

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

File No. 01-347**By Supervisor Arciszewski:**

WHEREAS, the annual budget for Milwaukee County government exceeds \$1 million in expenditures, revenues, tax levy and bonding; and

WHEREAS, budgetary procedures and fiscal affairs have become increasingly complicated largely because of dependence on and fluctuation of the availability of federal and state aids; and

WHEREAS, the Milwaukee County Long Range Strategic Plan Steering Committee has mentioned the desirability of and benefit from having a staff person knowledgeable about eligible requirements for grants and who possesses the writing and application skills and experience to gain acceptance of grant applications submitted on behalf of Milwaukee County; now, therefore,

BE IT RESOLVED, that the County Board of Supervisors does hereby authorize and direct the Directors, Departments of Administration and Human Resources, to develop the assigned duties, proposed specifications, and pay range for an unclassified position of "Grants Coordinator"; and

BE IT FURTHER RESOLVED, that the departments shall report back to the Committees on Finance & Audit and Personnel in time for the July cycle of committee meetings .

Fiscal Note:

Adoption of this resolution will not require an expenditure of tax levy but it will require an expenditure of staff time and resources.

REFERRED TO THE COMMITTEE ON PERSONNEL.**File No. 01-348****By Supervisor Arciszewski:**

WHEREAS, an enormous number of persons born during the later part of the 1940s through the early 1960s were to become known as the "Baby Boomers"; and

WHEREAS, this population will be reaching retirement eligibility during the next 5 to 10 years; and

WHEREAS, according to an article in the *Monthly Labor Review*, November 1999 entitled, "Employment outlook: 1998-2008 Labor force projections to 2008: steady growth changing composition," by Howard N. Fullerton, Jr., senior demographic statistician in the Office of Employment Projections, Bureau of Labor Statistics, the following is reported, "the number of persons working or looking for work is projected to increase by 17 million over the 1998-2008 period, reaching 155 million in 2008. This 12-percent increase is only slightly lower than the 13-percent increase over the previous 10-year period, 1988-98, when the labor force grew by 16 million"; and

WHEREAS, this article further reports that, "For the projected period, 1998-2008, persons aged 45 to 64 are expected to generate the highest growth. The population in the age group following the baby-boomers show declining numbers, those aged 25 to 34 from 1988 to 1998 and 35 to 44 in the projection, 1998-2008. From 1998 to 2008, the number of persons aged 35 to 44 is expected to decline by 3.7 million. This same age group increased by 10.7 million during 1978-88, when the baby-boomers were that age"; and

WHEREAS, some of the factors impacting the County's ability to attract new employees are the decline in population of Milwaukee County and thus the available workforce, and the demands by younger workers for increased training, flex-time, and fringe benefits, among other factors; now, therefore

BE IT RESOLVED, that the County Board of Supervisors does hereby authorize and direct the Director, Department of Human Resources, to report back for the September meeting on the potential impact to the Milwaukee County workforce due to the future retirement of the county employee population in the generation affectionately called the "Baby Boomers."

Fiscal Note:

Adoption of this resolution will not require an additional expenditure of tax levy but it will require an expenditure of staff time and resources.

REFERRED TO THE COMMITTEE ON PERSONNEL.

RESOLUTIONS/ORDINANCES
BY AND FROM STANDING COMMITTEES

By Supervisor Arciszewski, Chairman:

From the Committee on Personnel, reporting on 3 items.

File No. 01-15(a)(b)
(Journal, December 21, 2000)

(Item 1) A file created as a reference file for actions reported to the County Board during 2001 from the Personnel Committee to recommend extension of certain temporary and emergency appointments in existence for less than one year, by recommending adoption of the following:

A RESOLUTION

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

WHEREAS, the Director 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 May 2, 2001, a copy of which report is on file in File No. 01-15(a) and is incorporated in this resolution by reference; and

WHEREAS, on May 11, 2001, 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 December 1, 2000 and January 31, 2001 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.

File No. 01-348
(Journal, May 17, 2001)

(Item 2) Resolution by Supervisor Arciszewski authorizing and directing the Director, Department of Human Resources, to report back on the potential impact to the Milwaukee County workforce due to the future retirement of the employee population in the generation affectionately called the "Baby Boomers," by recommending adoption of the said resolution as appearing in the Journal of Proceedings of May 17, 2001.

File No. 01-347
(Journal, May 17, 2001)

(Item 3) Resolution by Supervisor Arciszewski, authorizing the Departments of Administration and Human Resources to develop the assigned duties, proposed specifications and pay range for the unclassified position of "Grants Coordinator," by recommending adoption of the following:

AN AMENDED RESOLUTION

WHEREAS, the annual budget for Milwaukee County government exceeds \$1 million in expenditures, revenues, tax levy and bonding; and

WHEREAS, budgetary procedures and fiscal affairs have become increasingly complicated largely because of dependence on and fluctuation of the availability of federal and state aids; and

WHEREAS, the Milwaukee County Long Range Strategic Plan Steering Committee had discussed the possible desire of and benefit from having a staff person knowledgeable about eligible requirements for grants and who possesses the writing and application skills and experience to gain acceptance of grant applications submitted on behalf of Milwaukee County; and

WHEREAS, on May 11, 2001 the Committee on Personnel reviewed and approved (Vote 7-0) an amended resolution to include a study of the history and feasibility for such position creation and in which department the position would be located; now, therefore,

BE IT RESOLVED, that the County Board of Supervisors does hereby authorize and direct the Directors, Departments of Administration and Human Resources, to develop the assigned duties, proposed specifications, and pay range, and for the Director, Department of Administration, and County Board staff to study the feasibility, including location, for the position of "Grants Coordinator"; and

BE IT FURTHER RESOLVED, that the departments shall report back to the Committees on Finance & Audit and Personnel in time for the July cycle of committee meetings.

Fiscal Note:

Adoption of this resolution will not require an expenditure of tax levy but it will require an expenditure of staff time and resources.

The foregoing report correctly states the action taken by the said committee at a meeting held May 11, 2001.

KATHLEEN A. ARCISZEWSKI
Chairperson

The question was on adoption.

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

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

By Supervisor De Bruin, Chairperson:

From the Committee on Finance and Audit, reporting on 19 items.

File No. 01-334
(Journal, May 17, 2001)

(Item 1) From Director, Department on Aging, requesting the

creation of an Information and Outreach Coordinator (Aging) position, by recommending adoption of the following:

A RESOLUTION

WHEREAS, the Director of the Department on Aging requests the creation of one position of Information and Outreach Coordinator (Aging); and

WHEREAS, with approval and authorization by the County Board on May 25, 2000, the Department on Aging has begun to fully implement the State of Wisconsin's Family Care Pilot; and

WHEREAS, a foundation principle of Family Care is that, whenever possible, older adults should be able to "age in place," i.e., to remain living independently in the community; and

WHEREAS, many seniors are unaware of the existence of services available to assist them in continuing to live in the community, believing that the only alternative to living without any assistance is to move to a nursing home - a situation most wish to avoid "at all costs"; and

WHEREAS, since seniors are often unaware of the continuum of services available between living without assistance and becoming nursing home residents; they tend to continue to try to manage on their own, typically resulting in more rapid deterioration of their condition, leading to institutional placement; and

WHEREAS, had community based services been in place in such situations, the deteriorating condition often could have been stabilized (or even improved), allowing individuals to avoid costly and undesirable institutionalization; and

WHEREAS, through the coordinated marketing of Family Care, the Department will be able to maximize efforts at making the community (not just seniors, but family members, friends, neighbors, doctors, etc.) aware of the availability of services and how services can be obtained; and

WHEREAS, coordination of the Department's marketing activities will also minimize duplication of effort and ensure that a "uniform" message is being sent to the community; and

WHEREAS, by increasing the availability of information about Family Care, it is anticipated that the Department will be able to enroll new members into the program more quickly, thus increasing revenue;

WHEREAS, the Committee on Finance and Audit, at its meeting on May 10, 2001, recommended (vote 6-0) the creation of one position of Information and Outreach Coordinator (Aging), pay range 23M, effective May 27, 2001, as recommended by the Department of Administration, with said position asterisked to be abolished when grant funds are no longer available to offset the cost of the position; and

WHEREAS, the Committee on Personnel, at its meeting on May 11, 2001, recommended (vote 6-1) that the position be classified as Information and Outreach Coordinator (Aging), pay range 23M, as recommended by the Department of Human Resources; now, therefore,

BE IT RESOLVED, that the following position action is approved for the Department on Aging, effective, May 27, 2001:

Org. Unit 7900 - Department on Aging

<u>Title Code</u>	<u>Title</u>	<u>No. of Positions</u>	<u>Pay Range</u>
Create:			
56710	Information and Outreach Coordinator (Aging)	1*	23M

*This position is asterisked and will be abolished should funding no longer be available.

Fiscal Note:

The fiscal effect of creating one position of Information and Outreach Coordinator (Aging) is \$27,302 for personal services and fringe benefits for the remainder of 2001 and \$55,765 in 2002. These expenditures will be 100% offset by revenues from the State/County contract for Family Care. It is the belief of the Department of Administration that this funding will be available and that "absorption" of this increased cost will not be an issue in the Department on Aging budget. This position should be asterisked to be abolished if funding is no longer available in the future. This fiscal note was prepared by the Department of Administration.

File No. 01-337
(Journal, May 17, 2001)

(Item 2) From Administrator, Mental Health Division,

requesting the creation of a new Psychiatric LPN nurse pool and a new Nursing Assistant 1 pool, by recommending adoption of the following:

A RESOLUTION

WHEREAS, the Director of the Department of Human Services (DHS) and the Administrator of the Mental Health Division (MHD) request the creation of 20 positions of Psychiatric Licensed Practical Nurse (Psych LPN) Pool and 20 positions of Nursing Assistant 1 (MH) Pool; and

WHEREAS, the Adult Inpatient Services Branch of the Mental Health Division operates three different inpatient centers, each of which serves a different population of adults experiencing mental illness; and

WHEREAS, the Rehabilitation Center-Central is a 72-bed, Title XIX certified, skilled-care licensed nursing home, operated as an Institute for the Mentally Diseased (IMD), consisting of three units which serve geriatric patients, as well as young, physically aggressive persons with serious mental illness; and

WHEREAS, the Rehabilitation Center-Hilltop is a 113-bed Title XIX certified facility, licensed as a Facility for the Developmentally Disabled (FDD), providing programs and an environment specially designed for residents with a primary diagnosis of developmental disability and secondary psychiatric diagnosis; and

WHEREAS, Acute Adult Hospital inpatient services consist of four 24-bed units providing inpatient care to individuals over age 18 who require secure short-term or occasionally extended hospitalization; and

WHEREAS, due to the extremely competitive labor market for health care professionals, seen both regionally and nationally, MHD has for some time been experiencing difficulty in recruiting and retaining staff for a variety of positions, including the classifications of Psychiatric Licensed Practical Nurse and Nursing Assistant 1 (MH), with vacancies a particular problem in the Rehabilitation Centers Central and Hilltop; and

WHEREAS, limited staffing at the Rehabilitation Centers Central and Hilltop has resulted in the inability to transfer patients out of the short-term Acute Adult Hospital units and into the longer-term care Rehabilitation Center units once acute hospitalization is no longer required and been a key contributor to the overcrowding seen in the Acute Adult Hospital units in recent months; and

WHEREAS, all three facilities operate 24 hours-per-day, seven-days-a-week; and

WHEREAS, when sufficient personnel are not available because of high vacancy rates, then MHD must depend upon overtime from filled positions; and

WHEREAS, by creating pool positions at wage rates that are more competitive than presently available within MHD, it is anticipated that these limited time pool positions (working an average of 16 hours per pay period) will draw retirees and others not interested in full-time employment back into the MHD workforce; and

WHEREAS, the ability to be more flexible in assigning staff to the Acute Adult Hospital and Rehabilitation Centers through the use of the requested pool positions will enable MHD to reduce the reliance on overtime, more adequately staff areas currently experiencing high vacancy rates, place patients in units appropriate to their needs, and further reduce the overcrowding in the Acute Adult Hospital; and

WHEREAS, the Committee on Finance and Audit, at its meeting on May 10, 2001, recommended (vote 6-0) the creation of 20 positions of Psychiatric Licensed Practical Nurse (Psych LPN) Pool, pay range 51 (\$18.50 per hour), and 20 positions of Nursing Assistant 1 (MH) Pool, pay range 51 (\$13.50 per hour), effective May 27, 2001, as recommended by the Department of Administration; and

WHEREAS, the Committee on Personnel, at its meeting on May 11, 2001, recommended (vote 6-1) that the positions to be created be classified as 20 Psychiatric Licensed Practical Nurse MH POOL, pay range 51 (\$18.50 per hour), and 20 Nursing Assistant MH (POOL), pay range 51 (\$13.50 per hour), with said positions created subject to implementation of a collateral agreement with AFSCME District Council 48, as recommended by the Department of Human Resources; now, therefore,

BE IT RESOLVED, that the following position actions are approved for the Department of Human Services - Mental Health Division, effective, May 27, 2001:

Org. Unit 6300 - DHS Mental Health Division

<u>Title</u>	<u>Title</u>	<u>No. of</u>	<u>Pay</u>
<u>Code</u>		<u>Positions</u>	<u>Range</u>

Create:

May 17)

662

(2001

43880	Psychiatric Licensed Practical Nurse MH POOL	20	51	\$18.50/hour
43820	Nursing Assistant MH (POOL)	20	51	\$13.50/hour

Fiscal Note:

The fiscal effect of creating 20 Psychiatric Licensed Practical Nurse MH POOL positions at \$18.50 per hour at 16 hours per pay period is \$90,880 for the remainder of 2001 and \$174,120 for 2002. The fiscal effect of creating 20 Nursing Assistant MH POOL positions at \$13.50 per hour at 16 hours per pay period is \$66,320 for the remainder of 2001 and \$126,840 for 2002. The total cost for both sets of positions equals \$157,200 for the remainder of 2001 and \$300,960 for 2002.

According to MHD, these increased expenditures will be completely offset by MHD's commitment to hold vacant 5.0 FTE positions of Psychiatric Licensed Practical Nurse and 5.0 FTE positions of Nursing Assistant 1 (MH). Holding vacant 5.0 FTE positions of Psychiatric Licensed Practical Nurse results in a savings of \$96,245 for personal services and fringe benefits for the remainder of 2001 and \$196,220 for 2002. Holding vacant 5.0 FTE positions of Nursing Assistant 1 (MH) results in a savings of \$69,335 for personal services and fringe benefits for the remainder of 2001 and \$140,050 for 2002. The total savings from holding these positions vacant equals \$165,580 for personal services and fringe benefits for the remainder of 2001 and \$336,270 for 2002. Consequently, the net fiscal effect of this action is a tax levy savings of \$8,380 for the remainder of 2001 and \$35,310 for 2002.

This fiscal note was prepared by the Department of Administration.

File No. 01-335

(Journal, May 17, 2001)

(Item 3) From Director of Human Services, requesting abolishment of one position of Accountant 1 and creation of one position of Accountant 3 NR, by recommending adoption of the following:

A RESOLUTION

WHEREAS, the Director of the Department of Human Services (DHS) requests the creation of one position of Accountant 3 NR and

the abolishment of one position of Accountant 1 within the Management Services Division of the Department of Human Services; and

WHEREAS, the DHS Management Services Division provides contract administration, accounting, budgeting, business office/collections, human resources, building operations, procurement and data processing services to the Director's Office and the Child Welfare, Delinquency/Court Services, Financial Assistance and Adult Services Divisions; and

WHEREAS, with the implementation of the ADVANTAGE financial system county-wide, and the fee-for-service system within DHS, the Department has less need for the low-level manual processing/bookkeeping skill set (performing tasks such as processing mileage vouchers and contract agency payments) typically possessed by an Accountant 1, and greater need for the high-level analytical skills of an Accountant 3 NR; and

WHEREAS, utilizing the skills of an Accountant 3 NR will permit the Department to place more emphasis on analyzing the fiscal and performance outcomes of its various activities, ensuring that increasingly scarce resources are used wisely; and

WHEREAS, the Department intends to have the newly created position assume some limited supervisory responsibilities, thus requiring the position to be non-represented; and

WHEREAS, the Committee on Finance and Audit, at its meeting on May 10, 2001, recommended (vote 6-0) the creation of one position of Accountant 3 NR, pay range 21M, and abolishment of one position of Accountant 1, pay range 14, effective May 27, 2001, as recommended by the Department of Administration; and

WHEREAS, the Committee on Personnel, at its meeting on May 10, 2001, recommended (vote 6-1) that the positions to be created be classified as Accountant 3 NR, pay range 21M, as recommended by the Department of Human Resources; now, therefore,

BE IT RESOLVED, that the following position actions are approved for the Department of Human Services, effective, May 27, 2001:

Org. Unit 8000 - Department of Human Services

<u>Title</u>	<u>Title</u>	<u>No. of</u>	<u>Pay</u>
<u>Code</u>		<u>Positions</u>	<u>Range</u>

Create:

May 17)	664		(2001
04310	Accountant 3 NR	1	21M

Abolish:

04100	Accountant 1	1	14
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Fiscal Note:

The fiscal effect of creating one position of Accountant 3 NR is \$25,232 for Personal Services and Fringe Benefits for the remainder of 2001 and \$51,863 in 2002. These expenditures are partly offset by savings from abolishing one position of Accountant 1 of \$20,472 in Personal Services and Fringe Benefits for the remainder of 2001 and \$41,724 in 2002. The net fiscal effect is an increase in expenditures for Personal Services and Fringe Benefits of \$4,760 for the remainder of 2001 and \$10,139 in 2002.

The costs for operating the Management Services Division of the Department of Human Services are charged out to the other DHS Divisions. The Financial Assistance Division will be assessed approximately 33% of this cost increase (\$1,570 in 2001 and \$3,346 in 2002), which will be completely offset with State revenue. The Child Welfare Division also will be assessed approximately 33% of the cost increase. Given the current fiscal status of the Child Welfare Division, DoA assumes that this cost will result in a tax levy impact. The Delinquency/Court Services and Adult Services Divisions will be assessed the remaining 34% of the cost increase, without any offsetting revenues. Consequently, the net result of this action is a tax levy impact of \$3,190 in 2001 and \$6,793 in 2002.

This fiscal note was prepared by the Department of Administration.

File No. 01-336
(Journal, May 17, 2001)

(Item 4) From Director of Human Services, requesting abolishment of one position of Teller 1 and creation of one position of Account Clerk 2, by recommending adoption of the following:

A RESOLUTION

WHEREAS, the Director of the Department of Human Services (DHS) requests the creation of one position of Account Clerk 2 and

the abolishment of one position of Teller 1 within the Management Services Division (MSD) of the Department of Human Services; and

WHEREAS, the DHS Management Services Division provides contract administration, accounting, budgeting, business office/collections, human resources, building operations, procurement and data processing services to the Director's Office and the Child Welfare, Delinquency/Court Services, Financial Assistance and Adult Services Divisions; and

WHEREAS, in prior years, several Tellers were needed in MSD because of the daily volume of receipts (checks, cash, money orders) including recovery of overpayments for AFDC, Food Stamps, and Title-XIX, payments for contract work performed by DHS, rent, estate recovery, and Title-XIX spend-down; and

WHEREAS, with implementation of a new cash receipts system in 1997, procedures were streamlined and fewer Tellers were needed; and

WHEREAS, the implementation of Wisconsin Works (W-2), resulting in the elimination of the AFDC program, also affected work flow and reduced the need for Tellers; and

WHEREAS, the requested position of Account Clerk 2 is needed at this time to assist in performing account reconciliations of collections, estate claims, and Interim Disability Assistance Program (IDAP) claims; and

WHEREAS, much of this work is time sensitive (for example, an estate claim can only be filed for a certain limited period of time) and failure to complete work in a timely manner could prevent DHS from receiving reimbursements due to the Department; and

WHEREAS, the Committee on Finance and Audit, at its meeting on May 10, 2001, recommended (vote 6-0) the creation of one position of Account Clerk 2, pay range 11, and abolishment of one position of Teller 1, pay range 9, effective May 27, 2001, as recommended by the Department of Administration; and

WHEREAS, the Committee on Personnel, at its meeting on May 11, 2001, recommended (vote 6-1) that the position to be created be classified as Account Clerk 2, pay range 11, as recommended by the Department of Human Resources; now, therefore,

BE IT RESOLVED, that the following position actions are approved for the Department of Human Services, effective, May 27, 2001:

May 17)

666

(2001

Org. Unit 8000 - Department of Human Services

<u>Title Code</u>	<u>Title</u>	<u>No. of Positions</u>	<u>Pay Range</u>
Create:			
04000	Account Clerk 2	1	11
Abolish:			
04800	Teller 1	1	9

Fiscal Note:

The fiscal effect of creating one position of Account Clerk 2 is \$18,741 for Personal Services and Fringe Benefits for the remainder of 2001 and \$38,076 in 2002. These expenditures are partly offset by a savings from abolishing one position of Teller 1 of \$17,819 in Personal Services and Fringe Benefits for the remainder of 2001 and \$36,107 in 2002. The net fiscal effect is an increase in expenditures for Personal Services and Fringe Benefits of \$922 for the remainder of 2001 and \$1,969 in 2002. These additional amounts are anticipated to be completely offset by revenue derived from aggressive collection efforts, resulting in a tax levy impact of zero. This fiscal note was prepared by the Department of Administration.

File No. 01-1
(Journal, December 21, 2000)

(Item 5)

WHEREAS, department requests for transfers within their own accounts have been received by the Department of Administration, Fiscal Affairs, and the Director finds that the best interests of Milwaukee County will be served by allowance of such transfers;

THEREFORE, BE IT RESOLVED, that the Director, Department of Administration, is hereby authorized to make the following transfers in the 2001 appropriations of the respective listed departments:

	<u>From</u>	<u>To</u>
1) <u>2000 Court Related Operations</u>		
5199 Salaries and Wages		\$139,947
5312 Social Security Taxes		10,706
6040 Membership Dues		900

	<u>From</u>	<u>To</u>
6080 Postage		18,475
6640 R/M Office Equipment		1,583
7910 Office Supplies		3,597
7973 Minor Office Equipment		76,573
8552 Machinery & Equipment New (Capital)		9,530
9733 DFW CCC Maintenance	\$10,834	10,834
2299 Other State Grants and Reimbursements	301,252	
<u>1950 Employee Fringe Benefits</u>		
5403 Health Insurance-Major Medical, Surgery		39,941

Transfer of \$312,086 is requested by the Clerk of Circuit Court to recognize receipt of revenue from the State of Wisconsin-Bureau of Milwaukee Child Welfare and to provide expenditure authority of \$132,250 for the start-up period of the Permanency Plan Project and \$179,836 for the fully staffed Permanency Plan Project commencing August 6, 2001. At this time, the Clerk of Circuit Court does not have a signed contract with the State of Wisconsin. The contract is in a preliminary form while both parties finalize wording of the contract. Therefore, this fund transfer, if approved, is contingent upon the Clerk of Circuit Court providing a final signed copy of the contract to the Department of Administration - Fiscal Affairs Division.

Under Wisconsin State Statute Section 48.38(5), all children in an out-of-home placement must have a permanency plan review every six months from the date a child was first held in physical custody or placed outside his or her home. The statute also provides for a permanency plan to be reviewed by either the court or a three-member panel appointed by the court. Currently, the Bureau of Milwaukee Child Welfare (BMCW) contracts with each of the five sites to perform the statutorily required permanency plan reviews, including two Milwaukee County Department of Human Services sites.

In 1999, the Division of Children and Family Services (DCFS), Bureau of Milwaukee Child Welfare, asked the Children's Court Judge to consider conducting all permanency plan reviews for Milwaukee County children in out-of-home care. On April 21, 2000, the Administrator of the State Division for Children and Family Services sent a letter to the County Executive confirming the request from DCFS to contract with Milwaukee County for permanency plan reviews and to pay for all related costs, including a one-time remodeling project. The State will reallocate funds from their existing permanency plan review contracts with private agencies and Milwaukee County Department of Human Services (DHS) to fund the new County contract. The DoA - Fiscal Affairs Division discussed the impact of this new contract on DHS, which indicated that it will lose funding as a result of the new contract. DHS indicated, however, that there will also be some corresponding reduction in workload due to the Clerk of Circuit Court assuming some of the permanency planning duties previously performed by DHS staff. DHS also indicated that it was in support of the Clerk of Circuit Court assuming this function.

County Board Resolution 00-284, adopted May 18, 2000, authorized the Clerk of Circuit Court to enter into an agreement with the State of Wisconsin Division of Children and Family Services, Bureau of Milwaukee Child Welfare, for the \$152,400 cost of the construction project. The anticipated date of completion for the construction project is July 1, 2001. Milwaukee County policies require that a Permanency Plan Review (PPR) Information Sheet be sent to the BMCW 75 days prior to the PPR.

County Board Resolution 00-678 authorized the creation of three positions of Clerk 3 Data Entry, one and one-half positions of Judicial Court Commissioner and one and one-half positions of Deputy Clerk of Court/Judicial Assistant. The three positions of Clerk 3 Data Entry will be responsible for all notices which requires experience with computers and maintenance of the computer database, copying, mailing, receipt and distribution of forms and reception duties for permanency plan reviews. The full and part-time Court Commissioner positions will primarily be responsible for the semi-annual permanency plan review for all children who have been in care for more than 12 months (there are currently more than 7,800 children in care). The existing Children's Court judiciary will be responsible for the annual PPR which will occur at the original jurisdiction dispositional hearing

or six months after removal, whichever comes first. The full and half time Deputy Court Clerk/Judicial Assistant positions will provide support to the Court Commissioners in the courtroom.

The start up costs of the project are as follows:

Object	Amount
Salaries	\$ 27,138.00
Benefits	7,745.80
Social Security	2,076.00
Maintenance	695.00
Postage	6,975.00
Supplies	1,518.00
Minor Equipment	672.00
Furniture	75,901.00
New Equipment	9,530.00
Total	\$ 132,250.00

Furniture purchases include \$19,300 for two U-shaped desks, \$7,120 for four wood tables, \$12,684 for 28 side arm chairs, \$4,340 for four high back swivel chairs, \$4,242 for two sofas, and \$28,215 for various desks, chairs, filing cabinets and miscellaneous office equipment. New Equipment items to be purchased include \$6,066 for a new copier, \$2,754 for a mail machine and scale equipment and \$710 for a fax machine.

Costs for the fully staffed project that will be in operation from August 6 - December 31, 2001 are as follows:

Object	Amount
Salaries	\$ 112,809.00
Benefits	32,196.00
Social Security	8,630.00
Maintenance	888.00
Postage	11,500.00
Supplies	2,079.00
Membership Dues	900.00
Space Rental	10,834.00
Total	\$ 179,836.00

All costs associated with the Permanency Plan Project are offset with State revenue and there is no net tax levy impact. It is anticipated that the State of Wisconsin will continue the contract with the Clerk of Circuit Court in 2002, although no contract negotiations have begun.

Recommendation

Recommend approval. At this time, the Clerk of Circuit Court does not have a signed contract with the State of Wisconsin. The contract is in a preliminary form while both parties finalize wording of the contract. Therefore, this fund transfer, if approved, is contingent upon the Clerk of Circuit Court providing a final signed copy of the contract to the Department of Administration - Fiscal Affairs Division.

TRANSFER APPROVED BY COUNTY EXECUTIVE 05-07-01.

TRANSFER APPROVED BY FINANCE AND AUDIT COMMITTEE 05-10-01 (Vote 6-0).

	<u>From</u>	<u>To</u>
2) 3400 Register of Deeds		
7930 Photographic, Printing, Reproducing & Binding Supplies		\$22,733
2999 Revenue from Other Governmental Units	\$22,733	

Transfer of \$22,733 is requested by the Register of Deeds to recognize revenue and expenditures within the Real Estate Services Division.

This transfer restores \$22,733 in expenditure authority to the Photo, Printing, Binding, and Reproduction account within the Real Estate Services Division. An expenditure of this amount was previously incurred to fund the purchase of specialized computer equipment used by the Geographic Information System (GIS) Technician located within the Register of Deeds office.

This expenditure is 100% offset by an increase in revenue of \$22,733 which serves as reimbursement by the Southeastern Wisconsin Regional Planning Commission (SEWRPC) for the cost of the specialized computer equipment noted above. Under the terms of agreements between SEWRPC, the Register of Deeds (who also serves as Milwaukee County's Land Information Officer), and the Milwaukee County Automated (Mapping and) Land Information System (MCAMLIS) Steering Committee, the office of Register of Deeds has responsibility for maintaining the currency of the digital cadastral map and street address files. The agreements provide for the actual costs of acquiring needed equipment and performance of this work to be fully reimbursed by SEWRPC.

Approval of this appropriation transfer request results in a zero tax levy impact.

TRANSFER APPROVED BY COUNTY EXECUTIVE 05-03-01.
TRANSFER APPROVED BY FINANCE AND AUDIT COMMITTEE 05-10-01 (Vote 6-0).

3) 4500 District Attorney		
6090 Charges from State & Other County Institutions		\$88,586
2299 Other State Grants and Reimbursements	\$88,586	

Transfer of \$88,586 is requested by the District Attorney to recognize receipt of revenue from the State of Wisconsin-Bureau of Milwaukee Child Welfare and provide expenditure authority for a charge from the State of Wisconsin for a half-time prosecutor for termination of parental rights cases in the Juvenile Division.

Under Wisconsin State Statute Section 48.38(5), all children in an out-of-home placement must have a permanency plan review every six months from the date a child was first held in physical custody or placed outside his or her home. The statute also provides for a permanency plan to be reviewed by either the court or a three-member panel appointed by the court. Currently, the Bureau of Milwaukee Child Welfare (BMCW) contracts with each of the five sites to perform the statutorily required permanency plan reviews, including two Milwaukee County Department of Human Services sites.

In 1999, the Division of Children and Family Services (DCFS), Bureau of Milwaukee Child Welfare, asked the Children's Court Judge to consider conducting all permanency plan reviews for Milwaukee County children in out-of-home care. On April 21, 2000, the Administrator of the State Division for Children and Family Services sent a letter to the County Executive confirming the request from DCFS to contract with Milwaukee County for permanency plan reviews and to pay for all related costs, including a one-time remodeling project. The State will reallocate funds from their existing permanency plan review contracts with private agencies and Milwaukee County Department of Human Services to fund the new County contract.

County Board Resolution 00-284, adopted May 18, 2000, authorized the Clerk of Circuit Court to enter into an agreement with the State of Wisconsin Division of Children and Family Services, Bureau of Milwaukee Child Welfare, for the \$152,400 cost of the construction project. The

anticipated date of completion for the construction project is July 1, 2001. Milwaukee County policies require that a Permanency Plan Review (PPR) Information Sheet be sent to the BMCW 75 days prior to the PPR.

The State charges the District Attorney's office for the salaries and fringe benefits of Assistant District Attorneys whose positions are funded by Federal and State grant revenue. The District Attorney receives the revenue for these positions and passes the revenue on to the State. The 2001 Adopted Budget includes \$40,570 in revenue, entirely offset by an expenditure for charges from the State of \$40,570 for the services of one half-time Assistant District Attorney dedicated to termination of parental rights prosecutions at the Children's Court Center as part of the Milwaukee Permanency project. Effective January 1, 2001, the Permanency project was expanded to provide funding for one full-time Assistant District Attorney, bringing the total to 1.5 FTE Assistant District Attorneys for the project. This fund transfer has no tax levy impact because personnel expenditures are entirely offset by State grant revenues.

TRANSFER APPROVED BY COUNTY EXECUTIVE 05-03-01.
 TRANSFER APPROVED BY FINANCE AND AUDIT COMMITTEE 05-10-01 (Vote 6-0).

	<u>From</u>	<u>To</u>
4) <u>4500 District Attorney</u>		
5199 Salaries and Wages		\$39,508
5312 Social Security Taxes		3,022
2699 Other Federal Grants and Reimbursements	\$53,805	
<u>1950 Employee Fringe Benefits</u>		
5403 Health Insurance-Major Medical, Surgery		11,275

Transfer of \$53,805 is requested by the District Attorney to recognize receipt of revenue from a Federal High Intensity Drug Trafficking Area (HIDTA) grant and provide expenditure authority for salaries and wages and fringe benefits for the position of Assistant Director associated with this grant.

County Board Resolution 01-219 adopted April 12, 2001 created one position of Assistant Director for the HIDTA. County Board Resolution 98-342 authorized the District Attorney to accept Federal funding for the Milwaukee HIDTA project.

The Federal High Intensity Drug Trafficking Areas (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. HIDTAs are joint efforts of local, State and Federal law enforcement agencies and help provide a coordination umbrella for drug law enforcement efforts. Each HIDTA develops a system to synchronize drug control efforts and share intelligence. Most HIDTAs include prosecution components and some drug treatment and prevention coordination initiatives. The Director of the Office of National Drug Control Policy designated Milwaukee County as a HIDTA in early 1998. The District Attorney's Office and the Sheriff's Department have participated in the Milwaukee HIDTA since 1998.

The mission of the Milwaukee HIDTA is to apply enhanced intelligence processes and greater operational coordination and prosecution to substantially and measurably reduce organized drug distribution, drug related crime and money laundering, and to reduce the demand for illegal drugs within Milwaukee County. The Milwaukee HIDTA is comprised of the following agencies: Bureau of Alcohol, Tobacco and Firearms, Drug Enforcement Administration, Federal Bureau of Investigation, United States Attorney's Office, United States Customs Service, Wisconsin National Guard, Wisconsin Division of Narcotic Enforcement, Milwaukee County District Attorney's Office, Milwaukee County Sheriff's Department, Milwaukee Police Department and West Allis Police Department. The Adopted 2001 Budget includes HIDTA funding of \$669,256.

The Milwaukee HIDTA structure consists of one interdiction and four investigative initiatives, a prosecution system and an intelligence system. The interdiction initiative works primarily to

eliminate illegal entry of drugs and money into the community. The investigative initiatives include a Street Drug Task Force to focus on illegal drug distribution near schools or playgrounds and in areas of high drug activity; a Heroin Task Force to identify and dismantle heroin trafficking operations; a Common Thread Task Force to focus on long-term investigative efforts to identify participants distributing cocaine; and a South Side Gangs Task Force to investigate drug dealing by gangs and organizations on the near south side. A HIDTA Intelligence and Technical Support Center gathers and distributes intelligence regarding drug trafficking activities to support the investigative initiatives. The U.S. Attorney and Milwaukee County District Attorney's Office provide the prosecutorial support for the entire program.

The District Attorney has 12 positions dedicated to the Milwaukee HIDTA, including six Assistant District Attorneys, two Clerk Typists 3, one Accountant 3, one Administrative Assistant 2, and one Paralegal. One position of Community Support Program Coordinator was created in 2000 for Operation Ceasefire with HIDTA grant funds. An Assistant Director position was created in April, 2001.

The Assistant Director will be responsible for designing and conducting internal program reviews of HIDTA initiatives, including staffing and assignments, inter-task force and inter-agency cooperation, and targets and resources allocation. In addition, the Assistant Director will ensure compliance with the Office of National Drug Control Policy and Milwaukee HIDTA Executive Committee regulations and policies.

The cost of the position, including fringe benefits, is completely offset with Federal HIDTA grant funds.

TRANSFER APPROVED BY COUNTY EXECUTIVE 05-03-01.

TRANSFER APPROVED BY FINANCE AND AUDIT COMMITTEE 05-10-01 (Vote 6-0).

	<u>From</u>	<u>To</u>
5) <u>8000 Department of Human Services</u>		
5199 Salaries and Wages		\$ 578
5312 Social Security Taxes		44
5401 Employee Group Benefits Dept Ch		144
8142 COP-W		10,183
5491 Fringe Benefit Abatement	\$ 144	
2242 COP-W	10,949	
<u>1950 Employee Fringe Benefits</u>		
5403 Health Insurance-Major Medical, Surgery		144

Transfer of \$11,093 is requested by the Director of the Department of Human Services (DHS) to align the Adult Services Division 2001 Adopted Budget for the Community Options Program - Waiver (COP-W) to the State/County contract.

The COP and COP-W programs within the DHS Adult Services Division primarily serve persons aged 18-59 who have physical and/or developmental disabilities and require assistance to stay in their own homes within the community, therefore avoiding more expensive care in institutions and nursing homes. Based on an individual's needs, strengths and resources, COP and COP-W can provide services, equipment or aids which allow the person with the disability to live safely, with dignity and respect, in the community. Some examples of the types of services available include:

- Home Modification - such as construction of an entry ramp, permitting a person using a wheelchair to enter and exit a home with stairs safely and independently.
- Personal Care - to assist an individual who may need help in bathing, toileting, and/or dressing before he or she goes to work or school each morning.
- Respite Care - typically directed to family caregivers who may need an occasional "break" from providing for the needs of a disabled parent, sibling or adult child.

- Residential Services – including Supervised Apartments, Adult Family Homes (typically with two to three disabled residents) and Group Homes (typically with four or more residents) providing the appropriate level of supervision and assistance.

This transfer represents an expenditure increase of \$11,093, consisting of \$10,183 in direct client service expenditures and \$910 in Personal Services and Fringe Benefit costs.

This expenditure increase is 100% offset by an increase in revenue of \$11,093, consisting of an increase of \$10,949 in COP-W revenue, and \$144 in Fringe Benefit Abatement.

Approval of this appropriation transfer request results in a zero tax levy impact.

TRANSFER APPROVED BY COUNTY EXECUTIVE 05-03-01.
TRANSFER APPROVED BY FINANCE AND AUDIT COMMITTEE 05-10-01 (Vote 6-0).

2001 CONTINGENCY APPROPRIATION SUMMARY

2001 Unallocated Contingency Appropriation Budget	\$ 5,500,000
Approved Transfers from Budget through May 10, 2001	0
Unallocated Contingency Balance 05/10/2001	<u>\$ 5,500,000</u>
Transfers Recommended by Finance & Audit Committee 05/10/2001	0
 Total Transfers Recommended by Finance & Audit Committee	 <u>\$ 0</u>
Net Balance	<u>\$ 5,500,000</u>

File No. 01-1
(Journal, December 21, 2000)

(Item 6)

WHEREAS, your committee has received from the Department of Administration, Fiscal Affairs, departmental requests for transfer to the 2001 capital improvement revenue accounts and the Director finds that the best interests of Milwaukee County will be served by allowance of such transfers;

THEREFORE, BE IT RESOLVED, that the Director, Department of Administration, is hereby authorized to make the following transfers in the 2001 capital improvement appropriations:

	<u>From</u>	<u>To</u>
1) WA030012 Northeast Hanger Area Taxiway		
8527 Land Improvements (Capital)		\$189,000
2299 Other State Grants and Reimbursements	\$151,200	
4707 Contribution from Reserve	37,800	

Transfer of \$189,000 is requested by the Director, Department of Public Works (DPW) and Airport Director to create project WA030012 - Northeast Hangar Area Taxiway for the construction of a taxiway/taxilane.

On February 15, 2001, the County Board of Supervisors passed a resolution (File No. 01 - 243) that concurred with Airport staff's recommendation that Milwaukee County enter into a lease agreement with Daniel M. Weber and Tracy T. Weber (current airport tenants) for the lease of approximately 20,625 square feet of land at General Mitchell International Airport. The purpose of the agreement is to allow construction of a 12-unit T-hangar structure to be used to sublease hangars to general aviation tenants. The T-hangars will be constructed in the Northeast Hangar area adjacent to the other privately owned general aviation hangars. The lease agreement includes standard terms and conditions for new hangar construction of similar class and size. The agreement includes an initial term of five years, that began on the date of Substantial Beneficial Occupancy, with three additional renewal option terms of five years. Also, the current standard insurance and environmental language for protection of the County as it pertains to hangar and lease agreements is included.

To allow access to the area, Milwaukee County will construct a \$189,000 taxiway/taxilane. The proposed taxiway will be constructed to FAA standards for class II aircraft. The taxiway will be constructed of 4 inch bituminous asphalt on an 8 inch stone base.

The project funding costs will be offset by 80 percent (\$151,200) State of Wisconsin Bureau of Aeronautics funding. The balance of \$37,800 will be provided from the Airport Capital Improvement Reserve Account.

This transfer has no tax levy effect.

TRANSFER APPROVED BY COUNTY EXECUTIVE 05-03-01.

TRANSFER APPROVED BY FINANCE AND AUDIT COMMITTEE 05-10-01 (Vote 6-0).

2) <u>WA031012 Relocate Taxiway "C"</u>		
8527 Land Improvements (Capital)		\$816,000
2299 Other State Grants and Reimbursements	\$102,000	
2699 Other Federal Grants and Reimbursements	612,000	
4707 Contribution from Reserve	102,000	
<u>WA031022 Relocate Perimeter Road"</u>		
8527 Land Improvements (Capital)		160,000
4999 Other Miscellaneous Revenue	80,000	
4707 Contribution from Reserve	80,000	

Transfer of \$976,000 is requested by the Director, Department of Public Works (DPW) and Airport Director, to create Project WA031 - Skyway Astral Hangar Preparation.

On February 15, 2001, the County Board of Supervisor's approved Resolution File No. 0-117, which provided for a 32-year lease of an approximate 220,000 square foot parcel of land on the northwest corner of GMLA to Astral Aviation, Inc., and the relocation of a portion of the Airport perimeter road and the relocation of Taxiway "C". The resolution indicated that an appropriation transfer would be submitted after the receipt of approval from the signatory airline.

This transfer addresses relocation of Taxiway "C" (sub-project WA031012) and the partial relocation of the Perimeter Road (sub-project WA031022).

Taxiway C: WA031012

In 1996, Project WA318, GMLA, Realign Runway 7L-25R, was approved to reconstruct and realign the runway. The purpose of this project was to alleviate an airspace convergence issue and increase the usefulness of the runway. Along with this realignment, several taxiways were also relocated. However, the section of Taxiway "C" north of the west FBO apron was not reconstructed due to budgetary constraints. As a result, the taxiway has several ninety-degree bends that can be difficult for aircraft to maneuver.

This transfer plans to realign 500 feet of the taxiway, which in turn would straighten the taxi route and provide for a safer aircraft environment. The taxiway would be constructed using standard 24-inch concrete pavement section. In addition, several microwave security stations would be moved. The total cost for the realignment is \$816,000.

Federal Airport Improvement Program Enplanement Grant funding will be utilized for 75 percent, or \$612,000, of the financing of the project. State matching funds of \$102,000 would be obtained and \$102,000 would be obtained from the Airport's Capital Improvement Reserve Account.

Perimeter Road: WA031022

To accommodate the new Astral development, a section of the perimeter road on the Airport's northwest side will need to be relocated southward at a cost of \$160,000. This would allow for better land utilization and permit future large hangar development in the area. The project would necessitate moving approximately 1,200 feet of roadway. The new, 24-foot wide roadway will be constructed of 4 inch asphalt pavement with grass shoulders. The total cost for the relocation of the perimeter road is \$160,000.

Skyway Airlines has agreed to contribute \$80,000 to the funding of this project and will construct a temporary perimeter road during Astral's hangar construction process. The \$80,000 balance will be obtained from the Airport Capital Improvement Reserve Account.

Sources and uses of funds for the Skyway Astral Hangar Preparation project are as follows:

Project Description	Amount	Financing			
		Federal	State	Airport Capital Improvement Reserve	Contributed Capital
Relocate Taxiway C	\$816,000	\$612,000	\$102,000	\$102,000	\$0
Relocate Perimeter Road	160,000	0	0	80,000	80,000
TOTAL	\$976,000	\$612,000	\$102,000	\$182,000	\$80,000

This transfer has no tax levy effect.

TRANSFER APPROVED BY COUNTY EXECUTIVE 05-03-01.

TRANSFER APPROVED BY FINANCE AND AUDIT COMMITTEE 05-10-01 (Vote 6-0).

	<u>From</u>	<u>To</u>
3) <u>WA032012 Airport Skycap Booths</u>		
8501 Building/Structures New (Capital)		\$305,000
4707 Contribution from Reserve	\$305,000	

Transfer of \$305,000 is requested by the Director, Department of Public Works (DPW) and Airport Director to create project WA032012 - Airport Skycap Booths to upgrade the curbside skycap counters located on the ticketing drive.

For many years, the airlines and Airport have discussed upgrading the curbside skycap counters that are located on the ticketing drive. The proposed new counters would be large enough to accommodate computer terminals and bag tag machines. The new ticket stands would also be uniform in appearance. The project would involve providing a shell with electrical service. Computer system connections and cabinet inserts would be the responsibility of each airline. Airlines would be given a \$5,000 allowance for the inserts and a \$2,000 allowance for cable pulling for each of the 13 counters. A conduit for data lines will be supplied between the counter and terminate in the ceiling above. Electrical heaters for each counter and weather screening on the northern and southern most counters will also be included in the project scope. The conceptual aspects of this project have been reviewed and approved by airline representatives.

This project will result in passenger baggage being processed in a more efficient manner, relieving ticket counter congestion and providing a more aesthetically pleasing Airport entrance appearance.

The total cost of the project is \$305,000 (\$214,000 for construction and \$91,000 for the construction allowance).

Financing for the project will be provided from the Airport Capital Improvement Reserve Account.

This transfer has no tax levy effect.

TRANSFER APPROVED BY COUNTY EXECUTIVE 05-03-01.

TRANSFER APPROVED BY FINANCE AND AUDIT COMMITTEE 05-10-01 (Vote 6-0).

	<u>From</u>	<u>To</u>
4) <u>WO855 Marcus Center Elevator Rehabilitation</u>		
8589 Other Capital Outlay	\$8,000	\$8,000

A change of scope is requested by the Director, Department of Public Works (DPW) for capital project WO855 - Marcus Center Interior Renovation to authorize \$8,000 for consultant services for the inspection of a carpet re-installation at the Marcus Center.

Since 1993, Milwaukee County has appropriated approximately \$7.4 million to the Marcus Center for various renovation projects. Most recently, the Marcus Center received an appropriation of \$140,000 in the 2001 Capital Improvements Budget for an elevator upgrade.

Another work element covered by the \$7.4 million appropriation was the replacement of carpeting in several public areas budgeted in the 1995 Capital Improvements Budget. This carpet replacement was undertaken to address normal wear and tear through a \$247,070 contract with The Orlandi Company (formerly Falls Floor Covering).

Once the carpeting was installed, it was inspected by DPW staff and a consultant. The carpeting was found to be in satisfactory condition but the installation lacked acceptable seaming and pattern match. For the past five years, Corporation Counsel has pursued negotiations with Orlandi to correct the defective installation with a verbal agreement only being reached recently. According to Corporation Counsel, Orlandi agreed to replace approximately 1,780 square yards or more than half of the total carpeting originally installed at no cost to the County. A final written agreement is expected to be drafted by Corporation Counsel in the next month.

To order to ensure that the installation is done correctly, Corporation Counsel recommends the use of a carpet consultant to approve Orlandi's work. According to Corporation Counsel, there are only three to four national experts in this type of carpet product which is typically installed in high-use, public areas.

According to DPW, this change in scope will not adversely impact the Marcus Center's elevator project. This appropriation involves the upgrade of one of the elevators to satisfy Americans with Disabilities Act (ADA) standards, as well as Federal and State safety codes.

This transfer has no net tax levy effect.

TRANSFER APPROVED BY COUNTY EXECUTIVE 05-03-01.

TRANSFER APPROVED BY FINANCE AND AUDIT COMMITTEE 05-10-01 (Vote 6-0).

5) <u>WO858034 Fleet Equipment Acquisition</u>		
8554 Vehicle Replacement		\$137,471
4901 Passenger Facility Charges	\$137,471	

Transfer of \$137,471 in expenditures and revenues is requested by the Director, Department of Public Works to cover increased costs associated with the purchase of three snowplow trucks for the Airport budgeted in capital project WO858 - Fleet Equipment Acquisition.

The 2001 Capital Improvements Budget includes the purchase of three 603 Series Snowplow High-Speed Brooms for the Airport. These snowplows are budgeted at a cost of \$300,000 each, for a total of \$900,000. As part of the bid process, DPW's Fleet Maintenance Division solicited quotes from three vendors for these vehicles. The winning bid, awarded to Bruce Municipal, exceeded the budget by a total of \$137,471. This shortfall is recommended to be covered by revenue generated from Passenger Facility Charges (PFC).

This transfer has no net tax levy effect.

TRANSFER APPROVED BY COUNTY EXECUTIVE 05-03-01.

TRANSFER APPROVED BY FINANCE AND AUDIT COMMITTEE 05-10-01 (Vote 6-0).

File No. 01-1
(Journal, December 21, 2000)

(Item 7)

WHEREAS, department requests for transfers within their own accounts have been received by the Department of Administration, Fiscal Affairs, and the Director finds that the best interests of Milwaukee County will be served by allowance of such transfers;

THEREFORE, BE IT RESOLVED, that the Director, Department of Administration, is hereby authorized to make the following transfers in the 2001 appropriations of the respective listed departments:

	<u>From</u>	<u>To</u>
1) <u>4300 House of Correction</u>		
8551 Machinery & Equipment Replace (Capital)	\$16,000	\$33,000
7970 Tools & Minor Equipment	17,000	

Transfer of \$33,000 is requested by the Superintendent of the House of Correction (HOC) to provide funding to replace a spiral mixer and a roll maker for the House of Correction Bakery. Funds are available from an allocation for a retherm unit that will not be purchased and from funding for minor tools and equipment from the HOC Kitchen and Laundry Units that will be deferred to provide for the equipment for the Bakery.

The spiral mixer at the House of Correction is over 20 years old, is no longer functioning and is not repairable. The HOC Bakery staff are currently using a small mixer and working overtime each day to prepare dough for making bread. The additional workload on the small mixer is causing it to overheat and, if it is not useable, the HOC would need to obtain bread from an outside vendor. The HOC has already incurred repair costs of \$2,500 due to overuse of the small mixer since the demise of the spiral mixer. The cost to replace the spiral mixer is \$24,000.

The roll maker that is no longer functioning is over 10 years old and the estimate for repair is \$4,800. The remaining roll maker is being used above its capacity and runs the risk of burning out. As with the spiral mixer, if the roll maker is not replaced the HOC would have to purchase rolls from an outside vendor. The cost to replace the roll maker is \$9,000.

The 2001 Adopted Budget includes \$16,000 for the purchase of a retherm unit to be kept as a backup in case of a breakdown. Retherm units are used to heat trayed food for inmates at the HOC and the Criminal Justice Facility. The HOC currently has 30 retherm units with a couple small sized backup units. The HOC will not purchase the retherm unit and will use the \$16,000 toward the purchase of the spiral mixer and the roll maker. In addition, the 2001 Adopted Budget also included funding

of \$17,220 for minor tools and equipment for kitchen utensils for the HOC Kitchen Unit and funding of \$20,000 for laundry tables and carts for the Laundry Unit. Both of these purchases will be postponed to enable funds of \$2,000 from the HOC Kitchen Unit and \$15,000 from the Laundry Unit to be used for the Bakery equipment. It is anticipated at this time that the equipment purchases being postponed will be requested as a part of the HOC's 2002 budget request.

TRANSFER APPROVED BY COUNTY EXECUTIVE 05-03-01.

TRANSFER APPROVED BY FINANCE AND AUDIT COMMITTEE 05-10-01 (Vote 6-0).

File No. 01-1
(Journal, December 21, 2000)

(Item 8)

WHEREAS, department requests for transfers within their own accounts have been received by the Department of Administration, Fiscal Affairs, and the Director finds that the best interests of Milwaukee County will be served by allowance of such transfers;

THEREFORE, BE IT RESOLVED, that the Director, Department of Administration, is hereby authorized to make the following transfers in the 2001 appropriations of the respective listed departments:

	<u>From</u>	<u>To</u>
1) 1180 Economic Development		
8499 Other Charges		\$40,000
0001 General Fund		
0753 Reserve for Economic Development	\$40,000	

Transfer of \$40,000 is requested by the Director of the Economic Development Division from the Economic Development Reserve fund to a department operating account to provide funds that have been appropriated for three projects. The Riverworks Business Improvement District project was reviewed by the Department of Administration - Economic Development Division and was approved by the County Board at its March 15, 2001, meeting. The Strive Media project was reviewed by the Department of Administration - Economic Development Division and was approved by the County Board at its March 16, 2000, meeting. The Wetzel Brothers, Inc., project was reviewed by the Department of Administration - Economic Development Division and was approved by the County Board at its November 2, 2000, meeting.

The Riverworks Business Improvement District (BID) is requesting County funding of \$5,000 towards a project with a total cost of \$12,000. The Riverworks Business Improvement District has developed a streetscape improvement plan for a portion of East Capitol Drive and plans to install 26 new street banners in the area. The BID has committed to paying \$7,000 toward this project.

The Strive Media project is requesting funding of \$20,000 (\$30,000 total, \$10,000 was previously transferred) to help fund the installation of new mechanical systems in a newly purchased building. The estimated construction and project cost of the SMI building is \$668,235. The renovations include students' plans for a small "community diversity garden" on the property which had been vacant for nine years. This project will help to beautify the surrounding Riverwest neighborhood.

The Wetzel Brothers Inc., project involves relocating from their location in the Third Ward to space within the Mitchell International Business Park in Cudahy. Funding of \$30,000 was awarded in total, with \$15,000 to be released to Wetzel Brothers upon establishing occupancy in a building located within the Mitchell International Business Park in Cudahy. The remaining balance will be

released upon receiving documentation that a minimum of five additional full-time positions have been created and filled within 18 months of occupancy in the Company's new facility. This \$15,000 is first payment to Wetzel and a fund transfer will be submitted to transfer the remaining \$15,000 when the conditions have been met.

TRANSFER APPROVED BY COUNTY EXECUTIVE 05-03-01.

TRANSFER APPROVED BY FINANCE AND AUDIT COMMITTEE 05-10-01 (Vote 6-0).

File No. 01-288
(Journal, May 17, 2001)

(Item 9) From Associate Director, Economic Development Division, recommending that the provisions of Section 56.30(9) of the Milwaukee County Ordinances be waived and payment approved for services performed by the contractor, Land Design Studio, prior to execution of the contract, by recommending adoption of the following:

A RESOLUTION

WHEREAS, Resolution File No. 99-460, approved by the County Board of Supervisors in September 1999, endorses the March 1999 land use plan recommendations for the Northeast Quadrant of County Grounds of the County Grounds Land Use Planning Committee; and

WHEREAS, the Resolution directed the Director of Economic Development to devise a proposed development plan for use of the area and authorized appropriate County officials to initiate any additional planning or other such studies needed to carry out the intent of the Resolution; and

WHEREAS, in January 2001, the Economic Development Division informally solicited proposals for preliminary schematic site development design for a portion of the NE Quadrant; and

WHEREAS, the firm Land Design Studio, L.L.C. was selected, a scope of services agreed to, and a contract drafted in the amount of \$10,349 with work to commence on January 16, 2001; and

WHEREAS, in anticipation of the timely execution of the contract, the contractor was instructed to commence work and the Economic Development Division scheduled work to commence on January 16, 2001; and

WHEREAS, due to administrative process (changes in contract language) and a modification to the scope of the project (changing

the amount to \$16,543), the finalized contract was not presented to Land Design Studio for signature until February 7, 2001, and was not fully executed by the Division until March 1, 2001; and

WHEREAS, since numerous County departments and outside officials were involved in the planning process, work by the contractor, as instructed by the Division, proceeded during this period; and

WHEREAS, the contractor submitted invoices in January and February 2001 totaling \$12,829.97 for work performed prior to execution of the contract; 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 Land Design Studio, L.L.C. \$12,829.97 for work performed for the Division of Economic Development in January and February 2001 prior to execution of a contract.

Fiscal Note:

Pursuant to the Economic Development Division, adoption of this resolution will have no tax levy impact as sufficient funds are available to pay for the work performed by Land Design Studio, L.L.C. in the Economic Development Division's budget.

File No. 01-300
(Journal, May 17, 2001)

(Item 10) Resolution by Supervisors Zielinski, McGuigan and Johnson, directing the Department of Audit to conduct a study to determine the number of Chinese-made novelty items sold at the Milwaukee County Zoo, the amount of lost revenue the Zoo would incur if these products were no longer sold and the potential to recapture this lost revenue through the sale of replacement items made in other countries, by making no recommendation by reason of a tie vote in committee on a motion to reject the said resolution, as appearing in the Journal of Proceedings of May 17, 2001.

File No. 99-289(a)(c)
(Journal, May 17, 2001)

(Item 11) From the Chief Judge, requesting continuation of the positions of Pro Se Coordinator and Interpreter Coordinator in Org. Unit 2000, which are scheduled to be abolished July 1, 2001, as the State of Wisconsin, Office of Justice Assistance, has notified the Chief Judge's office that grant funding has been extended to fund the positions through December 31, 2001, by recommending adoption of the following:

A RESOLUTION

WHEREAS, County Board Resolution 99-289, adopted May 20, 1999, authorized the Chief Judge and Clerk of Circuit Court to seek grant funding from the State Office of Justice Assistance for the purpose of establishing a pro se litigation program in Milwaukee County with the creation of a Pro Se Coordinator position; and

WHEREAS, County Board Resolution 99-289(a)(a), adopted on January 20, 2000, approved a request from the Chief Judge to modify the scope for the use of the anticipated grant funds to also create a Interpreter Coordinator position to improve interpreter services, especially as it impacts pro se litigants; and

WHEREAS, County Board Resolution 99-289(a)(a) authorized the following position actions for Org. Unit 2000, Combined Court Related Operations, effective February 1, 2000:

Org. Unit 2000 - Combined Court Related Operations

	<u>Title Code</u>	<u>Title</u>	<u>No. of Positions</u>	<u>Pay Range</u>
Create:	09420	Pro Se Coordinator	1*	27M
	09430	Interpreter Coordinator	1*	27M

; and

WHEREAS, the Pro Se Coordinator position is responsible for identifying, reviewing and evaluating existing operating procedures utilized in Milwaukee County for interacting with pro se litigants and for helping to develop recommendations that improve access to the courts for pro se litigants; and

WHEREAS, the Interpreter Coordinator is responsible for reviewing current interpreter procedures and developing

recommendations for the identification and certification of interpreters in the County Court System; and

WHEREAS, these positions were created with the understanding that they were asterisked to be abolished if grant funding were discontinued; and

WHEREAS, the 2001 Adopted Budget calls for the abolishment of these positions effective June 30, 2001 due to the expectation that grant funding would not be provided after that time; and

WHEREAS, the Chief Judge's office has been notified by the Wisconsin Office of Justice Assistance that funding for the grant has been extended through December 31, 2001; and

WHEREAS, at its meeting on May 10, 2001, the Committee on Finance and Audit approved the Chief Judge's request to continue the positions of Pro Se Coordinator and Interpreter Coordinator through December 31, 2001 by a vote of 6-0; now, therefore,

BE IT RESOLVED, that the County Board of Supervisors hereby authorizes continuation of the positions of Pro Se Coordinator and Interpreter Coordinator in Org. Unit 2000, Combined Court Related Operations, through December 31, 2001 at the previously authorized pay range and classification, with said positions asterisked to be abolished if grant funds are no longer available to completely offset the cost of the positions.

Fiscal Note:

Approval of this request to continue the positions of Pro Se Coordinator and Interpreter Coordinator in Org. Unit 2000 through December 31, 2001 would result in increased expenditures of approximately \$57,842 for personal services and fringe benefits. These expenditures would be completely offset with State grant funds for no net tax levy impact. This fiscal note was prepared by the County Board Fiscal and Budget Analyst.

File No. 01-302
(Journal, May 17, 2001)

(Item 12) From Administrator-Support Services, House of Correction, requesting authorization to enter into a five-year truck lease, by recommending adoption of the following:

A RESOLUTION

WHEREAS, the Milwaukee County House of Correction stocks

and maintains food, clothing and other supplies necessary to sustain a Milwaukee County daily inmate population of 3,400 inmates; and

WHEREAS, the department must move these goods from their central warehouse to other buildings in Franklin, the Community Correctional Center and the Criminal Justice Facility; and

WHEREAS, the truck designated for this purpose has registered 200,000 miles and is in need of immediate brake repair just to make it road worthy; and

WHEREAS, the designated truck needs several thousands of dollars worth of repairs to resolve present known safety and maintenance conditions; and

WHEREAS, replacement of the designated truck is not on the current capital replacement vehicle schedule, but even if approved for 2002, replacement would not be achieved until the latter half of that year which might require additional repairs during the intervening time just to keep it running until replacement; and

WHEREAS, the department should not continue to invest thousands of dollars into an essentially "dead" asset; and

WHEREAS, the Committee on Finance and Audit, at its May 10, 2001, meeting voted 5-1 to permit the House of Correction to lease a replacement truck; now, therefore,

BE IT RESOLVED, that the Milwaukee County House of Correction is authorized by the Board of Supervisors to enter into a competitively bid five-year vehicle lease for a medium duty delivery truck.

Fiscal Note:

The department has stated that sufficient funds are approved in their 2001 Operating Budget to cover this expense for the remainder of this year. Subsequent years' lease payments of approximately \$13,000/year will be handled through the established annual operating budget approval process with no request in the 2002 or subsequent Capital Vehicle Replacement Schedules to replace this vehicle during the term of the lease.

File No. 01-311
(Journal, May 17, 2001)

(Item 13) From Director, Department of Parks, Recreation and

Culture, requesting approval of a Development Agreement for construction of the new Boerner Botanical Gardens Education and Visitors Center, by recommending adoption of the following:

A RESOLUTION

WHEREAS, the County and the Friends of Boerner Botanical Gardens ("Friends") have undertaken the construction of a new and exciting Education and Visitors Center at Boerner Botanical Gardens in Whitnall Park; and

WHEREAS, the County provided \$3,000,000 for this purpose in the 2001 capital improvement budget and the Friends have pledged \$7,000,000 for this purpose; and

WHEREAS, planning and design work has progressed to the point that construction bids need to be sent out and awarded to enable construction to begin in 2001; and

WHEREAS, the Director of Parks, Recreation and Culture has prepared a report dated April 27, 2001 to the County Board and that report summarizes a proposed Development Agreement between the County and the Friends and also includes the proposed Development Agreement; and

WHEREAS, the Development Agreement lays out the duties and responsibilities of the County and the Friends during construction and said Development Agreement should be approved and executed before construction bids are awarded; and

WHEREAS, the Friends have reviewed the proposed Development Agreement and concur with it; and

WHEREAS, the Committee on Finance and Audit, at its meeting on May 10, 2001, recommended approval (vote 4-2) of the proposed Development Agreement as modified to include in Item Number 2 of the agreement that "the Friends will provide a plan to the County's Funding Review Team (the "Team"), the Committee on Parks, Energy and Environment and the Committee on Finance and Audit for review"; now, therefore,

BE IT RESOLVED, that the following Development Agreement is hereby approved between the County and the Friends to deal with construction and funding of the Education and Visitors Center at Boerner Botanical Gardens:

DEVELOPMENT AGREEMENT BETWEEN MILWAUKEE COUNTY AND THE FRIENDS OF BOERNER BOTANICAL GARDENS FOR THE CONSTRUCTION OF THE

**EDUCATION AND VISITORS CENTER AT
BOERNER BOTANICAL GARDENS**

WHEREAS, the Friends of Boerner Botanical Gardens ("Friends") have undertaken a capital improvement fund raising program and have pledged to raise \$7,000,000 for planning, construction and furnishing of the new Education and Visitors Center ("Center") at Boerner Botanical Gardens; and

WHEREAS, the 2001 Adopted Capital Improvement Budget ("Budget") for Milwaukee County ("County") includes a sum of \$3,000,000 for the balance of funding for the Center which is a total of \$10,000,000 between the Friends and the County; and

WHEREAS, the Friends and the County (together the "Parties") have previously approved an updated Memorandum of Understanding ("MOU") (County Board File No. 99-490, adopted September 9, 1999) and prepared preliminary business plans for their respective roles in operating the new Center; and

WHEREAS, planning and design work is now at the point that construction bids must be let to enable construction work to begin on the project and the Parties have previously agreed that a Development Agreement ("Agreement") should be developed and approved by the Parties prior to construction bids being let and actual construction beginning; and

WHEREAS, in order to avoid any confusion during construction and ensure that both the Friends and the County have clear expectations of each other's responsibilities and to formalize and memorialize those responsibilities, the Friends and the County agree that an Agreement is both needed and required for the planning, construction and furnishing of the Center; now, therefore,

BE IT RESOLVED, that in consideration of mutual promises and covenants, the Friends and the County (together, the "Parties") agree to the terms and conditions of administration of the project, funding of the project and other details which are stated below and that these herein stated terms and conditions will constitute the Agreement:

1. The Parties agree that the Friends will donate a sum of Seven Million Dollars (\$7,000,000) to the County for planning, design, construction management, construction and furnishing of the Center. The Parties agree that the County will provide a sum of Three Million Dollars (\$3,000,000) as its share of the project. The Parties agree that the total of the Parties' commitment constitutes their

total financial obligation in regard to this project except as otherwise provided in this Agreement or as further Amended by mutual agreement of the Parties. Any such further Amendment must be in writing to have force.

2. The Parties recognize that the original project cost estimate may exceed \$10,000,000 due to inflation, actual bids received and possibly factors not known when the original cost estimate was prepared and the good faith commitment was made by the Parties. The Parties agree that such factors should not increase the project cost by more than \$1,400,000. The Parties agree that all reasonable efforts should be made to keep the Partners' total cost at \$10,000,000. However that the Partners' cost shall not exceed \$11,400,000. In the event that the Partners' cost should appear to exceed \$11,400,000, the Partners agree that they will work diligently to reduce that cost and will not require either Partner to fund any additional amount whatsoever. In the event that an amount in excess of \$10,000,000 but less than \$11,400,000 shall be needed for the project from the Partners, such additional amount shall be split seventy percent (70%) Friends and thirty percent (30%) County. In the event of such additional cost, neither Party shall be required to provide the funding until 2002. However, the Friends will provide a plan to the County's Funding Review Team (the "Team"), the Committee on Parks, Energy and Environment and the Committee on Finance and Audit for review. The County for its part agrees to include its share, if needed, in the 2002 County Budget. This is consistent with the Parties original percentage commitment to the project.
3. The Parties agree that a Team will be created to review the Friends' ability to fund its share of the Center. It is clarified that, although there is no reason to believe that the Friends will not be able provide their commitment, this up front process is desired by both Parties to assure the County that the project will be fully funded. The Team shall consist of one member each from the County Executive's Office, the County Board, the Department of Audit and the Department of Administration. In addition, the County Controller is specifically appointed to the Team. The Parks Department shall provide assistance to the Team as requested but shall not be a part of the Team. The Team will have the ability to review all records, funding sources and other matters that relate to the Friends ability to provide funding as needed for the project. The Parties agree to rely on the recommendation of the Team regarding the bank accounts, cash on hand,

validity of pledges, and other matters related to the commitment of the Friends. The Team will consult with the Friends on any and all matters of concern. Once the Team determines that the Friends resources will enable funds to be disbursed to the County as needed for the Center as described elsewhere in this Agreement, the Parties agree that the project may proceed. Four of the five Team Members must be in agreement for the project to proceed. No further County or Friends action will be required. However, the Team will provide a statement to the Friends, the County Executive and the Chairman of the County Board stating that the Team has done its review and concluded that the funding is or will be available when needed. The Team agrees to keep any specific donor information confidential when so required by the Friends. To this end, the Friends agree to show the Team the actual donor records, other records and supporting documentation. However, after examination when so requested by the Friends, the Team will return any records to the Friends without copying actual names or identifying factors, or retaining actual names or identifying factors of the donors. The Friends will prominently mark any documents where confidentiality of the donor is requested or required.

4. As an alternative to the Team review stated in Item Number 3 above, the Friends may present an irrevocable Letter of Credit, or other similar financial vehicle, from a bona fide financial institution to demonstrate the Friends ability to meet its financial commitment to the project. If this alternative is selected, the County Controller will review the financial vehicle and (if satisfactory) approve such financial vehicle as verification of the Friends' ability to meet their financial commitment to the project.
5. The Parties agree that once the funding provisions of the Friends have been verified as provided in either Item Number 3 or Item Number 4 above, that this Agreement shall become irrevocably binding on the Parties and construction bids will be awarded by the County in the normal manner utilizing applicable County procedures. Upon execution of this Agreement, the County shall begin the process to solicit construction bids for the project but such bids will not be awarded until the funding provisions of the Friends have been verified as provided in either Item Number 3 or Item Number 4 above.
6. The Parties agree that the County shall own, operate and

maintain the Center, except as otherwise provided in this Agreement or as provided in other agreements that are now or may in the future be in force between the Parties or as otherwise provided under applicable law.

7. The Parties agree that the County shall contract for all construction and related purchases and shall monitor and manage such construction and shall pay the various contractors. The Parties further agree that the County will abide by all applicable County purchasing rules and regulations except as otherwise provided in this Agreement, in other agreements of force or by prior mutual written agreement. However, the County may accept donations of materials and/or services obtained by the Friends where those items are a part of the construction plans, are up to specifications, can be integrated into the project without disruption and carry no conditions and/or contingencies. The value of any such services and/or materials accepted by the County shall be deducted from the Friends cash commitment to the project to the extent that the said value shall not exceed what the County would have to pay if such items were purchased on the open market at the lowest possible price. The value of any such donation(s) shall be agreed to in writing by the Parties in advance of acceptance by the County of the donation. The Director of the Department of Public Works shall be authorized to accept such donations and determine the value of such donations.
8. The Parties agree that the County will be responsible for obtaining the necessary permits, compliance with applicable building codes and municipal regulations, and other rules and regulations that govern this project. However, the Friends agree that they will cooperate with the County in these matters if so requested by the County.
9. The County agrees to act in good faith and in the spirit of partnership during construction to keep the Friends involved in the construction process, including notifying the Friends of any need to make changes to address compliance issues, having regular meetings with the Friends to discuss construction progress. More specifically, the County agrees to keep the Friends informed of construction progress, including any significant change in construction plans or the construction timetable. The Parties agree that they will consult with each other on all matters of concern regarding construction (including discussion of bids and contractor selection [although the Parties acknowledge that the formal

bid process is a County requirement], discussion of alternatives, interior choices and resolution of problems). The Parties agree that the informal Construction Planning Group (the "Group") that has been working together on the planning and design of the Center will continue to meet on a regular basis and also at the call (within two working days) of either the Friends or the County to discuss any items of concern regarding the construction. The Group will be the primary mechanism for accomplishing the cooperation called for in this section. The Group will continue to meet and remain in existence until completion of the project.

10. The County shall continue to utilize the interest bearing Boerner Trust Fund (which was authorized by County Board File No. 99-48, adopted January 21, 1999) to deposit funds from the Friends and shall hold those funds in the Boerner Trust Fund until such time as expenditures are actually made at which time the County will journal voucher funds from the Boerner Trust Fund to the appropriate revenue account in the Capital Improvement Budget. Whenever funds in the Boerner Trust Fund drop below \$500,000, the Friends will upon notification and request by the County transfer additional funds into the Boerner Trust Fund to keep the Boerner Trust Fund at \$500,000 or more, until such time as the Friends commitment to the project is achieved. The Friends agree to transfer such funds within 10 working days notice, or as otherwise agreed between the Friends and County Controller (to recognize extenuating circumstances such as certificates of deposit not being readily available without penalty). Interest earned in the Boerner Trust Fund shall continue to count toward the Friends commitment to the project.
11. At the end of the project, after all bills have been paid, any surplus remaining from the Friends, contribution and the County match will revert back to the respective parties in the same manner that the payment was made (which is to say split between the Friends 70% and the County 30%). The Friends acknowledge and agree that prior to repayment of any surplus funds by the County to the Friends that all costs shall have been tabulated by the County and the project shall have been closed out in the normal County process.
12. The commitment of the County is strictly limited to Three Million Four Hundred Twenty Thousand Dollars (\$3,420,000.00) in either bonds, tax levy or other funds.

13. The commitment of the Friends is strictly limited to Seven Million Nine Hundred Eighty Thousand Dollars (\$7,980,000.00). The County acknowledges and agrees that payments to date to the County as well as the interest earned by the County on funds held in the Boerner Trust Fund (such interest calculation being done in the normal County manner) shall be applied to the commitment of the Friends as provided in this Agreement.
14. The Friends will match the County in incremental payments as bills become due and payable, matching the County on a seventy percent (70%)/thirty percent (30%) split for payment [Example: when a Ten Thousand Dollar (\$10,000.00) bill is paid by the County, the Friends will pay the County Seven Thousand Dollars (\$7,000.00) and the County will provide Three Thousand Dollars (\$3,000.00)]. The Friends' portion shall be transferred out of the Boerner Trust Fund as needed.
15. The County agrees that if a Letter of Credit is provided the County by the Friends as the alternate method of verification of funding as provided in Item Number 4 above, then the amount of the Letter of Credit can be reduced by the actual amount of payments made by the Friends to the County for this project throughout the life of this Agreement. This provision is optional for the Friends and is not required. That is, the Friends do not have to reduce the Letter of Credit based on each payment, but may do so if the Friends so choose.
16. The Friends assume no construction liability and agree that the County is the sole manager of this project, notwithstanding the provisions of cooperation as provided elsewhere in this Agreement.
17. The Parties agree that the construction on the project will most likely begin in 2001 and be completed in 2003. However, the Parties acknowledge that this timeframe is strictly a goal and that circumstances beyond the County's reasonable control may result in a different timetable.
18. Notices. Whenever in this Agreement it shall be required or permitted that notice be given by any party hereto to the other, such notice shall be given by certified or registered mail, and any notice so sent shall be deemed to have been given on the date that the same is deposited in the United States mail, postage prepaid. Notices shall be addressed to

County at Milwaukee County Department of Parks, Recreation and Culture, 9480 Watertown Plank Road, Wauwatosa, Wisconsin 53226, Attn: Director (with a copy to Corporation Counsel, Room 303, Milwaukee County Courthouse, 901 North Ninth Street, Milwaukee, Wisconsin 53233), and to the Friends of Boerner Botanical Gardens at _____

Attn: _____ or at such other address as either party may from time to time specify in writing in lieu thereof. It is further agreed that each party hereto will promptly furnish to the other party hereto a copy of any notice it may receive from any third person, which may affect the rights of any party hereunder. However, it is agreed between the Parties that the Notices that are required in Item Number 3 above will not be required to be certified or registered mail. Regular United States Mail, postage prepaid will suffice for Item Number 10 of this Agreement. Upon mutual agreement by the Parties, verbal or other written notification can be substituted for notices under Item Number 10.

19. The Parties agree that the total cost of the project shall be strictly limited to the sum of Eleven Million Four Hundred Thousand Dollars (\$11,400,000.00), but that the goal shall be to limit the total cost to the original Ten Million Dollars (\$10,000,000.00).
 20. This Agreement constitutes the entire agreement and understanding between the Friends and the County and may only be modified by mutual written agreement between the Parties by duly authorized Agents of the Parties.
 21. General Provisions. (i) Benefit. This Agreement and all of the covenants and conditions herein contained shall be binding upon and inure to the benefit of the parties hereto and their respective successors and assigns; (ii) Provisions Severable. If any provision of the Agreement shall be held or declared to be invalid, illegal or unenforceable under any law applicable thereto, such provision shall be deemed deleted from the Agreement without impairing or prejudicing the validity, legality and enforceability of the remaining provisions hereof; (iii) Governing Law. The laws of the State of Wisconsin shall govern this Agreement; (iv) Records and Audits. The Friends shall allow the County, the
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Milwaukee County Department of Audit, or any other party the County may name, when and as they demand, to audit, examine and make copies of excerpts or transcripts from any records or other information directly relating to matters under this Agreement.

WHEREFORE, authorized representatives of the Parties to this Agreement affix their signatures, being duly authorized to do so.

MILWAUKEE COUNTY

Witnessed F. Thomas Ament, County Executive

Date: Date:

FRIENDS OF BOERNER BOTANICAL GARDENS

(Title)

Date: Date:

Reviewed by Corporation Counsel

By: Date:

Reviewed by Risk Management

By: Date:

; and

BE IT FURTHER RESOLVED, that Corporation Counsel and Risk Management are authorized to make any necessary technical changes as necessary; and

BE IT FURTHER RESOLVED, that the Development Agreement shall become effective upon execution by the County and the Friends.

Fiscal Note:

Funds are provided in the 2001 County Budget for this purpose. In the event that actual costs exceed the original

\$10,000,000 estimate, the additional cost shall be split between the County and the Friends on a 30% County, 70% Friends basis, with the total project not to exceed \$11,400,000 and the County share not to exceed \$3,420,000. If additional funds are needed from the County, the funds will need to be included in the 2002 County Budget as provided in the Development Agreement.

File No. 01-323

(Journal, May 17, 2001)

(Item 14) From Director of Audits, submitting Audit of Mental Health Division's Outpatient Client Trust Accounts, dated May 2001, by recommending that the said audit be received and placed on file, with the understanding that a report will be submitted in six months on the status of the work group and implementation of audit recommendations.

File No. 01-332

(Journal, May 17, 2001)

(Item 15) From Director of Human Services, requesting additional resources for program improvements to reduce acute inpatient overcrowding at the Mental Health Complex in the amount of \$347,290, by recommending adoption of the following:

A RESOLUTION

WHEREAS, in May 2000 the County Board of Supervisors approved a request from the Director of the Department of Human Services (DHS) and the Administrator of the Mental Health Division (MHD) to proceed with several initiatives in an effort to reduce the census in the acute inpatient units at the Mental Health Complex, requiring a contingency fund expenditure of \$298,030 for the remainder of 2000; and

WHEREAS, those initiatives included creation of a Crisis Residential program, a Transitional Housing Program and enhancement of staff at the three MHD-operated Community Support Programs; and

WHEREAS, \$732,422 was included in the 2001 Adopted Budget to continue the Census Reduction Initiative for a full year in 2001; and

WHEREAS, in March 2001, the Administrator of the MHD

submitted a report to the Committees on Finance and Audit and Health and Human Needs indicating that the census at MHD's acute inpatient units "continues to be...consistently over capacity"; and

WHEREAS, at their April 2001 committee meetings, the Committees on Finance and Audit and Health and Human Needs directed the MHD to work with stakeholders to develop recommendations for additional resources that would help alleviate the overcrowding and to submit those recommendations to the County Board for consideration during the May 2001 committee cycle; and

WHEREAS, the DHS Director and MHD Administrator submitted a report outlining such recommendations on April 30, 2001; and

WHEREAS, the report included the following recommendations:

1. **Create flexible staffing and enhance salaries to be competitive** - institute a reallocation of LPN salaries to improve MHD's ability to recruit LPN's. In addition, create some LPN pool positions as well as a CNA pool in order to provide greater flexibility in staffing hard-to-fill vacancies and reduce the use of overtime. There is no cost to the pool positions, but the cost of the LPN reallocation is approximately \$50,000 in 2001, and would be approximately \$85,000 in 2002.
2. **Create a 15-bed community-based residential facility (CBRF) on the campus for persons transitioning from the nursing home and acute care** - the proposed program will provide transitional residential and treatment services to 15 individuals who are recovering from severe and persistent mental illness. Implementation of this program will require licensure by the State of Wisconsin as a CBRF. In addition, it will require the funding or creation of approximately 15 new positions and some one-time expenditures. The annual cost of operating such a program is estimated to be approximately \$625,000. The required expenditure for operation in 2001 (September 15 - December 31) is \$235,000.
3. **Create additional Transitional Housing Program (THP) slots and transfer management of the program to the American Red Cross** - recent utilization of the THP finds it operating at capacity with more individuals being ready for such a resource. As a result of the

success of this program, the service would be expanded from 6 to 10 beds. The additional cost is \$28,500 annually or \$15,050 for a seven-month period. In addition, the Guest House, which provided resident management services for the THP, has requested termination of that responsibility. The American Red Cross is willing to provide this service and expand the service hours from six to twelve hours per day. The additional 2001 cost is \$28,583 for a total 2001 cost of \$43,633.

4. **Create a Developmental Disability Community Consultation Team pilot project to assess impact of hospital diversion** - attempt to impact the referral of persons with developmental disabilities to MHD by offering employees of group homes an opportunity to participate in MHD's continuing education programs on dealing with challenging behaviors and by creating a team of professionals who would be available to DD providers to provide on-site consultation around how to best meet the needs of these individuals. The Mental Health Division will divert some existing time of a psychiatrist and a psychologist to this endeavor. In addition, it would need some additional professional time totaling about .6 FTE. There would also be some additional expenses for cell phones and travel. Total cost for the remainder of 2001 is \$18,657.

; and

WHEREAS, the report from the DHS Director and MHD Administrator requested that funds from the Appropriation for Contingencies be made available to pay for these costs in 2001 (totaling \$347,290) while recognizing that more than \$700,000 would need to be budgeted in 2002 to continue these programs; and

WHEREAS, at its May 9, 2001 meeting, the Committee on Health and Human Needs approved by a vote of 6 to 0 the request of the Director, DHS and the Administrator, MHD, to implement the recommendations to reduce acute inpatient unit overcrowding contained in their April 30, 2001 report; and

WHEREAS, at its May 10, 2001 meeting, the Committee on Finance and Audit approved by a vote of 6 to 0 the request of the Director, DHS and the Administrator, MHD, to implement the recommendations to reduce acute inpatient unit overcrowding contained in their April 30, 2001 report and directed the Department of Administration to submit the necessary fund transfer(s) from the contingency fund and necessary creation of positions to the County Board when appropriate; now, therefore,

BE IT RESOLVED, that the Milwaukee County Board of Supervisors hereby authorizes the Administrator, Mental Health Division, to implement the recommendations to reduce acute inpatient unit overcrowding contained in a report submitted to the County Board Committees on Health and Human Needs and Finance and Audit on April 30, 2001; and

BE IT FURTHER RESOLVED, that the Department of Administration is hereby authorized and directed, at the appropriate time, to prepare and submit to the County Board the necessary fund transfer(s) from the Appropriation for Contingencies to the Division on Mental Health that are required to pay for costs associated with the implementation of the recommendations to reduce acute inpatient overcrowding; and

BE IT FURTHER RESOLVED, that the Department of Administration is hereby authorized and directed, at the appropriate time, to prepare and submit to the County Board recommendations for the creation of positions that are required to implement the recommendations to reduce acute inpatient overcrowding.

Fiscal Note:

Adoption of this Resolution would authorize the Administrator, Mental Health Division, to implement the recommendations to reduce acute inpatient unit overcrowding contained in a report submitted to the County Board Committees on Health and Human Needs and Finance and Audit on April 30, 2001. The total projected cost associated with the implementation of those recommendations in 2001 is \$347,290. The Resolution specifies that this cost would be covered via a fund transfer from the Appropriation for Contingencies and directs the Department of Administration to prepare the necessary fund transfer(s) when appropriate. More than \$700,000 would have to be budgeted in the 2002 Budget to continue these initiatives for a full year in 2002. This fiscal note was prepared by the County Board Fiscal and Budget Analyst based on information provided by the Division on Mental Health.

File No. 01-299
(Journal, May 17, 2001)

(Item 16) From Fiscal and Budget Administrator, regarding positions vacant one year or more as of February 17, 2001, 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 April 26, 2001, reviewed 304 positions in the various County departments vacant one year or longer; and

WHEREAS, the DoA report recommended 26 positions be abolished immediately with concurrence by department administrators; and

WHEREAS, the Finance and Audit Committee reviewed and approved (Vote 4-0) 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>
<u>1018 County Executive-Office for Persons with Disabilities (1 Position)</u>					
1018	84520	2	ADM SEC-C.I.H.I.	16M	8/18/94
<u>2000 Combined Court Related Operations (1 Position)</u>					
2821	01640	8	COURT REPORTER-STATE	51C	4/8/99
<u>6300 Mental Health Division (18 Positions)</u>					
6452	01000	21	CLERK TYPIST 2	5	5/3/99
6419	01880	7	MENTAL HEALTH CLINIC CLK	7	8/27/99
6363	02000	16	UNIT CLERK	6	10/19/99
6373	02000	22	UNIT CLERK	6	1/9/2000
6463	02000	29	UNIT CLERK	6	4/19/99
6555	02050	1	ADMISSIONS REPRES I/C	10	5/24/99
6374	43840	3	NURSING ASST 1 MH	05D	9/3/98
6374	43840	36	NURSING ASST 1 MH	05D	8/23/98
6374	43840	127	NURSING ASST 1 MH	05D	8/27/99

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6409	44180	1 MH ASST	05A	9/1/99
6409	44180	6 MH ASST	05A	8/30/99
6463	44540	94 RN 2-MH	18N	8/1/99
6334	44620	1 QUAL/UTILIZ REV SPEC	18N	5/17/99
6515	52500	4 PHARMACIST 1	23P	9/3/99
6463	54450	2 RECREATNL THERAPIST 2	14	5/3/99
6373	56910	3 SOCIAL WORKER-MH	24	2/26/99
6452	79670	1 DIR FISCAL SERVS-MHC	916E	11/4/99
6363	89120	2 ASST HOSP ADMNTR 2-MHC	917E	5/24/99

7900 DEPARTMENT ON AGING (2 POSITIONS)

7983	00350	2 CLERK 2 DATA ENTRY	5	8/8/99
7983	00350	3 CLERK 2 DATA ENTRY	5	8/8/99

8000 DEPARTMENT OF HUMAN SERVICES (4 POSITIONS)

8413	00900	5 CLERK TYPIST 1	1	6/9/99
8413	03950	1 ACCOUNT CLERK 1 I/C	10	6/25/99
8435	55530	1 LEARNFARE SPECIALIST	13	1/24/2000
8435	55530	2 LEARNFARE SPECIALIST	13	6/16/99

Fiscal Note:

These vacant positions are either unfunded positions, budgeted positions which have remained vacant to meet net salary budgets or positions whose related revenue has been discontinued. Savings from abolishing vacant budgeted positions will be offset with corresponding adjustments to net salary budgets or revenue. This fiscal note was prepared by the Department of Administration.

File No. 01-301
(Journal, May 17, 2001)

(Item 17) From Director, Department of Administration, requesting authorization to execute a lease agreement with the United States Cellular Company for wireless communication facilities on County property, by recommending adoption of the following:

A RESOLUTION

WHEREAS, in December 1998, the County Board adopted a Wireless Communications Siting Policy, File No. 98-407(a)(a), to govern the evaluation of proposals by private companies to site wireless communication facilities on county-owned property; and

WHEREAS, the United States Cellular Company has requested a

lease on WCF Site #375, a county-owned water tower at 9250 Watertown Plank Road, Wauwatosa, for cellular antennas and equipment; and

WHEREAS, the Department of Administration - Economic Development Division evaluated the applications from the United States Cellular Company in accordance with the Board adopted Wireless Communication Siting Policy; now, therefore,

BE IT RESOLVED, that the Milwaukee County Board of Supervisors does hereby authorize the Director of the Department of Administration to execute a lease agreement with the United States Cellular Company under the following terms and conditions:

- Lessee: The United States Cellular Company.
- Site: WCF Site #375, (water tower) 9250 Watertown Plank Road, Wauwatosa.
- Initial Term: Five (5) years.
- Renewal Term: Four (4) terms, five (5) years each, at the option of the Lessee.
- Annual Rent: \$18,000 per year, increased 5% annually through year 20. Rental amount renegotiated at the end of year 20.
- Other Terms and Conditions: Consistent with the industry and deemed to be in the best interest of Milwaukee County.

Fiscal Note:

Adoption of this resolution will require Economic Development Division, Information Management Services Division and Department of Public Works staff time. No other costs are anticipated. The action recommended will result in an increase in revenue for the County of \$18,000 annually increased by 5% per year after the first year for 20 years. After year 20, County has the option to renegotiate the rent for the remaining five years. This fiscal note was prepared by the Economic Development Division.

File No. 01-305
(Journal, May 17, 2001)

(Item 18) From Director of County Health Related Programs,

requesting authorization to execute a contract with Claims Processing & Receivables (CPR) for the period July 1, 2001 through December 31, 2004 for the provision of paramedic billing services and to execute a contract with Wisconsin Physicians Service Insurance Corporation (WPS), effective January 1, 2002, for the provision of medical and pharmaceutical claims processing and payment; further that Chapter 42 of the General Ordinances of Milwaukee County be waived pertaining to DBE participation for this contract, by recommending adoption of the following:

A RESOLUTION

WHEREAS, the Division of County Health Related Programs is responsible for the operation of the Emergency Medical Services (EMS) Program and as part of that function issues and collects funds for the provision of services from insurance and other payers; and

WHEREAS, the Division of County Health Related Programs issued a Request for Proposals (RFP) in 1996 for the provision of paramedic billing services and, utilizing an objective review of the proposals, recommended that the service contract be awarded to the current vendor, Claims Processing & Receivables (CPR), Inc., which the County Board of Supervisors subsequently authorized; and

WHEREAS, even though the Division was extremely satisfied with the services and the rates for services provided by the current firm, the Division surveyed and reviewed the interest of paramedic billing firms in responding to a Request for Proposals in 1999 to insure competitive services delivery and the effectiveness of releasing an RFP; and

WHEREAS, only two firms responded to the survey instrument and other municipalities such as Racine and Kenosha have indicated that the responses to their RFP's have indicated a reduction in the number of services providers within Wisconsin providing paramedic billing services; and

WHEREAS, CPR has provided excellent services and the increases in the reimbursement rates have been below the rate of inflation, increasing from 5.75% in 1997 to the 7.25% currently in effect; and

WHEREAS, the firm is a certified Disadvantage Business Enterprise (DBE) firm and has provided significant economic advantages to the residents of the County through their growth and expansion and salary levels starting at \$8.00 per hour; and

WHEREAS, the rates for services effective July 1, 2001 through December 31, 2002 would be 8.75% of net collections and for the period of January 1, 2003 through December 31, 2004 the rate would increase to 9.00% of net collections, which is lower than any anticipated inflationary index for the three-year period; and

WHEREAS, CPR has implemented a standard monthly administrative fee of \$2,000 to address fluctuations in the payment methodologies being implemented by Medicare, Medicaid and other payers for service; and

WHEREAS, the Division is also responsible for the provision of payments to medical service providers under the General Assistance - Medical Program and is responsible for the processing of claims and issuing timely and prompt payments; and

WHEREAS, the Division issued an RFP in 1997 for this service to address service issues and solicited the input of the Disadvantage Business Development Office regarding the RFP; and

WHEREAS, Wisconsin Physicians Service Insurance Corporation (WPS) was the only vendor of claims processing services to respond to the RFP with rates and services that either matched or exceeded the services which had been provided to the County by the previous vendor (EDS); and

WHEREAS, with the transition to WPS in 1998, processing of claims for services and payment for services to the medical service providers has decreased from six months to under 30 days, meeting the needs and expectations of the medical services provider community; and

WHEREAS, the claim volume at WPS has shifted from paper processing to primarily electronic claims which generates significant savings in resources and time by medical service providers and had drastically reduced the time and efforts of the staff from GA-MP and the Accounts Payable division since WPS is now responsible for processing claims and issuing payment; and

WHEREAS, WPS is a federal contractor for Medicare and Tricare and, as such, is required to meet federal DBE participation requirements and has submitted documentation to the Division and, as a matter of history, makes every effort to include DBE participation in its activities to the extent permissible; and

WHEREAS, service provision by WPS is a highly technical and specialized service and WPS maintains separate service agreements with ProVantage for the receipt, processing and payment of

pharmacy claims which makes the implementation of DBE requirements as outlined in Chapter 42 of the General County Ordinances impossible to meet; and

WHEREAS, the Division and WPS has still committed to utilization of DBE firms for services regardless of the waiving of Chapter 42 with over 20% of the Division's consulting funds historically being directed to DBE, women-owned firms or community agencies; and

WHEREAS, the Committee on Health and Human Needs, on May 9, 2001, and the Committee on Finance and Audit, on May 10, 2001, recommended approval (votes 6-0 and 4-0, respectively) of the request by the Director of County Health Related Programs; now, therefore,

BE IT RESOLVED, that the Director of County Health Related Programs is authorized to execute a contract with Claims Processing & Receivables (CPR) for the provision of paramedic billing services for the period of July 1, 2001 through December 31, 2004 at the rate of 8.75% of net collections for the period of July 1, 2001 through December 31, 2002, and 9% thereafter along with a monthly administrative fee of \$2,000; and

BE IT FURTHER RESOLVED, that the Director of County Health Related Programs is authorized to execute an agreement with Wisconsin Physicians Service Insurance Corporation (WPS) for the provision of medical and pharmaceutical claims processing effective January 1, 2002; and

BE IT FURTHER RESOLVED, that given the specialty nature of the services provided and the allocation of services provided directly by WPS and the associated DBE participation requirements outlined in Chapter 42 of the General Ordinances of the County are waived.

Fiscal Note:

Approval of the recommendations will result in the Division executing contracts with Claims Processing & Receivables and WPS for the continuation of services from either July of 2001 or beginning January 2002. The Division will not experience any tax levy impact from the changes in the contract with CPR as the 2001 Adopted Budget included sufficient funds for the service. All of these rate changes will be factored into the 2002 budget request from the Division. This fiscal note was prepared by the Division of County Health Related Programs.

File No. 01-253(a)(a)
(Journal, April 12, 2001)

(Item 19) An adopted resolution providing for the sale of Taxable General Obligation Refunding Bonds, Series 2001A, for the Milwaukee County Sports Complex, by recommending adoption of the following:

A RESOLUTION
AUTHORIZING THE SALE OF TAXABLE GENERAL OBLIGATION
REFUNDING BONDS, SERIES 2001A, DETERMINING INTEREST
RATES, ESTABLISHING FORM OF BONDS, LEVYING TAXES AND
PROVIDING FISCAL PROCEDURES

WHEREAS Milwaukee County has duly received bids for its proposed issue of "Taxable General Obligation Refunding Bonds, Series 2001A" (the "Bonds") as set forth on the attached sheet; and

WHEREAS it has been determined that the best bid received was that submitted by Cronin & Co., and associates;

NOW, THEREFORE, BE IT RESOLVED that:

Section 1. Award. The bid of Cronin & Co., and associates, be and it hereby is accepted and the Chairperson of the County Board and County Clerk are authorized and directed to execute an acceptance of the offer of said successful bidder on behalf of the County. The successful bidder's good faith deposit shall be deposited by the County Treasurer and applied in accordance with the Official Terms of Offering for the Bonds, and any good faith deposits submitted by unsuccessful bidders shall be promptly returned.

Section 2. The Bonds. The County shall issue the Bonds in the aggregate principal amount of \$2,610,000. The Bonds shall be in denominations of \$5,000 or whole multiples thereof each, numbered from R-1 upward and dated June 1, 2001. The Bonds shall mature on December 1 of each of the years and in the amounts set forth below and shall bear interest at the rates per annum set forth below.

<u>Year</u>	<u>Principal Amount</u>	<u>Interest Rate</u>
2001	\$ 95,000	5.00%
2002	\$255,000	5.00%
2003	\$255,000	5.20%
2004	\$255,000	5.50%
2005	\$250,000	5.70%
2006	\$250,000	5.75%

2007	\$250,000	6.00%
2008	\$250,000	6.00%
2009	\$250,000	6.10%
2010	\$250,000	6.25%
2011	\$250,000	6.30%

Interest shall be payable on June 1 and December 1 of each year, commencing December 1, 2001.

The Bonds shall not be subject to call and payment prior to maturity.

Section 3. Form of Bonds. The Bonds shall be substantially in the form set forth on Exhibit A.

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; said tax is hereby levied in the following years and in the following minimum amounts:

<u>Year of Levy</u>	<u>Amount</u>	<u>Year of Levy</u>	<u>Amount</u>
2001	\$570,302.50	2006	\$326,625.00
2002	\$387,535.00	2007	\$311,625.00
2003	\$374,275.00	2008	\$296,625.00
2004	\$355,250.00	2009	\$281,375.00
2005	\$341,000.00	2010	\$265,750.00

(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.

(D) Appropriation. There be and there hereby is appropriated from proceeds of the Bonds or other funds of the County on hand a sum sufficient to be deposited in the Debt Service Account to meet payments with respect to debt service due on December 1, 2001, which sum may be returned to the general fund upon collection of the taxes herein levied for the year 2001.

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 'Taxable General Obligation Refunding Bonds, Series 2001A' dated June 1, 2001" (the "Debt Service Account") and such 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 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 said 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 directs otherwise.

Section 6. Borrowed Money Fund. All monies received by the County upon the delivery of the Bonds to the purchaser thereof 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 no event shall monies in the Borrowed Money Fund be used to fund operating expenses of the general fund of the County or of any special revenue fund of the County that is supported by property taxes. 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 10 hereof. 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. 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 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 8. 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 Blanket Issuer 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 7 of this Resolution.

Section 9. Call of 1993 Bonds and 1994 Bonds. The County has outstanding its General Obligation Refunding Bonds, Series 1993A (the "1993 Bonds") and its General Obligation Corporate Purpose Bonds, Series 1994A (the "1994 Bonds"). The portions of the 1993 Bonds maturing in the years 2004 through 2008 described below are called for prior payment on December 1, 2003 at the price of par plus accrued interest to the date of redemption:

1993 Bonds To Be Redeemed

<u>Maturity Date</u>	<u>Principal Amount to be Redeemed</u>
12/01/04	\$260,000
12/01/05	260,000
12/01/06	260,000
12/01/07	260,000
12/01/08	260,000

In addition, \$85,000 in principal amount of the 1994 Bonds maturing in the year 2009 are called for prior payment on December 1, 2004 at the price of par plus accrued interest to the date of redemption.

The Escrow Agent shall be directed pursuant to the Escrow Agreement referred to in Section 10 hereof to give notice of the call of the 1993 Bonds and 1994 Bonds to be redeemed.

Section 10. Escrow Agent; Escrow Agreement; Escrow Account. National City Bank of Minneapolis, Minneapolis, Minnesota, is hereby appointed Escrow Agent of the County, for the purpose of ensuring the payment of the principal of and interest on the portions of the 1993 Bonds and 1994 Bonds being refunded (collectively the "Refunded Obligations").

The Chairperson and County Clerk are hereby authorized and directed to execute an escrow agreement substantially in the form attached hereto as Exhibit B (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 Obligations 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 Obligations, the taxes heretofore levied to pay debt service on the Refunded Obligations 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 Obligations, 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 Obligations. The Escrow Agent shall serve as custodian of said debt service account (or sinking fund).

Section 11. SLGS Subscriptions. The Escrow Agent and Evenson Dodge, Inc. are authorized to submit subscriptions for United States Treasury Securities - State and Local Government

Series and to purchase other U.S. government securities on behalf of the County in such amount as is necessary in order to carry out the refunding authorized by this resolution pursuant to Section 67.04, Wisconsin Statutes.

Section 12. 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 13. 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 14. Closing. The Chairperson of the County Board and County Clerk are hereby authorized and directed to execute and deliver the Bonds to the purchaser thereof upon receipt of the purchase price therefor. The Chairperson and Clerk may execute the Bonds by manual or facsimile signature, but at least one of said officers shall sign the Bonds manually.

The officers of the County hereby are directed and authorized to take all necessary steps to close the bond issue as soon as practicable hereafter, in accordance with the terms of sale thereof, and said officers are hereby authorized and directed to execute and deliver such documents, certificates and acknowledgments as may be necessary or convenient in accordance therewith.

Section 15. Publication of Notice. The Director of the Department of Administration is hereby directed to cause a notice to

be published in accordance with Section 893.77, Wisconsin Statutes, as soon as practicable after an acceptance of the offer of the successful bidder has been executed and delivered.

; 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 & Johnson, LLC, Suite 670, 1110 North Old World Third Street, Milwaukee, Wisconsin 53203, Attention: Karma Rodgers.

Taxable General Obligation Refunding Bonds, Series 2001A

Syndicate Head Purchase Price True Interest Rate

Cronin & Co.	\$2,580,936.95*	6.0637%
BB & T Capital Market	\$2,608,658.07	6.08646%
Griffin, Kubik Stephens & Thompson	\$2,583,857.75	6.09264%
Dain Rauscher Incorporated	\$2,580,047.20	6.13850%
Bernadi Securities, Inc.	\$2,579,430.00	6.1496%

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Prudential Securities	\$2,582,025.00	6.2752%
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Total Number of Bids: 6

Awarded To: Cronin & Co.

*Due to the increase in the principal amount of the Bond issue the purchase price was adjusted to \$2,595,855.66 in accordance with the Official Terms of Offering.

EXHIBIT A

(Form of Bond)

UNITED STATES OF AMERICA
STATE OF WISCONSIN
COUNTY OF MILWAUKEE

TAXABLE GENERAL OBLIGATION REFUNDING BOND,
SERIES 2001A

<u>Number</u>	<u>Rate</u>	<u>Maturity Date</u>	<u>Date of Original Issue</u>	<u>Amount</u>
R-			June 1, 2001	\$

KNOW ALL PERSONS BY THESE PRESENTS: That Milwaukee County, Wisconsin (the "County"), hereby acknowledges itself to owe and for value received promises to pay to _____ or registered assigns, the principal sum of _____ DOLLARS (\$ _____) on the maturity date specified above, together with interest thereon from June 1, 2001 or the most recent payment date to which interest has been paid, unless the date of registration of this Bond is after the 15th day of the calendar month next preceding an interest payment date, in which case interest will be paid from such interest payment date, at the rate per annum specified above, such interest being payable on the first days of June and December of each year, with the first interest on this issue being payable on December 1, 2001. For the prompt payment of this Bond with interest hereon as aforesaid, the full faith, credit and resources of the County have been and are hereby irrevocably pledged.

The Bonds of this issue shall not be subject to call and payment prior to maturity.

Both principal hereof and interest hereon are hereby made payable to the registered owner in lawful money of the United States of America. The principal of this Bond shall be payable only upon presentation and surrender of this Bond at the office of the County Treasurer. Interest hereon shall be payable by check or draft dated as of the applicable interest payment date and mailed from the office of the County Treasurer to the person in whose name this Bond is registered at the close of business on the fifteenth day of the calendar month next preceding each interest payment date.

This Bond is transferable only upon the books of the County kept for that purpose at the office of the County Clerk, by the registered owner in person or his duly authorized attorney, upon surrender of this Bond together with a written instrument of transfer (which may be endorsed hereon) satisfactory to the County Clerk duly executed by the registered owner or his duly authorized attorney. Thereupon a new Bond or Bonds of the same aggregate principal amount, series and maturity shall be issued to the transferee in exchange therefor. The County may deem and treat the person in whose name this Bond is registered as the absolute owner hereof for the purpose of receiving payment of or on account of the principal or interest hereof and for all other purposes. The Bonds are issuable solely as negotiable, fully registered Bonds without coupons in denominations of \$5,000 or any authorized whole multiple thereof.

This Bond is one of an issue aggregating \$ _____, each of which is of like original issue date and tenor except as to numbers, interest rates and maturities issued for the public purpose of refunding obligations of the County, including interest on them, pursuant to an initial resolution duly adopted at a duly-convened meeting of the County Board of Supervisors of the County held on April 12, 2001 and in full conformity with the Constitution and laws of the State of Wisconsin thereunto enabling.

It is hereby recited and certified that all acts, conditions and things required by law to be done precedent to and in the issuance of this Bond have been done, have happened and have been performed in regular and due form, time and manner; that a direct, annual irrepealable tax has been levied by the County sufficient in times and amounts to pay the interest on this Bond when it falls due and also to pay and discharge the principal hereof at maturity; and that this Bond, together with all other existing indebtedness of the County, does not exceed any constitutional or statutory limitation of indebtedness.

IN WITNESS WHEREOF, Milwaukee County, Wisconsin, has caused this Bond to be executed in its behalf by its Chairperson of the County Board and County Clerk, and its corporate seal to be impressed hereon, all as of the date of original issue specified above.

MILWAUKEE COUNTY, WISCONSIN

(SEAL)

By _____
County Clerk

By _____
Chairperson of the County Board

(Form of Assignment)

FOR VALUE RECEIVED the undersigned hereby sells, assigns and transfers unto _____

(Please print or typewrite name and address, including zip code, of Assignee)

Please insert Social Security or other identifying number of Assignee

the within Bond, and all rights thereunder, hereby irrevocably constituting and appointing _____

Attorney to transfer said Bond on the books kept for the registration thereof with full power of substitution in the premises.

Dated:

NOTICE: The signature to this assignment must correspond with the name as it appears upon the face of the within Bond in every particular without alteration or enlargement or any change whatever.

Signature(s) guaranteed by _____

EXHIBIT B

Escrow Agreement to Assure
Payment of Refunded Obligations

This Escrow Agreement is made and entered into this ___ day of June, 2001, by and between National City Bank of Minneapolis, Minneapolis, Minnesota ("Escrow Agent") and Milwaukee County, Wisconsin ("Issuer").

Recitals

The Issuer has outstanding its General Obligation Refunding Bonds, Series 1993A (the "1993 Bonds") and its General Obligation Corporate Purpose Bonds, Series 1994A (the "1994 Bonds").

Issuer has authorized and sold and is delivering this day its \$_____ Taxable General Obligation Refunding Bonds, Series 2001A, dated June 1, 2001 (the "Refunding Obligations"), which are being issued for the purpose of providing funds sufficient to refund the portions of the 1993 Bonds and 1994 Bonds described on Schedule A hereto (collectively, the "Refunded Obligations").

Escrow Agent has been appointed to hold and administer the Escrow Account herein established with the proceeds of the Refunding Obligations.

In consideration of the mutual covenants and agreements herein set forth, the parties therefore agree:

1. Escrow Deposit. Concurrently with the execution of this Agreement, Issuer has irrevocably deposited \$_____ of the proceeds of the Refunding Obligations and \$_____ of funds of the Issuer, which sum is necessary to accomplish the purposes hereof, to be held and used by Escrow Agent, together with any investment income accruing thereto, in escrow only as herein set forth.

Issuer represents and warrants that this escrow deposit, when held, invested and paid in accordance herewith will be sufficient to make all payments required hereby, and agrees that if at any time it shall appear to Escrow Agent that such escrow deposit will not be so sufficient, it will, upon notice by the Escrow Agent, forthwith deposit in the Escrow Account money on hand and legally available for that purpose to the extent required to meet fully the payments required hereby.

2. Acceptance of Escrow. Escrow Agent acknowledges receipt

of the escrow deposit hereunder and accepts the responsibilities imposed on it, as Escrow Agent, by this Agreement.

3. Application of Escrow Deposit. Escrow Agent shall deposit the escrow deposit hereunder into an Escrow Account to be used and invested as follows:

(a) Use of Escrow Deposit. The Escrow Agent shall:

(i) on the date hereof, purchase the U.S. Treasury State and Local Government Series Book-Entry Securities described on Schedule B hereto ("SLGS"), in the principal amount of and for the price of \$_____ and pay for them from the monies in the Escrow Account, and hold the purchased SLGS in the Escrow Account;

(ii) on the date hereof, purchase the U.S. government securities described on Schedule C hereto ("Securities") for the price of \$_____ and pay for them from the monies in the Escrow Account, and hold the purchased Securities in the Escrow Account;

(iii) apply \$_____ to the payment of issuance expenses with respect to the Refunding Obligations, including the fee described in Section 8(a) hereof, in accordance with the directions of the Issuer;

(iv) return \$_____ to the Issuer for deposit into the Debt Service Account for the Refunding Obligations, such amount representing accrued interest paid with respect to the Refunding Obligations (\$_____) and excess escrow account monies (\$_____); and

(v) hold the \$_____ balance of the escrow deposit in cash in the Escrow Account until distributed as provided in subsection (b) hereof.

(b) Distribution of Escrow Account. The Escrow Account (other than the cash held in the Escrow Account pursuant to subsection (a) (v) above) shall remain invested in the SLGS and the Securities. Except as provided in Sections 4 and 5 below, the Escrow Agent shall not sell or otherwise dispose of the SLGS and the Securities and no further investment or reinvestment of monies in the Escrow Account shall be permitted or made on behalf of the Issuer. Escrow Agent shall apply the monies in the Escrow Account to the timely payment of the principal of and interest on the Refunded Obligations at the times and in the amounts set forth on attached Schedule D, by appropriate and timely transfers to the depository for the Refunded Obligations listed on Schedule D.

4. Reinvestment. Certain amounts received from investment of the Escrow Account monies are to be reinvested by the Escrow Agent on behalf of the Issuer in U.S. Treasury Obligations - State and Local Government Series with an interest rate of 0.00%. The investments to be made are described on Schedule E hereto. The subscriptions for these State and Local Government Series Obligations shall be submitted by the Escrow Agent, on behalf of the Issuer, at least seven (7) days in advance of the date of reinvestment (or such other period of time in advance of the date of reinvestment as is then required by law or regulation) and shall be in accordance with then-applicable law and regulations. The Issuer will cooperate with the Escrow Agent as necessary to allow the subscriptions to be made as described herein.

The Escrow Account cash flow (taking the reinvestments required by Section 4 into account) is set forth on Schedule F.

If U.S. Treasury Obligations - State and Local Government Series with an interest rate of 0.00% are not available at the time such Escrow Account monies are to be reinvested, such Escrow Account monies shall be reinvested by the Escrow Agent on behalf of the Issuer in direct obligations of the United States of America, or held uninvested, as directed by the Issuer, upon the Escrow Agent's receipt, at the expense of the Issuer, of (i) an opinion of a nationally recognized firm of attorneys experienced in the area of municipal finance to the effect that such transaction would not cause any of the Refunded Obligations to be an "arbitrage bond" within the meaning of Section 148 of the Internal Revenue Code of 1986, as amended, and the regulations thereunder and (ii) a certification from an independent certified public accountant that, after such transaction, the principal of and interest on the U.S. government obligations in the Escrow Account will, together with other monies in the Escrow Account available for such purpose, be sufficient at all times to pay, when due, the principal of and interest on the Refunded Obligations.

5. Substitute Investments. At the written request of the Issuer and upon compliance with the conditions hereinafter stated, the Escrow Agent shall have the power to request the redemption of the SLGS or sell, transfer, request the redemption or otherwise dispose of the Securities and to substitute direct obligations of, or obligations which are unconditionally guaranteed by, the United States of America, which are not subject to redemption prior to maturity and which are available for purchase with the proceeds derived from the disposition of the SLGS and Securities on the date of such transaction. The Escrow Agent shall purchase such substitute obligations with the proceeds derived from the sale, transfer, disposition or redemption of the SLGS and Securities. The transactions may be effected only by simultaneous sale and purchase

transactions, and only if (i) the amounts and dates on which the anticipated transfers from the Escrow Account to the depository for the payment of the principal of and interest on the Refunded Obligations will not be diminished or postponed thereby, (ii) the Escrow Agent shall receive, at the expense of the Issuer, an opinion of a nationally recognized firm of attorneys experienced in the area of municipal finance to the effect that such disposition and substitution would not cause any Refunded Obligations to be "arbitrage bonds" within the meaning of Section 148 of the Internal Revenue Code of 1986, as amended and the regulations thereunder; and (iii) the Escrow Agent shall receive, at the expense of the Issuer, a certification from an independent certified public accountant that, after such transaction, the principal of and interest on the U.S. government obligations in the Escrow Account will, together with other monies in the Escrow Account available for such purpose, be sufficient at all times to pay, when due, the principal of and interest on the Refunded Obligations.

The Issuer hereby covenants that no part of the monies or funds at any time in the Escrow Account shall be used directly or indirectly to acquire any securities or obligations, the acquisition of which would cause any Refunded Obligations to be "arbitrage bonds" within the meaning of Section 148 of the Internal Revenue Code of 1986, as amended.

6. Notice of Redemption of the Refunded Obligations. The Issuer has called \$260,000 in principal amount (per maturity) of the 1993 Bonds maturing in each of the years 2004 through 2008 for prior payment on December 1, 2003, and \$85,000 in principal amount of the 1994 Bonds maturing in the year 2009 for prior payment on December 1, 2004. The Escrow Agent shall cause timely notice of the call of the 1993 Bonds to be redeemed to be given by mailing a notice thereof, in substantially the form attached hereto as Schedule G-1, by registered or certified mail no later than October 31, 2003 to the registered owner of each 1993 Bond to be redeemed at the address shown on the registration books.

The Escrow Agent shall also cause timely notice of the call of the 1994 Bonds to be redeemed to be given by mailing a notice thereof, in substantially the form attached hereto as Schedule G-2, by registered or certified mail no later than October 31, 2004 to the registered owner of each 1994 Bond to be redeemed at the address shown on the registration books.

In addition to the official notices of redemption provided for in the paragraphs above, further notice of the redemption of the Refunded Obligations to be redeemed shall be given by the Escrow

Agent on behalf of the Issuer to The Bond Buyer, to all registered securities depositories then in the business of holding substantial amounts of obligations of types such as the Refunded Obligations (such depositories now being Depository Trust Company of New York, New York) and to one or more national information services that disseminate notices of redemption of obligations such as the Obligations. Notice of the redemption of the 1993 Bonds shall also be given to Financial Guaranty Insurance Company, New York, New York, as insurer of the 1993 Bonds. Each further notice of redemption given hereunder shall be sent at least 35 days before the redemption date by registered or certified mail or overnight delivery service and shall contain the information set forth in the official notices of redemption provided on Schedules G-1 and G-2.

7. Notice of Partial Advance Refunding of the Refunded Obligations. The Escrow Agent is directed and agrees to provide to the owners of the Refunded Obligations Notices of Partial Advance Refunding, in substantially the forms attached hereto as Schedules H-1 and H-2, as soon as practicable after the closing for the Refunding Obligations. The Notices of Partial Advance Refunding shall also be provided to the depository for the Refunded Obligations, to the insurer of the 1993 Bonds and to depositories and national information services as described in Section 6.

8. The Escrow Agent

(a) Escrow Agent's Fee. The Escrow Agent shall be paid a fee of \$_____ for the performance of its services hereunder. The Escrow Agent waives any lien upon or claim against any of the monies or securities now or hereafter held by it under this Agreement.

(b) Annual Report. Escrow Agent shall, in the month of February of each year while this Agreement is in effect, and as soon as practicable after termination of this Agreement forward by first class registered mail to the Issuer a report of the receipts, income, investments, redemptions and payments of and from all of the Escrow Account during the preceding calendar year, including in such report a statement, as of the end of the preceding calendar year, regarding the manner in which it has carried out the requirements of this Agreement. Issuer shall have the right, at any time during business hours, to examine all of the Escrow Agent's records regarding the status and details of the Escrow Account.

(c) Separate Funds: Accountability. Except as otherwise permitted under Section 3(b) hereof, Escrow Agent shall keep all monies and securities deposited hereunder, all investments and all interest thereon and profits therefrom, at all times in the special fund

and separate trust account, wholly segregated from all other funds and securities on deposit with it; shall never commingle such deposits, investments and proceeds with other funds or securities of Escrow Agent; and shall never at any time use, loan or borrow the same in any way. The several funds established hereunder shall be held separately and distinctly and not commingled with any other such fund. Nothing herein contained shall be construed as requiring Escrow Agent to keep the identical monies, or any part thereof, received from or for Issuer's account, on hand, but monies of an equal amount shall always be maintained on hand as funds held by Escrow Agent as escrow agent belonging to Issuer and a special account thereof, evidencing such fact, shall at all times be maintained on the books of Escrow Agent.

In the event Escrow Agent is unable or fails to account for any property held hereunder, such property shall be and remain the property of Issuer and if, for any reason, such property cannot be identified, all other assets of Escrow Agent shall be impressed with a trust for the amount thereof and Issuer shall be entitled to the preferred claim upon such assets enjoyed by any trust beneficiary. Property held by Escrow Agent hereunder shall not be deemed to be a banking deposit of the Issuer, and Escrow Agent shall have no right or title with respect thereto (including any right of set-off) and the Issuer shall have no right of withdrawal thereof.

(d) Liability. Escrow Agent shall be under no obligation to inquire into or be in any way responsible for the performance or nonperformance by Issuer or any paying agent of any of its obligations, or to protect any of Issuer's rights under any bond proceeding or any of Issuer's other contracts with or franchises or privileges from any state, county, municipality or other governmental agency or with any person. Escrow Agent shall not be liable for any act done or step taken or omitted by it, as Escrow Agent, or for any mistake of fact or law, or for anything which it may do or refrain from doing in good faith and in the exercise of reasonable care and believed by it to be within the discretion or power conferred upon it by this Agreement, except for its negligence or its default in the performance of any obligation imposed upon it hereunder. Escrow Agent shall not be responsible in any manner whatsoever for the recitals or statements contained herein, including without limitation those as to the sufficiency of the trust deposit to accomplish the purposes hereof or in the Refunded Obligations or the Refunding Obligations or in any proceedings taken in connection therewith, but they are made solely by the Issuer.

(e) Resignations: Successor Escrow Agent. Escrow Agent may at any time resign by giving not less than 60 days written notice to

Issuer. Upon giving such notice of resignation, the resigning Escrow Agent may petition any court of competent jurisdiction for the appointment of a successor escrow agent. Such court may thereupon, after such notice, if any, as it may deem proper and prescribes, appoint a successor escrow agent of comparable qualifications to those of the resigning Escrow Agent. The resignation of the Escrow Agent shall take effect only upon the appointment of a successor escrow agent and such successor escrow agent's acceptance of such appointment.

Any successor escrow agent shall be a state or national bank, have full banking and trust powers, and have a combined capital and surplus of at least \$5,000,000.

Any successor escrow agent shall execute, acknowledge and deliver to Issuer and to its predecessor escrow agent an instrument accepting such appointment hereunder, and thereupon the resignation of the predecessor escrow agent shall become effective and such successor escrow agent, without any further act, deed or conveyance, shall become vested with all the rights, powers, duties and obligations of its predecessor hereunder, with like effect as if originally named as escrow agent herein; but nevertheless, on written request of Issuer or on the request of the successor escrow agent, the escrow agent ceasing to act shall execute and deliver an instrument transferring to such successor escrow agent, upon the terms herein expressed, all the rights, power, and duties of the escrow agent so ceasing to act. Upon the request of any such successor escrow agent, Issuer shall execute any and all instruments in writing for more fully and certainly vesting in and confirming to such successor escrow agent all such rights, powers and duties. Any predecessor escrow agent shall pay over to its successor escrow agent a proportional part of the escrow agent's fee hereunder.

9. Miscellaneous.

(a) Third-Party Beneficiary. This Agreement has been entered into by Issuer and Escrow Agent for the benefit of the holders of the Refunded Obligations, and is not revocable by Issuer or Escrow Agent. The Escrow Account has been irrevocably pledged to the payment of principal of and interest on the Refunded Obligations in accordance with this Agreement. Notwithstanding the foregoing, this Agreement shall not be construed as creating any rights in or obligations to any person other than the parties hereto.

(b) Severability. If any section, paragraph, clause or provision of this Agreement shall be invalid or ineffective for any reason, the remainder of this Agreement shall remain in full force and effect, it

being expressly hereby agreed that the remainder of this Agreement would have been entered into by the parties hereto notwithstanding any such invalidity.

(c) Termination. This Agreement shall terminate on December 2, 2004. Any funds hereunder as shall remain upon termination shall be returned to the Issuer. Termination of this Agreement shall not, of itself, have any effect on Issuer's obligation to pay the Refunded Obligations or the Refunding Obligations in full in accordance with the terms thereof.

IN WITNESS WHEREOF, the parties have executed this Agreement, being duly authorized so to do, each in the manner most appropriate to it, on the date first above written.

MILWAUKEE COUNTY, WISCONSIN

By: _____

Chairperson

(SEAL)

Attest: _____

County Clerk

National City Bank of Minneapolis

Escrow Agent

(SEAL)

Title _____

Attest: _____

Title _____

SCHEDULE A

DESCRIPTION OF REFUNDED OBLIGATIONS

1993 Bonds To Be Refunded

<u>Maturity Date</u>	<u>Principal Amount To Be Refunded</u>
December 1, 2001	\$ 55,000
December 1, 2002	260,000
December 1, 2003	260,000
December 1, 2004	260,000*
December 1, 2005	260,000*
December 1, 2006	260,000*
December 1, 2007	260,000*
December 1, 2008	260,000*
December 1, 2009	161,666
December 1, 2010	145,917
December 1, 2011	163,551

*To be called for prior payment on December 1, 2003.

1994 Bonds To Be Refunded

<u>Maturity Date</u>	<u>Principal Amount To Be Refunded</u>
December 1, 2001	\$15,000
December 1, 2002	20,000
December 1, 2003	20,000
December 1, 2004	20,000
December 1, 2009	85,000*

*To be called for prior payment on December 1, 2004.

SCHEDULE B

DESCRIPTION OF U.S. TREASURY
OBLIGATIONS - STATE AND LOCAL
GOVERNMENT SERIES ("SLGS")

<u>Type</u>	<u>Maturity Date</u>	<u>Principal Amount</u>	<u>Interest Rate</u>	<u>First Interest Payment Date</u>
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SCHEDULE C

DESCRIPTION OF SECURITIES

<u>Type</u>	<u>Maturity Date</u>	<u>Principal Amount</u>	<u>Interest Rate</u>	<u>Purchase Price</u>
				<u>Total:</u>

SCHEDULE D**SCHEDULE OF DEBT SERVICE PAYMENTS
ON REFUNDED OBLIGATIONS**

Depository: The Depository Trust Company
New York, New York

SCHEDULE E**SCHEDULE OF REINVESTMENT IN 0.00% SLGS**

<u>Date of Reinvestment</u>	<u>Amount</u>	<u>Maturity Date</u>
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SCHEDULE F**ESCROW ACCOUNT CASH FLOW****SCHEDULE G-1**

Call Notification Department
The Depository Trust Company
711 Stewart Avenue
Garden City, NY 11530-4719

Re: Milwaukee County Wisconsin
General Obligation Refunding Bonds, Series 1993A
Date of Original Issue - October 15, 1993

Notice is hereby given that Bonds of the above-described issue in the principal amounts set forth below, which mature on the dates and bear interest at the rates set forth below, have been called for prior payment on December 1, 2003 at the price of par plus accrued interest to the redemption date.

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<u>Principal Amount to be Redeemed</u>	<u>Maturity Date</u>	<u>Interest Rate</u>	<u>CUSIP NO.</u>
\$260,000	12/01/04	4.60%	6022444F9*
260,000	12/01/05	4.70	6022444G7*
260,000	12/01/06	4.80	6022444H5*
260,000	12/01/07	4.90	60224 44J1*
260,000	12/01/08	5.00	6022444K8*

The Bonds to be redeemed should be presented for payment at the office of the County's Escrow Agent,_____. The Escrow Agent will deposit federal or other immediately available funds sufficient for such redemption at the office of The Depository Trust Company on or before December 1, 2003.

Such Bonds will cease to bear interest on June 1, 2003.

BY ORDER OF THE COUNTY BOARD
MILWAUKEE COUNTY
County Clerk

cc: Moody's Municipal & Government Information Service
Xcitek
The Bond Buyer

*Indicates partial call of CUSIP.

SCHEDULE G-2

Call Notification Department
The Depository Trust Company
711 Stewart Avenue
Garden City, NY 11530-4719

Re: Milwaukee County, Wisconsin
General Obligation Corporate Purpose Bonds, Series 1994A
Date of Original Issue - May 15, 1994

Notice is hereby given that Bonds of the above-described issue in the principal amount of \$85,000, which mature on December 1, 2009 and bear interest at the rate 5.50% per annum (CUSIP NO. 6022445X9*), have been called for prior payment on December 1, 2004 at the price of par plus accrued interest to the redemption date.

The Bonds to be redeemed should be presented for payment at the office of the County's Escrow Agent,_____. The Escrow

Agent will deposit federal or other immediately available funds sufficient for such redemption at the office of The Depository Trust Company on or before December 1, 2004.

Such Bonds will cease to bear interest on December 1, 2004.

BY ORDER OF THE COUNTY BOARD
MILWAUKEE COUNTY
County Clerk

cc: Moody's Municipal & Government Information Service
Xcitek
The Bond Buyer

*Indicates partial call of CUSIP.

SCHEDULE H-1

Notice of the Partial Advance Refunding and Redemption
of the General Obligation Refunding Bonds, Series 1993A, of
Milwaukee County, Wisconsin (the "1993 Bonds")

Notice is given that the 1993 Bonds of Milwaukee County, Wisconsin (the "County") described below (the "Refunded Obligations") have been advance refunded by the County pursuant to an Escrow Agreement to Assure Payment of Refunded Obligations dated June __, 2001 between the County and _____ (the "Escrow Agent"). United States government securities and cash have been placed in escrow with the Escrow Agent in an amount which, together with investment income on it, is sufficient to pay the principal of and interest on the Refunded Obligations up to and including their respective maturity or redemption dates. Interest on the Refunded Obligations will cease to accrue on December 1, 2011.

<u>Maturity Date</u>	<u>Principal Amount To Be Refunded</u>	<u>CUSIP NO.</u>
December 1, 2001	\$55,000	6022444B8
December 1, 2002	\$260,000	6022444D4
December 1, 2003	260,000	6022444E2
December 1, 2004	260,000*	6022444F9
December 1, 2005	260,000*	6022444G7
December 1, 2006	260,000*	6022444H5
December 1, 2007	260,000*	6022444J1
December 1, 2008	260,000*	6022444K8
December 1, 2009	161,666	6022444L6
December 1, 2010	145,917	6022444M4
December 1, 2011	163,551	6022444N2

*To be called for prior payment on December 1, 2003, at the price of par plus accrued interest to the redemption date.

The Escrow Agent will deposit federal or other immediately available funds sufficient to pay the Refunded Obligations at the office of the Depository Trust Company on or before the respective maturity or redemption dates.

Dated: _____.

as Escrow Agent

SCHEDULE H-2

Notice of the Partial Advance Refunding and Redemption
of the General Obligation Corporate Purpose
Bonds, Series 1994A, dated May 15, 1994 of Milwaukee County,
Wisconsin (the "1994 Bonds")

Notice is given that the 1994 Bonds, of Milwaukee County, Wisconsin (the "County") described below (the "Refunded Obligations") have been advance refunded by the County pursuant to an Escrow Agreement to Assure Payment of Refunded Obligations dated June __, 2001 between the County and _____ (the "Escrow Agent"). United States government securities and cash have been placed in escrow with the Escrow Agent in an amount which, together with investment income on it, is sufficient to pay the principal of and interest on the Refunded Obligations up to and including their respective maturity or redemption dates. Interest on the Refunded Obligations will cease to accrue on December 1, 2004.

<u>Maturity Date</u>	<u>Principal Amount To Be Refunded</u>	<u>CUSIP NO.</u>
December 1, 2001	\$15,000	6022445P6
December 1, 2002	20,000	6022445Q4
December 1, 2003	20,000	6022445R2
December 1, 2004	20,000	6022445S0
December 1, 2009	85,000*	6022445X9

*To be called for prior payment on December 1, 2004, at the price of par plus accrued interest to the redemption date.

The Escrow Agent will deposit federal or other immediately available funds sufficient to pay the Refunded Obligations at the

office of the Depository Trust Company on or before the respective maturity or redemption dates.

Dated: _____, _____.

_____ as Escrow Agent

The foregoing report correctly states the action taken by the said committee at meetings held May 10 and May 17, 2001.

LYNNE D. DE BRUIN
Chairperson

The question was on adoption.

SEPARATE ACTION was requested on **Items 2, 3, 5, 10, 13, 15, 16 AND 19.**

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

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

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

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

On a motion by Supervisor De Bruin, **Item 3 WAS REFERRED BACK TO THE COMMITTEE ON FINANCE AND AUDIT.**

DIVISION OF THE QUESTION was requested on **Item 5.**

SEPARATE ACTION was requested on **Sections 1 and 3.**

Thereupon, **Item 5**, excluding Sections 1 and 3, **WAS ADOPTED** by the following vote:

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

Supervisor Launstein asked that Sections 1 and 3 of Item 5 lay over until later in the meeting. As there was an objection, she then moved lay over until later.

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

AYES—Bailey, Borkowski, Holloway, Johnson, Launstein, Lutzka, Mayo, Ryan, Schmitt, and Zielinski—10. **NOES**—Aldrich, Arciszewski, Davis, De Bruin, Diliberti, Jasenski, Krug, McGuigan, Podell, Quindel, Weishan, White and the Chairman—13. **EXCUSED**—Coggs-Jones and Nyklewicz—2.

Thereupon, **Sections 1 and 3 of Item 5 WERE ADOPTED** by the following vote:

AYES—Aldrich, Bailey, Borkowski, Davis, De Bruin, Diliberti, Holloway, Jasenski, Johnson, Krug, Lutzka, Mayo, McGuigan, Podell, Quindel, Ryan, Schmitt, Weishan, White, Zielinski and the Chairman—21. **NOES**—Arciszewski and Launstein—2. **EXCUSED**—Coggs-Jones and Nyklewicz—2.

Supervisor Zielinski moved approval of Item 10. Thereupon, **Item 10, File No. 01-300** became the following resolution:

File No. 01-300
(Journal, May 17, 2001)

A RESOLUTION

WHEREAS, the Republic of China is a Communist nation whose totalitarian government is replete with human rights violations; and

WHEREAS, the Chinese government continues to build its military strength and has committed openly aggressive military acts against United States military aircraft; and

WHEREAS, in the latest incident, a Chinese fighter plane flying recklessly close to a United States surveillance plane, collided with the U.S. plane in mid-air, forcing it into a nosedive and eventual emergency landing on a Chinese island; and

WHEREAS, the Chinese government detained the 24 crew members for 11 days before allowing them to return to the United States; and

WHEREAS, the Chinese government continues to hold the U.S. surveillance plane and has refused to return it to the U.S.; and

WHEREAS, the United States has granted China "favored nation" status thus permitting millions of dollars of goods to be traded from China and imported into the U.S.; and

WHEREAS, such trade status has allowed the Chinese government to acquire millions of dollars from American companies doing business in China; and

WHEREAS, these American dollars have been used to increase China's military strength and expand the scope of its human rights violations outside its own borders; and

WHEREAS, it is wrong for the United States to condone such open and free-wheeling trade status to a nation whose government is openly aggressive and violates human rights; and

WHEREAS, Milwaukee County purchases thousands of dollars of goods each year which are imported from China, particularly novelty items sold at the Milwaukee County Zoo; and

WHEREAS, the Milwaukee County Zoo purchases thousands of dollars worth of novelty items which are made in China and sold in the Zoo Gift Shop; and

WHEREAS, the Zoo receives revenue in excess of \$1 million a year from the sale of novelty items and Zoo officials estimate that perhaps as many as 50% of these items are made in China; and

WHEREAS, Zoo officials have estimated that the sale of Chinese-made items could account for between \$300,000 and \$600,000 in revenue to the Zoo; and

WHEREAS, Milwaukee County should demonstrate its outrage over China policy regarding human rights and recent military actions against the United States by prohibiting the Zoo and other County departments from purchasing Chinese-made products; and

WHEREAS, in order to determine what the fiscal effect of such a prohibition would be on the Zoo, the Department of Audit should conduct a study to determine 1) the number of Chinese-made novelty products sold at the Zoo, 2) the amount of lost revenue the Zoo

would incur if these products were no longer sold at the Zoo and 3) the potential to recapture this lost revenue through the sale of replacement items made in other countries; and

WHEREAS, the Committee on Finance and Audit at its meeting of May 10, 2001 made no recommendation by reason of a tie vote in Committee to reject the resolution; now, therefore

BE IT RESOLVED, that upon the motion to approve by Supervisor Zielinski at the County Board meeting of May 17, 2001, that the Milwaukee County Board of Supervisors does hereby direct the Department of Audit to conduct a study to determine the number of Chinese-made novelty items sold at the Milwaukee County Zoo, the amount of lost revenue the Zoo would incur if these products were no longer sold at the Zoo and the potential to recapture this lost revenue through the sale of replacement items made in other countries; and

BE IT FURTHER RESOLVED, that the Department shall present its findings to the County Board as soon as possible.

Fiscal Note:

Adoption of this resolution will require an expenditure of staff time on the part of the Department of Audit.

Thereupon, the foregoing resolution, File No. 01-300, WAS ADOPTED by the following vote:

AYES—, Diliberti, Holloway, Jasenski, Johnson, Krug, Launstein, Lutzka, Mayo, McGuigan, Quindel, Ryan, Schmitt, Weishan, White and Zielinski—15. **NOES**—Aldrich, Arciszewski, Bailey, Borkowski, Davis, De Bruin, Podell and the Chairman—8. **EXCUSED**—Coggs-Jones and Nyklewicz—2.

Supervisor Aldrich asked that Item 13 lay over until later in the meeting. As there was an objection, she then moved lay over until later.

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

AYES—Aldrich, Arciszewski, Bailey, Borkowski, Diliberti, Jasenski, Johnson, Launstein, Mayo, McGuigan, Podell, Quindel, Ryan, Schmitt, Weishan, Zielinski and the Chairman—17. **NOES**—Davis, De Bruin, Holloway, Krug, Lutzka and White—6. **EXCUSED**—Coggs-Jones and Nyklewicz—2.

Later, the Chairman **DECLARED Item 13 MOOT** due to the adoption of Item 3 from the Committee on Parks, Energy and Environment.

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

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

On motion by Supervisor Holloway, **Item 16 WAS LAID OVER TO THE NEXT MEETING OF THE COUNTY BOARD.**

Thereupon, **Item 19 WAS ADOPTED** by the following vote:

AYES—Aldrich, Arciszewski, Bailey, Borkowski, Davis, De Bruin, Diliberti, Holloway, Jasenski, Johnson, Krug, Launstein, McGuigan, Podell, Quindel, Ryan, Schmitt, Weishan, Zielinski and the Chairman—20. **NOES**—Lutzka and Mayo—2. **EXCUSED**—Coggs-Jones, Nyklewicz and White—3.

By Supervisors DeBruin and Quindel, Chairpersons:

From the Special Joint Meeting of Committees on Finance and Audit and Health and Human Needs, reporting on 2 Items.

File No. 01-333
(Journal, May 17, 2001)

(Item 1) From Director of Audits, submitting An Audit of the Department of Human Services Child Welfare Division Over-spending of 2000 State Contract, dated May 2001, by recommending that the said audit and recommendations be received and placed on file, with the understanding there will be monthly status reports to the Committees on Finance and Audit and Health and Human Needs from the Department of Human Services, in conjunction with the Department of Audit, which should incorporate the State's audit recommendations.

File No. 01-30(a)(a)
(Journal, December 21, 2000)

(Item 2) Reference file established by the County Board Chairperson relative to State Child Welfare contract with the

Department of Health and Family Services, by recommending adoption of the following:

A RESOLUTION

WHEREAS, the enactment of Wisconsin Act 303 in 1995 transferred the duty and authority to provide child welfare services in Milwaukee County to the State of Wisconsin effective January 1, 1998; and

WHEREAS, in December 1997, the Milwaukee County Board of Supervisors authorized the Director, Department of Human Services (DHS), to enter into a short-term child welfare services contract with the State of up to four months to allow negotiations for a long-term contract to be completed; and

WHEREAS, in March 1998, the County Board of Supervisors authorized the execution of a contract for the provision of child welfare services by Milwaukee County in Child Welfare Regions 2 and 5 for the remainder of 1998, with a provision allowing for four additional one-year renewals; and

WHEREAS, the 1999 Adopted Budget included language stating that DHS will not enter into a 1999 contract with the State for the provision of child welfare services if any such contract would necessitate the use of property tax levy support from the County or does not contain sufficient resources to enable the County to be a competitive service provider, and the 2000 and 2001 Adopted Budgets contained similar language; and

WHEREAS, in 1999 and 2000, the County Board of Supervisors authorized DHS to execute contracts with the State of Wisconsin Department of Health and Family Services (DHFS) to continue to provide child welfare services in Regions 2 and 5 with the understanding that the contracts would be consistent with the Budget language stating that no additional tax levy support would be required for those services; and

WHEREAS, on April 3, 2001, the Director, DHS, sent a memorandum to the Committees on Health and Human Needs and Finance and Audit indicating that the Department had closed its 2000 child welfare contract with the State with a deficit resulting from "services, staffing and administrative overhead costs exceeding net available revenues"; and

WHEREAS, at the April 2001 meetings of the Committees on Health and Human Needs and Finance and Audit, the Director

indicated further that the estimated size of the 2000 deficit was \$5.7 million, but that the County fully expected to be reimbursed for the staff and administration costs and for that portion of service costs that are supported by appropriate documentation; and

WHEREAS, upon learning about the potential deficit and significant overspending in the area of child welfare services in March 2001, the County Board Chairman and County Executive each requested the Department of Audit to initiate a thorough review of the causes of the 2000 child welfare deficit; and

WHEREAS, in a report dated May 2001, the Department of Audit indicated that DHS had overspent its 2000 child welfare contract by \$6.0 million, with \$2.6 million of the deficit attributed to staff and administration costs and \$3.4 million attributed to overspending on services; and

WHEREAS, the May 2001 report from the Department of Audit attributed the deficit spending in the area of services to a "breakdown in program management" and also identified several significant problems with DHS' oversight of vendor payments, and those findings were replicated in a May 2001 report by the DHFS Office of Program Review and Audit; and

WHEREAS, the May 2001 report from the Department of Audit noted that DHS was working with State DHFS officials to obtain full funding for staff, administration and services provided under the child welfare contract, but that those efforts had become "entangled" with ongoing negotiations concerning the County's role as a child welfare service provider in 2001 and beyond; and

WHEREAS, the May 2001 report from the Department of Audit indicated that Milwaukee County's projected 2001 staff and administration costs for providing child welfare services would be \$18.0 million, while the amount of staff and administration funding proposed by the State in the 2001 contract totaled \$14.4 million, creating the potential for a minimum \$3.6 million child welfare deficit in 2001 should the County agree to the State's contract proposal; and

WHEREAS, the Committee on Finance and Audit already has been notified of several significant projected departmental deficits in 2001, including projected deficits of \$4.9 million in Youth Aids, \$400,000 in Transit Aids and \$300,000 in Courts Adversary Counsel fees based on the Governor's proposed 2001-2003 State Budget, a projected deficit of more than \$600,000 in the House of Correction budget due to the high cost of electricity and natural gas, a projected

deficit of more than \$500,000 in Earnings on Investments due to lower than anticipated interest rates and a projected deficit of \$500,000 in the Mental Health Division due to a situation involving Froedtert Hospital patient reimbursements; and

WHEREAS, at a joint meeting of the Committees on Health and Human Needs and Finance and Audit on May 10, 2001, the Director, DHS, indicated that even with plans in place to address all managerial issues identified in the May 2001 audit reports, the bottom line issue is that Milwaukee County cannot effectively provide child welfare services with the amount of funding that the State indicates it is able to provide in 2001; and

WHEREAS, in an April 16, 2001 letter to the Director, DHS, the Children and Family Services Division administrator indicated that the County should not assume that the State's flexibility to shift funds from other areas of the DHFS budget to address projected County deficits would be available beyond 2001, casting even more doubt upon the County's ability to receive sufficient State funding to cover its child welfare contracts in 2002 and beyond; and

WHEREAS, DHFS has indicated that if Milwaukee County elects not to enter into a 2001 contract to provide child welfare services, the State is willing to cover all actual costs incurred by the County during the first four-and-a-half months of 2001 and any subsequent actual costs incurred during a transition to a new provider, thereby eliminating the potential for a child welfare deficit in 2001; and

WHEREAS, DHFS has indicated further that if Milwaukee County elects not to enter into a 2001 contract to provide child welfare services, the State is willing to cover the \$2.6 million deficit for staff and administration incurred by DHS in 2000 and potentially some of the 2000 overspending on services; and

WHEREAS, at the joint meeting of the Committees on Health and Human Needs and Finance and Audit on May 10, 2001, the County Executive recommended that Milwaukee County not enter into a contract with DHFS to provide child welfare services in Milwaukee County in 2001 based upon information received from the State of Wisconsin indicating that it is unable to cover Milwaukee County's staff and administration costs in 2001; and

WHEREAS, at the May 10, 2001 joint meeting, the Committees on Health and Human Needs and Finance and Audit each voted 4 to 1 to concur with the County Executive's recommendation with the following additional directives:

1. That DHS negotiate an exit strategy with DHFS and cooperate with the State to ensure a smooth transition from Milwaukee County to an alternative vendor(s) for the provision of child welfare services in Milwaukee County.
2. That DHS continue negotiations with DHFS to resolve all financial issues pertaining to the 2000 child welfare contract and costs incurred by Milwaukee County during 2001 and to report back to the County Board the results of those negotiations in June 2001.
3. That the Department of Human Resources, Department of Labor Relations and all other appropriate County officials take whatever steps are necessary to mitigate the impact to County employees resulting from the County's decision not to provide child welfare services in Milwaukee County.

; and

WHEREAS, the Milwaukee County Board of Supervisors commends the hundreds of County child welfare employees who have worked with great care and diligence to improve the lives of needy families and children in Milwaukee County and is deeply committed to the effort to mitigate the impact to those employees of the County's decision not to provide child welfare services in Milwaukee County; now, therefore,

BE IT RESOLVED, that the Milwaukee County Board of Supervisors hereby concurs with the County Executive's May 10, 2001 recommendation that Milwaukee County not enter into a contract with the Wisconsin Department of Health and Family Services (DHFS) for the provision of various child welfare services in Milwaukee County for calendar year 2001 based upon information received from the State of Wisconsin indicating that it is unable to cover Milwaukee County's child welfare staff and administration costs in 2001; and

BE IT FURTHER RESOLVED, that the Department of Human Services is hereby authorized and directed to negotiate an exit strategy with DHFS and cooperate with the State to ensure a smooth transition from Milwaukee County to an alternative vendor(s) for the provision of child welfare services in Milwaukee County; and

BE IT FURTHER RESOLVED, that the Department of Human Services is hereby authorized and directed to continue negotiations with DHFS to resolve all financial issues pertaining to the 2000 child welfare contract and costs incurred by Milwaukee County

during 2001 and to report back to the County Board the results of those negotiations in June 2001; and

BE IT FURTHER RESOLVED, that the Department of Human Resources, Department of Labor Relations and all other appropriate County officials are hereby authorized and directed to take whatever steps are necessary to mitigate the impact to County employees resulting from the County's decision not to provide child welfare services in Milwaukee County.

Fiscal Note:

Adoption of this Resolution would mean that the County will not sign a contract with the State of Wisconsin in 2001 to provide various child welfare services and would authorize the Department of Human Services to negotiate a plan for the transition to alternative service providers. The amount of reimbursement to Milwaukee County from the State for child welfare costs incurred to date in 2001 and during the transition period would be determined through negotiation with the State, but it is assumed that Milwaukee County will be fully reimbursed for those costs. Also subject to further negotiation with the State is the amount of reimbursement that will be provided to cover the \$6 million deficit incurred by the County under the 2000 child welfare contract.

According to the Department of Audit, the total child welfare contract amount for 2000 was \$29,478,472. As a result, the County's decision to not enter into a contract for 2001 and subsequent years ultimately will result in an annual reduction in expenditures and offsetting revenue in the DHS budget of roughly that amount (not including the ultimate size of the 2000 child welfare deficit). It should be noted, however, that an undetermined amount of overhead, central service allocation, crosscharge, fringe benefit and space costs that have been assigned by the Department of Human Services to the Child Welfare Division and are currently paid for with State revenue likely would not disappear entirely and may have to be reallocated to other areas of the DHS budget. Further analysis will be necessary to determine the extent to which these costs can be reduced or eliminated. The precise fiscal impact of these costs in 2001 also will be dependent upon the date upon which the final transition to an alternative provider occurs.

It also should be noted that under Chapter 48.561 of the Wisconsin Statutes, Milwaukee County is obligated to

contribute \$58,893,500 to the provision of child welfare services in the County. This obligation would remain in place notwithstanding Milwaukee County's decision to discontinue its role as a provider of child welfare services. In the 2001 Adopted Budget, the County's obligation is provided through a \$20.1 million intercept of State Shared Revenue and a \$38.8 million intercept of Community Aids funding.

This fiscal note was prepared by the County Board Fiscal and Budget Analyst.

The foregoing report correctly states the action taken by the said committees at a meeting held May 10, 2001.

**LYNNE D. DE BRUIN and ROGER QUINDEL
Chairpersons**

The question was on adoption.

SEPARATE ACTION was requested on **Item 2**.

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

AYES—Aldrich, Arciszewski, Bailey, Borkowski, Davis, De Bruin, Holloway, Jasenski, Johnson, Krug, Launstein, Lutzka, Mayo, McGuigan, Podell, Quindel, Ryan, Schmitt, Weishan, White, Zielinski and the Chairman—22. **NOES**—0. **EXCUSED**—Cogg-Jones, Diliberti and Nyklewicz—3.

Supervisor Mayo **SUBMITTED the following Substitute Resolution to Item 2, File No. 01-30(a)(a):**

A SUBSTITUTE RESOLUTION

WHEREAS, a joint meeting of the Committees on Finance & Audit and Health and Human Needs was held on May 10, 2001 to review An Audit of the Department of Human Services Child Welfare Division Overspending of 2000 State Contract; and

WHEREAS, the audit contained recommendations to provide adequate program administration and fiscal monitoring to ensure the County's administrative and cost containment performance under the State/County contract; and

WHEREAS, the State Department of Health and Family Services' Office of Program Review and Audit (OPRA) forwarded

an audit review containing recommendations to enhance the county's ability to ensure that purchased services are efficiently provided and cost-effectively meeting the needs of children; and

WHEREAS, the Department of Human Services has already taken positive steps to implement all the recommendations outlined in the County and State Audits; and

WHEREAS, the State takeover of child welfare services in January, 1998 was in direct response to the American Civil Liberties Union lawsuit filed against the State of Wisconsin and Milwaukee County in 1993, on behalf of children who may be or have been abused and neglected and called for a complete overhaul of the county's child welfare system; and

WHEREAS, a recent study, released by the Children's Research Center in Madison, noted that the child welfare system under state administration "fails to meet minimal standards established by the U.S. Department of Health and Human Services," and as a result "the safety and well-being of children in out-of-home care in Milwaukee is being seriously jeopardized;" and

WHEREAS, given Milwaukee County's long history of providing child welfare services to the community who better knows the needs, problems, potentials and strengths of our community than the County's trained and experienced child welfare staff who have dedicated their professional careers to meeting the needs of abused and neglected children; and

WHEREAS, the recent revelations that Milwaukee foster children are being harmed in the care and custody of the State clearly highlights the need for Milwaukee County to maintain participation in the administration of and delivery of child welfare services in order to ensure that children will receive the best services from the most caring caseworkers; and

WHEREAS, a report from the State Department of Health and Family Services' (DHFS) Office of Program Review and Audit (OPRA) Regarding Milwaukee County Child Welfare entitled Milwaukee County Report on Purchase of Services noted, among other positive comments, the following: "Our discussions with case managers and supervisors indicated that they care a great deal about children and families in the cases they manage...Our reviews of case notes at the Provider Network level disclosed many instances where staff were conscientious in presenting a description of what they were doing for clients in a way that was illuminating to an outside observer. That is, the notes told a story of what was happening with the case...Our discussions with case managers and supervisors at the

sites was very open and frank and illustrated healthy differences of opinion over various approaches to obtaining treatment for children. The discussion indicated that there was no shortage of ideas about casework practice..."; now, therefore,

BE IT RESOLVED, that the County Board of Supervisors does hereby authorize and direct the Director, Department of Human Services (DHS), to continue contract negotiations with the Wisconsin Department of Health and Family Services (DHFS) in order to maintain Milwaukee County as the administrator of the provision of various child welfare services in Milwaukee County for calendar year 2001 and to prepare a state/county contract for review at the June 2001 meetings of the Committees on Finance and Audit and Health and Human Needs; and

BE IT FURTHER RESOLVED, that the Director, DHS, is directed to continue to adhere to the recommendations contained in the County and State Audits.

Fiscal Note:

Adoption of this resolution would mean that the County would continue to provide various child welfare services in Milwaukee County and the Department of Human Services would continue to negotiate a 2001 contract with the Wisconsin Department of Health and Family Services. Based upon the fiscal information contained in An Audit of the Department of Human Services Child Welfare Division Overspending of 2000 State contract, under the State's existing 2001 contract proposal, the estimated 2001 staff and administrative costs after abatements and other funding would be \$18,021,794 less the proposed 2001 staff and administrative funding (including incentives) figure of \$14,408,492 for an estimated staff/administration deficit for 2001 of \$3,613,302. It should be noted that this deficit amount could increase an additional \$463,330, depending on the amount of contract incentive payments that are not attained by Child Welfare under the current 2001 proposed contract for a possible deficit total of \$4,076,632.

Subject to further negotiation with the State is the amount of reimbursement that will be provided to cover \$6 million in overspending by the County under the 2000 child welfare contract. The DHFS has indicated that if Milwaukee County elects not to enter into a 2001 contract to provide child welfare services, the State is willing to cover the \$2.6 million overspending for staff and administration incurred

by DHS in 2000 and potentially some of the 2000 over-spending on services. The State has expressed a willingness to cover all actual costs incurred by the County during the first four-and-a-half months of 2001 and any subsequent actual costs incurred during a transition to a new provider, thereby eliminating the potential for a child welfare deficit in 2001. How much, if any, of these costs the State will be willing to cover if the County takes action to remain in the delivery of Child Welfare services is unknown at this time.

DIVISION OF THE QUESTION was requested on the committee recommendation.

SEPARATE ACTION was requested on the 2nd and 3rd BE IT FURTHER RESOLVED Clauses.

Supervisor Bailey moved lay over of Item 2.

Thereupon, the **motion to lay over** the BE IT RESOLVED Clause and the 1st BE IT FURTHER RESOLVED Clause **PREVAILED** by the following vote:

AYES—Borkowski, Davis, Holloway, Jasenski, Johnson, Launstein, Lutzka, Mayo, Podell, Schmitt, White and Zielinski—12.
NOES—Aldrich, Arciszewski, De Bruin, Diliberti, Krug, McGuigan, Quindel, Ryan, Weishan and the Chairman—10.
EXCUSED—Bailey, Coggs-Jones and Nyklewicz—3.

On a motion by Supervisor Diliberti, the Board **RECESSED** to 2:00 p.m. by a voice vote.

The Board **RECONVENED** at 2:02 p.m. this same day.

Supervisor Ordinans in the Chair.

PRESENT: Arciszewski, Bailey, Borkowski, Davis, De Bruin, Jasenski, Johnson, Krug, Launstein, Lutzka, Mayo, Quindel, Ryan, Schmitt, Wieshan, Zielinski and the Chairman—17. **ABSENT:** Aldrich, Diliberti, Holloway, McGuigan, Podell and White—6. **EXCUSED:** Coggs-Jones and Nyklewicz—2.

From the Joint Committees on Finance and Audit & Health and Human Needs (continued):

Thereupon, the **motion to lay over** the 3rd BE IT FURTHER RESOLVED Clause **FAILED TO PREVAIL** by the following vote:

AYES—Borkowski, Davis, Holloway and Mayo—4. **NOES**—Aldrich, Arciszewski, Bailey, De Bruin, Diliberti, Jasenski, Johnson, Krug, Launstein, Lutzka, McGuigan, Podell, Quindel, Ryan, Schmitt, Weishan, Zielsinski and the Chairman—18. **EXCUSED**—Coggs-Jones, Nyklewicz and White—3.

Thereupon, the **motion to lay over** the 4th BE IT FURTHER RESOLVED Clause **FAILED TO PREVAIL** by the following vote:

AYES—Borkowski, Launstein, Lutzka, Mayo and Zielinski—5. **NOES**—Aldrich, Arciszewski, Bailey, Davis, De Bruin, Diliberti, Holloway, Jasenski, Johnson, Krug, McGuigan, Podell, Quindel, Ryan, Schmitt, Weishan, White and the Chairman—18. **EXCUSED**—Coggs-Jones and Nyklewicz—2.

The Chair RULED that the Substitute Resolution previously submitted by Supervisor Mayo was no longer germane.

Thereupon, the **2nd BE IT FURTHER RESOLVED Clause WAS ADOPTED** by the following vote:

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

Supervisor Krug **SUBMITTED the following Amendment to the 3rd BE IT FURTHER RESOLVED Clause of File No. 01-30(a)(a)**:

Amend the third BE IT FURTHER RESOLVED Clause, as follows:

BE IT FURTHER RESOLVED, the Department of Human Resources, Department of Labor Relations and all other appropriate County officials are hereby authorized and directed to take whatever steps are necessary to mitigate the impact to County employees resulting from the County's possible decision not to provide child welfare services in Milwaukee County.

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

AYES—Aldrich, Arciszewski, Bailey, Borkowski, Davis, De Bruin, Diliberti, Holloway, Jasenski, Johnson, Krug, Launstein, Lutzka, McGuigan, Podell, Quindel, Ryan, Schmitt, Weishan, Zielinski and the Chairman—21. **NOES**—Mayo and White—2. **EXCUSED**—Coggs-Jones and Nyklewicz—2.

Thereupon, the 3rd **BE IT FURTHER RESOLVED** Clause of Item 2, as amended, **WAS ADOPTED** by the following vote:

AYES—Aldrich, Arciszewski, Bailey, Borkowski, Davis, De Bruin, Diliberti, Holloway, Jasenski, Johnson, Krug, McGuigan, Podell, Quindel, Ryan, Schmitt, Weishan, White, Zielinski and the Chairman—20. **NOES**—Launstein, Lutzka and Mayo—3. **EXCUSED**—Coggs-Jones and Nyklewicz—2.

By Supervisor Quindel, Chairperson:

From the Committee on Health and Human Needs, reporting on 9 Items.

File No. 01-274
(Journal, April 12, 2001)

(Item 1) From the County Executive, appointing Patrick Sullivan to the Milwaukee County Commission for Persons with Disabilities for a term expiring July 31, 2001. Mr. Sullivan is filling the unexpired term of Mr. William Drobac, who has resigned, by recommending confirmation of the said appointment.

File No. 01-349
(Journal, May 17, 2001)

(Item 2) From the Clerk of Circuit Court, requesting authorization to accept grant funds in the amount of \$171,171 for the period of March 15, 2001 through March 14, 2002, for the third year funding of the Milwaukee County Permanency Project, by recommending adoption of the following:

A RESOLUTION

WHEREAS, in March of 1999, the Clerk of Circuit Court received a three-year grant from the U.S. Department of Health and Human Services to implement a three-year program designed to move children in Milwaukee County to permanency faster; and

WHEREAS, the three-year project has three objectives: 1.) To facilitate collaboration between child welfare agencies and the

courts; 2.) To reduce the amount of time between initial agency involvement with a family and permanency for children; and 3.) To provide CHIPS/TPR mediation to expedite the resolution of cases; and

WHEREAS, the third year grant will provide \$171,171 to continue the contract with the Coordinator, provide training services for attorneys and Bureau of Milwaukee Child Welfare staff, to fund one full time and one half time assistant district attorney and funding for mediations ordered by the courts; now therefore,

BE IT RESOLVED, that the Milwaukee County Board of Supervisors hereby authorizes and requests that the Clerk of Circuit Court accept grant funds in the amount of \$171,171 for the purpose of continuing the Milwaukee County Permanency Project for the third year, March 15, 2001 through March 14, 2002; and

BE IT FURTHER RESOLVED, that the Department of Administration is authorized to process the necessary fund transfer.

Fiscal Note:

This program does require in-kind matching funds but will not require any expenditure increase. If approved, upon receipt of the grant, DOA will process any necessary fund transfers.

File No. 01-341
(Journal, May 17, 2001)

(Item 3) From the Clerk of Circuit Court requesting authorization to enter into a contract with the Wisconsin Department of Health and Family Services in the amount of \$312,086 for the period of May 15, 2001 through December 31, 2001 to conduct permanency plan reviews for all Milwaukee County children in out-of-home care, by recommending adoption of the following:

A RESOLUTION

WHEREAS, the County has begun calendaring permanency plan reviews for cases that meet the requirements set forth in sec. 48.38(2) when the dispositional order for CHIPS extensions expires on or after Monday, February 26, 2001; now, therefore,

BE IT RESOLVED, that the Milwaukee County Board of Supervisors hereby authorizes and requests that the Clerk of Circuit Courts enter into a contract with the Wisconsin Department of Health and

Family Services in the amount of \$312,086 for the period of May 15, 2001 through December 31, 2001 to conduct permanency plan reviews for all Milwaukee County children in out-of-home care. The State will fund the seven (7) County positions needed to staff the case processing of the permanency plan reviews at Children's Court in Milwaukee County. These seven positions consist of (1) one full-time Court Commissioner, (1) one half-time Court Commissioner, three Clerk Data Entry 3s, one-full time and one half-time Deputy Court Clerk/Judicial Assistant; and

BE IT FURTHER RESOLVED, that the State will also fund the furniture and equipment costs needed for the permanency plan review waiting area, clerical area, two chambers and two hearing rooms.

Fiscal Note:

Approval of this will have no tax levy effect, as the State will fully fund all related expenditures.

File No. 01-306
(Journal, May 17, 2001)

(Item 4) From Director, Office for Persons with Disabilities, requesting authorization to expend \$300 from the Trust Fund to support the Rally For Services in Madison and sponsored by United Cerebral Palsy (UCP), by recommending adoption of the following:

A RESOLUTION

WHEREAS, the Milwaukee County Commission for Persons with Disabilities (Commission) has been established by Chapter 73 of the General Ordinances of Milwaukee County to promote independence in handicapped and disabled persons; and

WHEREAS, the Commission is empowered by s. 73.09 (2) to "advise the county board of the needs of handicapped and disabled persons within the county and the status of existing services designed to meet those needs, and shall recommend any new programs and services required to meet such needs;" and

WHEREAS, the Commission has been authorized to establish a Trust Fund account by action of the Milwaukee County Board of Supervisors (File #83-156); and

WHEREAS, the funds placed into this trust account are to be used for the purposes which the Commission determines will meet their objectives; and

WHEREAS, no funds in this account are to be expended unless and until prior approval is given by the Commission; and

WHEREAS, the Commission's Executive Committee, acting on behalf of the full Commission, voted unanimously on April 13, 2001 to support the Rally For Services at a level of \$300; and

WHEREAS, the Rally For Services is designed to raise the awareness of the Governor and the Legislature regarding the long waiting lists for services for older adults and people with disabilities; and

WHEREAS, the funds utilized for the \$300 sponsorship are to come from the Commission's Expendable Trust Fund; 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 allocate \$300 from the trust fund of the Commission for Persons with Disabilities to be expended for the Rally For Services for the purpose stated above.

Fiscal Note:

There will be no tax levy effect of this action. Funds to accomplish this are private funds from the trust fund of the Milwaukee County Commission for Persons with Disabilities.

File No. 01-136(a)(a)
(Journal, May 17, 2001)

(Item 5) 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 adoption of the following:

A RESOLUTION

WHEREAS, the 2001 Adopted Budget for the Division of County Health Programs included continued funding for the Milwaukee County Sports Authority which services as a 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 Sports 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 County Board of Supervisors in May, 2000 for review and which were subsequently approved by 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 general disbursement of funds to organizations; and

WHEREAS, the Sports Authority Board met in January 2001 to review proposals and the recommendations of the staff regarding funding requests; and

WHEREAS, funding requests had been received from the following:

Bayview Area Redcats, Inc.	\$15,000
Developing Young Athletes	\$ 5,000
Fellowship of Christian Athletes	\$ 5,000
Golden Shoes Wrestling Camp	\$15,000
Golf Foundations, Inc.	\$ 5,000
Journey House, Inc.	\$ 8,000
Junior Cougar Wrestling Club	\$ 8,000
Layton Park Youth Sports Program	\$ 9,410
Southside Bell/Audubon Middle School Wrestling	\$ 5,000
Engleburg School	\$ 5,000
Girl Scouts of Milwaukee Area	\$15,000
Neighborhood House of Milwaukee	\$ 9,475
Northwest Little League-Milwaukee	\$ 3,000
Silver Spring Neighborhood Center's Girl Basketball	\$ 4,828
United Sports Club, Inc.	\$15,000
YMCA-North Central Branch	\$ 9,960
YMCA-John C. Cudahy Branch	\$ 5,000
Youth Leadership and Fitness	\$ 8,000
Wisconsin Shooters	\$ 4,200
Wisconsin Wolfpack Girls Basketball Team	\$ 8,000

; and

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

BE IT RESOLVED, that the Milwaukee County Board of Supervisors hereby approves and authorizes the Director of County Health Related Programs to distribute Sports Authority funding to the following organizations:

Bayview Area Redcats, Inc.	\$10,000
Girl Scouts of Milwaukee Area	\$ 5,000
Golden Shoes Wrestling Camp	\$ 7,500
Layton Park Youth Sports Program	\$ 5,500
Southside Bell/Audubon Middle School Wrestling	\$ 2,500
Engleburg School	\$ 2,500
Neighborhood House of Milwaukee	\$ 6,000
Northwest Little League-Milwaukee	\$ 3,000
Silver Spring Neighborhood Center's Girl Basketball	\$ 2,000
United Sports Club, Inc.	\$ 7,000
YMCA-North Central Branch	\$ 4,500
YMCA-John C. Cudahy Branch	\$ 2,500

Fiscal Note:

The Adopted Budget for 2001 included \$200,000 for the Milwaukee County Sports Authority. There will be no additional tax levy impact to the County from this action.

File No. 01-34(a)(b)
(Journal, December 21, 2001)

(Item 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 21, 2000, the Milwaukee County Board of Supervisors authorized the Director, Department on Aging, to enter into contracts and contract extensions for programs and services during 2001 [File No. 01-34(a)(a)]; and

WHEREAS, within File No. 01-34(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, 2001 through December 31, 2001; and

WHEREAS, the Department on Aging has identified \$13,570 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 (also known as Medicare Part C); and

WHEREAS, the Medicare+Choice grant period ends September 27, 2001, 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 hereby authorizes and directs the Director, Department on Aging, to increase by \$13,570, from \$333,231 to \$346,801, the 2001 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 2001 federal and state grants.

File No. 01-340
(Journal, May 17, 2001)

(Item 7) From the Director, Department of Human Services, requesting authorization to apply for and accept funding from the Substance Abuse and Mental Health Services Administration for a Targeted Capacity Expansion Grant for Diversion of People with co-occurring disorders from the Criminal Justice System in the amount of \$400,000 per year for three years, 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 or Federal grant programs be approved by the standing committees and by the County Board of Supervisors; and

WHEREAS, the Mental Health Division, in collaboration with the District Attorney's office, the Public Defender's office, the

Sheriff's Department, and the Circuit Courts, is requesting approval to apply for, and accept, if awarded, funding from the Federal Office of Substance Abuse and Mental Health Services Administration (SAMHSA), to create a diversion program for persons with mental illness or mental illness/substance abuse diagnoses who are at risk of being incarcerated; and

WHEREAS, the intent of the grant program is to develop service capacity for persons with priority mental health needs; and

WHEREAS, in the 2001 budget process, the County Board recognized the needs of persons with mental illness in the criminal justice system; now, therefore,

BE IT RESOLVED, that the Milwaukee County Board of Supervisors hereby authorizes and directs the Director of the Department of Human Services, through his designee, the Mental Health Division Administrator, to apply for and to accept these funds in the amount of \$400,000 from SAMHSA.

Fiscal Note:

The total amount of the grant award would be \$1.2 million over three years. These funds would be available in Federal Fiscal Year 2001 and would be used to create a diversion program for persons with mental illness or mental illness/substance abuse who are at risk of being incarcerated. This grant does not require in-kind contribution and the \$100,000 allocated in the Adopted 2001 Budget was budgeted for a pilot program to provide intensive case management to a small group of persons with mental illness who are frequently housed in the jail.

There will be a time commitment of existing staff to plan, implement, and evaluate the program. No new county funds are requested for this grant initiative.

File No. 01-339
(Journal, May 17, 2001)

(Item 8) From the Director, Department of Human Services, requesting authorization to submit two grant proposals to the Department of Housing and Urban Development: A Supportive Housing Program Proposal in the amount of \$1,248,101 and a Shelter Plus Care Program Proposal in the amount of \$1,798,464, by recommending adoption of the following:

A RESOLUTION

WHEREAS, the Federal Department of Housing and Urban Development has again made available Supported Housing Program (SHP) and Shelter Plus Care funds to assist communities in developing and implementing "Continuum of Care Strategies to Prevent and Reduce Homelessness"; and

WHEREAS, the Milwaukee County Mental Health Division was initially awarded a three year SHP grant in 1995 and was subsequently awarded a renewal grant in 1998 to provide Safe Haven supportive housing services to homeless persons having a serious and persistent mental illness; and

WHEREAS, the Mental Health Division was also awarded a five year Shelter Plus Care grant in 1995 and which was subsequently extended until January, 2002; and

WHEREAS, HUD Supportive Housing and Shelter Plus care Program funds are available for renewal applications such as Milwaukee County's; now, therefore,

BE IT RESOLVED, that the Milwaukee County Board of Supervisors hereby authorizes and directs the Mental Health Division to submit both a Supportive Housing Program and Shelter Plus Care grant application to the Federal Department of Housing and Urban Development by May 25, 2001; and

BE IT FURTHER RESOLVED, that the Mental Health Division is authorized to accept grant funds if awarded and process all necessary fund transfers; and

BE IT FURTHER RESOLVED, that the Milwaukee County Housing and Community Development Division, which administers SHP and Shelter Plus Care grant funds for the Mental Health Division, is authorized to negotiate and enter into contracts with Safe Haven housing and service providers as well as any other contracts necessary to implement the programs pursuant to the grant proposal.

Fiscal Note:

Approval of this resolution will not result in any tax levy increase as full program continuation is dependent upon receipt of grant funds.

File No. 01-338
(Journal, May 17, 2001)

(Item 9) From the Director, Department of Human Services,

requesting authorization to submit and to accept two AODA grants to the Center of Substance Abuse Treatment (CSAT) titled "Targeted Capacity Expansion" in the amount of \$500,000 per grant to be administered by the United Community Center and Meta House, by recommending adoption of the following:

A RESOLUTION

WHEREAS, the Department of Health and Human Services Substance Abuse and Mental Health Services Administration (Center for Substance Abuse Treatment (CSAT) has announced funding available to expand substance abuse treatment capacity in targeted areas of need; and

WHEREAS, the Milwaukee County Department of Human Services Adult Services Division (MCDHS/ASD) currently provides alcohol and substance abuse services to individuals in Milwaukee County; and

WHEREAS, the Department can identify areas of unmet service need and service expansion in the alcohol and substance abuse area in response to the CSAT application; and

WHEREAS, United Community Center (UCC) and Meta House have expertise in providing treatment services and are committed to a partnership with Milwaukee County Department of Human Services Adult Services Division in the development and delivery of AODA services in this community; now therefore,

BE IT RESOLVED, that the Milwaukee County Board of Supervisors hereby authorizes and directs the Director of the Department of Human Services or his designee to submit two applications to the Center for Substance Abuse Treatment and accept the funds if awarded. The applications will be sub-contracted with United Community Center and Meta House to provide new and expanded AODA services in Milwaukee County.

Fiscal Note:

Adoption of this resolution may result in an increase of CY 2002 expenditures of up to \$1 million and an increase in revenues of the same amount for no tax levy effect.

The foregoing report correctly states the action taken by the said committee at a meeting held May 9, 2001.

ROGER QUINDEL
Chairperson

The question was on adoption.

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

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

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

Supervisor Quindel **SUBMITTED** the following **Amendment to Item 3, File No. 01-341**:

In the **BE IT RESOLVED** Clause, delete \$312,086 and insert \$320,748.

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

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

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

On a motion by Supervisor Holloway, **Item 9 WAS LAID OVER UNTIL LATER IN THE MEETING**.

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

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

By the Committee on Judiciary, Safety and General Services - 2 Items.

File No. 01-326

(Item 1) WHEREAS, Milwaukee County and its Sheriff are

parties to the litigation entitled Pagan v. Baldwin, et al. Circuit Court Case No. OOCV007851; and

WHEREAS, the suit centers upon a claim by Hector Pagan, Deputy Sheriff I, that he was discriminated in consideration for assignments within the Sheriff's Department due to his national origin; and

WHEREAS, this suit challenged the historic prerogatives under Wisconsin law of a Sheriff to assign personnel by using the vehicle of a federal civil rights claim; and

WHEREAS, Pagan had sought injunctive relief in addition to damages for the alleged breach of his civil rights. As part of a resolution of his claim, Pagan utilized a procedure under civil service rules and was transferred into a new classification (from Deputy Sheriff I Bilingual-Spanish to Deputy Sheriff I); and

WHEREAS, under the settlement the suit will be dismissed. Pagan will receive no monetary reward. (Subsequent to his classification transfer he was reassigned within the Sheriff's Department) There is no admission of liability by any defendant. If approved, the County would pay certain of the plaintiff's legal fees, in the amount of \$8,548.68 to Attorney Peter Earle; and

WHEREAS, the parties have negotiated a resolution to the litigation which:

- A. the defendants preserve their denials of wrongdoing;
- B. the suit is dismissed on the merits;
- C. the defendants preserve their rights as to classifications and directing the workforce; and
- D. the defendants will only pay plaintiff's legal counsel a set amount for all services connected to this case.

; and

WHEREAS, the Committee on Judiciary, Safety and General Services at its meeting on May 3, 2001, recommended ratification of this settlement agreement; now, therefore

BE IT RESOLVED, that the Corporation Counsel is authorized and directed to execute the documents necessary to effect the resolution to this suit, including dismissal of the pending lawsuit and the full settlement of the claim; and

BE IT FURTHER RESOLVED, that the Law Offices of Peter

Earle be paid the sum of \$8,548.68, in full and final resolution of attorney fees connected with this case.

Fiscal Note:

Approval of this resolution will result in the payment of \$8,548.68 from an account to be determined by the Department of Administration.

File No. 01-327

(Item 2) WHEREAS, on February 21, 1997, at approximately 6:44 p.m., in the northbound lane of North Green Bay Road at or near its intersection with Glendale Avenue, in the City and County of Milwaukee, County highway plow truck driver Terry Wilson rear-ended the vehicle then and there operated by Bricena Belle while she was stopped at the stop sign controlling traffic at this intersection; and

WHEREAS, as a result of the collision, Bricena Belle suffered injury to her low back. She underwent active treatment with the Sinai Sports Medicine Institute and later with Dr. Rosen and then with Dr. Wichman; and

WHEREAS, Bricena Belle did not make a claim for wage loss; and

WHEREAS, the Committee on Judiciary, Safety and General Services, at its meeting of May 3, 2001, approved the recommendation of Corporation Counsel (Vote 6-0); now, therefore,

BE IT RESOLVED, that Milwaukee County pay Bricena Belle the sum of \$6,000.00 settlement of the claims of Bricena Belle, including ancillary subrogation claims, and a dismissal of the pending lawsuit, and in further exchange for which, other plaintiffs Marty Belle, Marc G. Belle and Martie Camille Belle have also agreed to dismiss their claims and lawsuits with prejudice.

Fiscal Note:

Approval of this Resolution will result in a charge being applied to Milwaukee County's deductible with Wisconsin County Mutual Insurance Corporation in the amount of \$6,000.00.

The foregoing resolutions correctly state the action taken by the said committee at a meeting held May 3, 2001.

DAVID JASENSKI
Chairperson

Supervisor Jasenski **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 on adoption.

Thereupon, **the foregoing resolutions WERE ADOPTED** by the following vote:

AYES—Aldrich, Arciszewski, Borkowski, Davis, De Bruin, Diliberti, Holloway, Jasenski, Johnson, Krug, Launstein, Lutzka, Mayo, McGuigan, Podell, Quindel, Ryan, Schmitt, Weishan, White, Zielinski and the Chairman—22. **NOES**—0. **EXCUSED**—Bailey, Cogg-Jones and Nyklewicz—3.

By Supervisor Jasenski, Chairman:

From the Committee on Judiciary, Safety and General Services, reporting on 5 Items.

File No. 01-289
(Journal, May 17, 2001)

(Item 1) From Director, Child Support Enforcement, requesting authorization to execute W-2 contracts with Employment Solutions, Maximus, Opportunities Industrialization Center of Greater Milwaukee, Inc. (OIC), United Migrant Opportunity Services, Inc. (UMOS) and YW Works, by recommending adoption of the following:

A RESOLUTION

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

WHEREAS, the Director of Child Support Enforcement has recommended that his 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 \$425 per 12 month period per participant for each participant enrolled in the Children First program; and

WHEREAS, the term of the contract shall be from January 1, 2001 through December 31, 2001; and

WHEREAS, the five agencies with whom the department will contract include Employment Solutions (which operates two W-2 sites), Maximus, Opportunities Industrialization Center of Greater Milwaukee, Inc. (OIC), UMOS (United Migrant Opportunity Services, Inc.) and YW Works; and

WHEREAS, the Judiciary, Safety and General Services Committee at its meeting on May 3, 2001, recommended approval of the contracts; now, therefore

BE IT RESOLVED, that the County Board of Supervisors does hereby authorize the Director, Child Support Enforcement Division, to enter into contracts with Employment Solutions, Maximus, Opportunities Industrialization Center of Greater Milwaukee, Inc. (OIC), UMOS (United Migrant Opportunity Services, Inc.) and YW Works 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, 2001 through December 31, 2001 under terms and conditions as contained in the purchase of service contracts herein made a part of this file.

Fiscal Note:

Adoption of this resolution will not require an expenditure of funds. Under terms of the contract, the vendors will reimburse the County \$20,000 per site toward the cost of each child support case manager. The vendors will in turn be compensated for the services performed pursuant to the Children First Program as described in the purchase of service agreement, which provides that the vendor will be

entitled to a maximum payment of \$425 per participant for the 12 month period following the date of initial enrollment in the Children First Program.

File No. 99-289(a)(b)
(Journal, May 17, 2001)

(Item 2) From the Chief Judge requesting authority to accept grant funds from the State of Wisconsin, Office of Justice Assistance, for funding for the Pro Se and Interpreter Initiative through December 31, 2001, by recommending adoption of the following:

A RESOLUTION

WHEREAS, the State of Wisconsin Office of Justice Assistance had provided grant funding for the Pro Se and Interpreter Initiative in Milwaukee County; and

WHEREAS, grant funding to cover the cost of one position of Pro Se Coordinator and one position of Interpreter Coordinator was scheduled to terminate on June 30, 2001; and

WHEREAS, the Chief Judge has been notified by the State that funding for the grant will be extended through December 31, 2001; and

WHEREAS, the Chief Judge has therefore requested permission to accept the additional grant funds in order to allow the positions to continue through the end of the year; and

WHEREAS, the Judiciary, Safety and General Services Committee at its meeting on May 3, 2001, recommended approval of the request; now, therefore

BE IT RESOLVED, that the County Board of Supervisors does hereby authorize the Chief Judge to accept additional grant funding from the State of Wisconsin Office of Justice Assistance for the Pro Se Interpreter Initiative through December 31, 2001.

Fiscal Note:

Adoption of this resolution will not require an expenditure of funds. The additional grant funding is expected to total approximately \$70,000.

File No. 01-298
(Journal, May 17, 2001)

(Item 3) Resolution by Supervisors McGuigan and Jasenski

opposing the proposed \$3.2 million reduction in funding for the State Public Defender's Office as recommended in the Governor's 2001-2003 State Budget, by recommending adoption of the said resolution as appearing in the Journal of Proceedings of May 17, 2001.

File No. 00-54(a)(c)
(Journal, December 21, 2000)

(Item 4) From the Corporation Counsel, requesting authority to extend the contract with special counsel in the West Allis storm water matter in an amount not to exceed an additional \$30,000, 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 lawfirm 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, the City of West Allis has now once again attempted to appeal an interlocutory order of the trial court necessitating further responses and legal work by outside counsel; and

WHEREAS, a complaint is to be filed with the Public Service Commission in order to fully protect Milwaukee County's rights relative to any storm water charges that the City of West Allis tries to impose; and

WHEREAS, outside counsel has been extremely successful in negotiating a comprehensive storm water fee agreement with the City of Wauwatosa; and

WHEREAS, unless an agreement can ultimately be reached with the City of West Allis, the lawsuit will continue and will necessitate the appropriation of further fees; and

WHEREAS, the Committee on Judiciary, Safety and General Services, at its meeting of May 3, 2001, approved the recommendation of Corporation Counsel (Vote 6-0); now, therefore,

BE IT RESOLVED, that the contractual expenditure authority is

extended by \$30,000, bringing the total not-to-exceed amount to \$240,000 since the inception of the litigation.

Fiscal Note:

This resolution authorizes the Corporation Counsel to increase contractual expenditure authority for the payment of legal fees to the lawfirm of Reinhart, Boerner, Van Deuren, Norris & Rieselbach, S.C. for services related to the County's West Allis storm water lawsuit and services related to negotiating storm water agreements with other municipalities by an additional \$30,000, bringing the total not-to-exceed figure to \$240,000. Sufficient funds are available in the legal fees general account in the Corporation Counsel 2001 budget. As a result, there is no additional tax levy impact associated with this action. This fiscal note was prepared by the Corporation Counsel.

File No. 01-325

(Journal, May 17, 2001)

(Item 5) From the Corporation Counsel, requesting approval of a Storm Water Management Fee Adjustment License Agreement between the County of Milwaukee and the City of Wauwatosa, by recommending adoption of the following:

A RESOLUTION

WHEREAS, the Corporation Counsel with the assistance of outside counsel has negotiated a Storm Water Management Fee Adjustment License Agreement with the City of Wauwatosa (copy attached); and

WHEREAS, the agreement is for a term of 40 years and renewable for additional periods of 40 years as long as the land which is described in the agreement is made available for storm water management at the end of the preceding term; and

WHEREAS, it applies to all lands under the jurisdiction of the Parks Department and the Department of Public Works in the City of Wauwatosa with the exception of the south east quadrant of the institution grounds; and

WHEREAS, the County will not have to pay any storm water fees for the lands included; and

WHEREAS, the parties have agreed to discuss the issues

surrounding the medical complex at the County grounds relative to storm water runoff; and

WHEREAS, this agreement has been approved by the Director of Parks, Recreation and Culture and the Director of the Department of Public Works, and it is recommended by the Corporation Counsel and special counsel; and

WHEREAS, the Committee on Judiciary, Safety and General Services, at its meeting of May 3, 2001, approved the recommendation of Corporation Counsel (Vote 6-0); and

WHEREAS, the Committee on Economic and Community Development, at its meeting of May 7, 2001, also approved the said recommendation (Vote 6-0); and

WHEREAS, the Committee on Parks, Energy and Environment, at its meeting of May 8, 2001, also approved the said recommendation (Vote 6-0); now, therefore,

BE IT RESOLVED, that the County Executive is hereby authorized and directed to execute said agreement.

Fiscal Note:

Insofar as the County will not be billed for any user fees relative to storm water, the agreement results in a tax levy savings for Milwaukee County. This fiscal note was prepared by the Corporation Counsel.

The foregoing report correctly states the action taken by the said committee at a meeting held May 3, 2001.

DAVID JASENSKI
Chairperson

The question was on adoption.

SEPARATE ACTION was requested on **Items 1, 3 and 4.**

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

AYES—Aldrich, Arciszewski, Borkowski, Davis, De Bruin, Diliberti, Holloway, Jasenski, Krug, Launstein, Lutzka, Mayo, McGuigan, Podell, Quindel, Ryan, Schmitt, Weishan, White, Zielinski and the Chairman—21. **NOES**—Johnson—1. **EXCUSED**—Bailey, Coggs-Jones and Nyklewicz—3.

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

AYES—Aldrich, Arciszewski, De Bruin, Diliberti, HJasenski, Krug, Launstein, McGuigan, Podell, Quindel, Ryan, Schmitt, Weishan, Zielinski and the Chairman—16. **NOES**—Borkowski, Davis, Johnson, Lutzka, Mayo and White—6. **EXCUSED**—Bailey, Coggs-Jones and Nyklewicz—3.

On a motion by Supervisor Krug, **Item 3 WAS LAID OVER UNTIL LATER IN THE MEETING.**

Later, the Chairman **DECLARED Item 3 MOOT** due to the adoption of Item 1 from the Committee on Intergovernmental Relations.

Supervisor Jasenski **SUBMITTED the following Amendment to Item 5, File No. 00-54(a)(c):**

Modify the BE IT RESOLVED Clause as follows:

BE IT RESOLVED, that the contractual expenditure authority is extended by \$30,000, effective April 20, 2001, bringing the total not-to-exceed amount to \$250,000 since the inception of the litigation.

By unanimous consent of the Board, Mr. Robert G. Ott, Corporation Counsel, answered questiones from Board members.

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

Thereupon, **Item 5, as amended, WAS ADOPTED** by the following vote:

AYES—Aldrich, Arciszewski, Bailey, Borkowski, Davis, De Bruin, Diliberti, Holloway, Jasenski, Johnson, Krug, Launstein, Mayo, McGuigan, Podell, Quindel, Ryan, Schmitt, Weishan, White, Zielinski and the Chairman—22. **NOES**—0. **EXCUSED**—Coggs-Jones, Lutzka and Nyklewicz—3.

By Supervisor Aldrich, Chairperson:

From the Committee on Parks, Energy and Environment reporting on 15 Items.

File No. 01-174(a)(a)
(Journal, May 17, 2001)

(Item 1) From Director of Public Works and the Milwaukee County Public Art Committee, recommending adoption of the revised Milwaukee County Public Art Program policies and procedures, by recommending adoption of the following:

A RESOLUTION

WHEREAS, the County Board at its meeting on March 15, 2001, adopted File No. 01-174 directing the Public Art Committee to review its policies and procedures; and

WHEREAS, the resolution further directed the Public Art Committee to, at a minimum, consider the following potential revisions:

1. A clarification of the Committee's intent in regard to the selection of integrated versus non-integrated public art projects;
2. A process to provide for greater public input prior to the Committee's selection of any artist's proposal for funding under the Public Art Program, including an open meeting for members of the community and the County Board to review and comment upon the different proposals for public art that have been submitted for a particular capital improvement project;
3. A mechanism for defining public art projects that have "landmark" status and requirements for enhanced public and County Board input for such projects;

; and

WHEREAS, in response to the adopted resolution, the Public Art Committee has submitted recommendations for revisions to the policies and procedures for the Public Art Program; and

WHEREAS, the revisions are included in a report to the County Board dated April 25, 2001, are highlighted in bold face type and have been placed in this file, File 01-174(a)(a); and

WHEREAS, the Transportation, Public Works and Transit Committee, on May 2, 2001, by a vote 6-0 approved the revised policies and procedures, with an amendment to the last sentence, in Bullet No. 2, under "DEFINITIONS - 'Public Art' or 'Art in Public Places'" as follows: "Additionally, a significantly higher amount of funding is or may be required in order to integrate work"; and

WHEREAS, the Parks, Energy and Environment Committee, on May 8, 2001, concurred in the recommendation of the Transportation, Public Works and Transit Committee by a vote of 7-0; now, therefore,

BE IT RESOLVED, that the County Board of Supervisors does hereby adopt revised policies and procedures for the Public Art Program as recommended by the Public Art Committee in a report to the County Board dated April 25, 2001, with amendments by the Committees on Transportation, Public Works and Transit and Parks, Energy and Environment; and

BE IT FURTHER RESOLVED, that the said revised policies and procedures, as amended, governing the Public Art Program, are herein incorporated by reference into this resolution and are made a part of this file.

Fiscal Note:

Adoption of this resolution will not require an expenditure of funds.

File No. 01-309
(Journal, May 17, 2001)

(Item 2) From the Director, Department of Parks, Recreation and Culture, requesting approval of conceptual Master Plans for the Redevelopment of Juneau Park and Cathedral Square in Downtown Milwaukee and requesting authorization to work with the Herzfeld Foundation to prepare and review required documents and perform actions to facilitate the proposed developments within these parks, by recommending adoption of the following:

A RESOLUTION

WHEREAS, in 2000 representatives of The Richard and Ethel Herzfeld Foundation (Foundation) approached the Parks Department about the possibility of implementing aesthetic and functional improvements to Juneau Park and Cathedral Square; and

WHEREAS, the Foundation has retained the design services of

LDR International to evaluate these parks and prepare conceptual ideas and potential redevelopment options; and

WHEREAS, the Foundation and its consultants have subsequently presented these preliminary redevelopment concepts to Parks Department staff, the County Executive and to Supervisor Aldrich, who represents this area; and

WHEREAS, the plans suggest a simple approach to improving the functionality and appearance of the parks without significantly changing their character or their natural resources; and

WHEREAS, the specific types of improvements suggested by the Foundation are consistent with the long-range recreational goals and policies of the Parks Department; and

WHEREAS, the Foundation has offered to participate in further discussion and development of plans and strategies to implement the redevelopment of these two parks; and

WHEREAS, subject to approval in concept of these plans by the County Board and County Executive, the Foundation is willing to pay for further design development, facilitate consensus building and participate in the fund raising required to implement these plans; and

WHEREAS, the Parks Department and appropriate County staff will work together with the Foundation, local businesses, residents and community leaders to develop further plans, phasing strategies and estimates and to explore methods for funding these improvements; and

WHEREAS, this groundwork will provide the basis for completing detailed designs of the proposed improvements; and

WHEREAS, the Parks Committee voted 7-0 to recommend approval of the request of the Director of the Department of Parks, Recreation and Culture; now, therefore,

BE IT RESOLVED, that the County Board of Supervisors and the County Executive approve in concept the proposed redevelopment plans for Juneau Park and Cathedral Square; and

BE IT FURTHER RESOLVED, that the Parks Department and appropriate County staff are hereby authorized to work with the Herzfeld Foundation to prepare and review any required documents and to perform actions to facilitate the proposed developments within these parks; and

BE IT FURTHER RESOLVED, that the Parks Director and appropriate County staff work with the Herzfeld Foundation, The Milwaukee Park Foundation, local businesses, residents, community leaders and other interested groups to further develop detailed plans, construction documents and budgets for the proposed improvements; and

BE IT FURTHER RESOLVED, that these entities are hereby authorized to pursue various funding alternatives and cooperative efforts to facilitate the construction of the proposed improvements; and

BE IT FURTHER RESOLVED, that the Parks Director is hereby directed to return to the County Board with proposals, plans, potential funding sources and/or agreements and related documents for review, approval and required authorizations prior to their final execution.

Fiscal Note:

The adoption of this resolution will not require an appropriation of funds. Staff time will be required to work towards the further development of these parks. This fiscal note was prepared by the staff of the Department of Parks, Recreation and Culture.

File No. 01-311
(Journal, May 17, 2001)

(Item 3) From the Director, Department of Parks, Recreation and Culture, submitting and requesting approval of a Development Agreement between Milwaukee County and the Friends of Boerner Botanical Gardens for the construction of the Education and Visitors Center at Boerner Botanical Gardens, by recommending adoption of the following:

A RESOLUTION

WHEREAS, the County and the Friends of Boerner Botanical Gardens ("Friends") have undertaken the construction of a new and exciting Education and Visitors Center at Boerner Botanical Gardens in Whitnall Park; and

WHEREAS, the County provided \$3,000,000 for this purpose in the 2001 capital improvement budget and the Friends have pledged \$7,000,000 for this purpose; and

WHEREAS, planning and design work has progressed to the

point that construction bids need to be sent out and awarded to enable construction to begin in 2001; and

WHEREAS, the Director of Parks, Recreation and Culture has prepared a report dated April 27, 2001 to the County Board and that report summarizes a proposed Development Agreement between the County and the Friends and also includes the proposed Development Agreement; and

WHEREAS, the Development Agreement lays out the duties and responsibilities of the County and the Friends during construction and said Development Agreement should be approved and executed before construction bids are awarded; and

WHEREAS, the Friends have reviewed the proposed Development Agreement and concur with it; and

WHEREAS, on May 8, 2001 the Committee on Parks, Energy and Environment voted 7-0 to recommend approval of the recommendation of the Director of the Department of Parks, Recreation and Culture for approval of and authorization for execution of the Development Agreement; now, therefore

BE IT RESOLVED, that the following Development Agreement is hereby approved between the County and the Friends to deal with construction and funding of the Education and Visitors Center at Boerner Botanical Gardens:

DEVELOPMENT AGREEMENT BETWEEN MILWAUKEE COUNTY AND THE FRIENDS OF BOERNER BOTANICAL GARDENS FOR THE CONSTRUCTION OF THE EDUCATION AND VISITORS CENTER AT BOERNER BOTANICAL GARDENS

WHEREAS, the Friends of Boerner Botanical Gardens ("Friends") have undertaken a capital improvement fund raising program and have pledged to raise \$7,000,000 for planning, construction and furnishing of the new Education and Visitors Center ("Center") at Boerner Botanical Gardens; and

WHEREAS, the 2001 Adopted Capital Improvement Budget ("Budget") for Milwaukee County ("County") includes a sum of \$3,000,000 for the balance of funding for the Center which is a total of \$10,000,000 between the Friends and the County; and

WHEREAS, the Friends and the County (together the "Parties") have previously approved an updated Memorandum of Understanding ("MOU") (County Board File No. 99-490, adopted

September 9, 1999) and prepared preliminary business plans for their respective roles in operating the new Center; and

WHEREAS, planning and design work is now at the point that construction bids must be let to enable construction work to begin on the project and the Parties have previously agreed that a Development Agreement ("Agreement") should be developed and approved by the Parties prior to construction bids being let and actual construction beginning; and

WHEREAS, in order to avoid any confusion during construction and ensure that both the Friends and the County have clear expectations of each other's responsibilities and to formalize and memorialize those responsibilities, the Friends and the County agree that an Agreement is both needed and required for the planning, construction and furnishing of the Center; now, therefore

BE IT RESOLVED, that in consideration of mutual promises and covenants, the Friends and the County (together, the "Parties") agree to the terms and conditions of administration of the project, funding of the project and other details which are stated below and that these herein stated terms and conditions will constitute the Agreement:

1. The Parties agree that the Friends will donate a sum of Seven Million Dollars (\$7,000,000) to the County for planning, design, construction management, construction and furnishing of the Center. The Parties agree that the County will provide a sum of Three Million Dollars (\$3,000,000) as its share of the project. The Parties agree that the total of the Parties' commitment constitutes their total financial obligation in regard to this project except as otherwise provided in this Agreement or as further Amended by mutual agreement of the Parties. Any such further Amendment must be in writing to have force.
2. The Parties recognize that the original project cost estimate may exceed \$10,000,000 due to inflation, actual bids received and possibly factors not known when the original cost estimate was prepared and the good faith commitment was made by the Parties. The Parties agree that such factors should not increase the project cost by more than \$1,400,000. The Parties agree that all reasonable efforts should be made to keep the Partners' total cost at \$10,000,000. However the Partners' cost shall not exceed \$11,400,000. In the event that the Partners' cost should appear to exceed \$11,400,000, the Partners agree that they

will work diligently to reduce that cost and will not require either Partner to fund any additional amount whatsoever. In the event that an amount in excess of \$10,000,000 but less than \$11,400,001 shall be needed for the project from the Partners, such additional amount shall be split seventy percent (70%) Friends and thirty percent (30%) County. In the event of such additional cost, neither Party shall be required to provide the funding until 2002. However, the Friends will provide a plan to the County's Funding Review Team (the "Team") for review. The County for its part agrees to include its share, if needed, in the 2002 County Budget. This is consistent with the Parties original percentage commitment to the project.

3. The Parties agree that a Team will be created to review the Friends' ability to fund its share of the Center. It is clarified that, although there is no reason to believe that the Friends will not be able provide their commitment, this up front process is desired by both Parties to assure the County that the project will be fully funded. The Team shall consist of up to one member each from the County Executive's Office, the County Board, the Department of Audit and the Department of Administration. In addition, the County Controller is specifically appointed to the Team. The Parks Department shall provide assistance to the Team as requested but shall not be a part of the Team. The Team will have the ability to review all records, funding sources and other matters that relate to the Friends ability to provide funding as needed for the project. The Parties agree to rely on the recommendation of the Team regarding the bank accounts, cash on hand, validity of pledges, and other matters related to the commitment of the Friends. The Team will consult with the Friends on any and all matters of concern. Once the Team determines that the Friends resources will enable funds to be disbursed to the County as needed for the Center as described elsewhere in this Agreement, the Parties agree that the project may proceed. Four of the five Team Members must be in agreement for the project to proceed. No further County or Friends action will be required. However, the Team will provide a statement to the Friends, the County Executive and the Chairman of the County Board stating that the Team has done its review and concluded that the funding is or will be available when needed. The Team agrees to keep any specific donor information confidential when so required by the Friends. To this end, the Friends agree to show the Team the actual donor records, other records and supporting

documentation. However, after examination when so requested by the Friends, the Team will return any records to the Friends without copying actual names or identifying factors, or retaining actual names or identifying factors of the donors. The Friends will prominently mark any documents where confidentiality of the donor is requested or required.

4. As an alternative to the Team review stated in Item Number 3 above, the Friends may present an irrevocable Letter of Credit, or other similar financial vehicle, from a bona fide financial institution to demonstrate the Friends ability to meet its financial commitment to the project. If this alternative is selected, the County Controller will review the financial vehicle and (if satisfactory) approve such financial vehicle as verification of the Friends' ability to meet their financial commitment to the project.
5. The Parties agree that once the funding provisions of the Friends have been verified as provided in either Item Number 3 or Item Number 4 above, that this Agreement shall become irrevocably binding on the Parties and construction bids will be awarded by the County in the normal manner utilizing applicable County procedures. Upon execution of this Agreement, the County shall begin the process to solicit construction bids for the project but such bids will not be awarded until the funding provisions of the Friends have been verified as provided in either Item Number 3 or Item Number 4 above.
6. The Parties agree that the County shall own, operate and maintain the Center, except as otherwise provided in this Agreement or as provided in other agreements that are now or may in the future be in force between the Parties or as otherwise provided under applicable law.
7. The Parties agree that the County shall contract for all construction and related purchases and shall monitor and manage such construction and shall pay the various contractors. The Parties further agree that the County will abide by all applicable County purchasing rules and regulations except as otherwise provided in this Agreement, in other agreements of force or by prior mutual written agreement. However, the County may accept donations of materials and/or services obtained by the Friends where those items are a part of the construction plans, are up to specifications, can be integrated into the project without

disruption and carry no conditions and/or contingencies. The value of any such services and/or materials accepted by the County shall be deducted from the Friends cash commitment to the project to the extent that the said value shall not exceed what the County would have to pay if such items were purchased on the open market at the lowest possible price. The value of any such donation(s) shall be agreed to in writing by the Parties in advance of acceptance by the County of the donation. The Director of the Department of Public Works shall be authorized to accept such donations and determine the value of such donations.

8. The Parties agree that the County will be responsible for obtaining the necessary permits, compliance with applicable building codes and municipal regulations, and other rules and regulations that govern this project. However, the Friends agree that they will cooperate with the County in these matters if so requested by the County.
9. The County agrees to act in good faith and in the spirit of partnership during construction to keep the Friends involved in the construction process, including notifying the Friends of any need to make changes to address compliance issues, having regular meetings with the Friends to discuss construction progress. More specifically, the County agrees to keep the Friends informed of construction progress, including any significant change in construction plans or the construction timetable. The Parties agree that they will consult with each other on all matters of concern regarding construction (including discussion of bids and contractor selection [although the Parties acknowledge that the formal bid process is a County requirement], discussion of alternatives, interior choices and resolution of problems). The Parties agree that the informal Construction Planning Group (the "Group") that has been working together on the planning and design of the Center will continue to meet on a regular basis and also at the call (within two working days) of either the Friends or the County to discuss any items of concern regarding the construction. The Group will be the primary mechanism for accomplishing the cooperation called for in this section. The Group will continue to meet and remain in existence until completion of the project.
10. The County shall continue to utilize the interest bearing Boerner Trust Fund (which was authorized by County Board File No. 99-48, adopted January 21, 1999) to deposit funds from the Friends and shall hold those funds in the Boerner

from the Friends and shall hold those funds in the Boerner Trust Fund until such time as expenditures are actually made at which time the County will journal voucher funds from the Boerner Trust Fund to the appropriate revenue account in the Capital Improvement Budget. Whenever funds in the Boerner Trust Fund drop below \$500,000, the Friends will upon notification and request by the County transfer additional funds into the Boerner Trust Fund to keep the Boerner Trust Fund at \$500,000 or more, until such time as the Friends commitment to the project is achieved. The Friends agree to transfer such funds within 10 working days notice, or as otherwise agreed between the Friends and County Controller (to recognize extenuating circumstances such as certificates of deposit not being readily available without penalty). Interest earned in the Boerner Trust Fund shall continue to count toward the Friends commitment to the project.

11. At the end of the project, after all bills have been paid, any surplus remaining from the Friends' contribution and the County match will revert back to the respective parties in the same manner that the payment was made (which is to say split between the Friends 70% and the County 30%). The Friends acknowledge and agree that prior to repayment of any surplus funds by the County to the Friends that all costs shall have been tabulated by the County and the project shall have been closed out in the normal County process.
12. The commitment of the County is strictly limited to Three Million Four Hundred Twenty Thousand Dollars (\$3,420,000.00) in either bonds, tax levy or other funds.
13. The commitment of the Friends is strictly limited to Seven Million Nine Hundred Eighty Thousand Dollars (\$7,980,000.00). The County acknowledges and agrees that payments to date to the County as well as the interest earned by the County on funds held in the Boerner Trust Fund (such interest calculation being done in the normal County manner) shall be applied to the commitment of the Friends as provided in this Agreement.
14. The Friends will match the County in incremental payments as bills become due and payable, matching the County on a seventy percent (70%)/thirty percent (30%) split for payment [Example: when a Ten Thousand Dollar (\$10,000.00) bill is paid by the County, the Friends will pay

the County Seven Thousand Dollars (\$7,000.00) and the County will provide Three Thousand Dollars (\$3,000.00)]. The Friends' portion shall be transferred out of the Boerner Trust Fund as needed.

15. The County agrees that if a Letter of Credit is provided the County by the Friends as the alternate method of verification of funding as provided in Item Number 4 above, then the amount of the Letter of Credit can be reduced by the actual amount of payments made by the Friends to the County for this project throughout the life of this Agreement. This provision is optional for the Friends and is not required. That is, the Friends do not have to reduce the Letter of Credit based on each payment, but may do so if the Friends so choose.
16. The Friends assume no construction liability and agree that the County is the sole manager of this project, not withstanding the provisions of cooperation as provided elsewhere in this Agreement.
17. The Parties agree that the construction on the project will most likely begin in 2001 and be completed in 2003. However, the Parties acknowledge that this timeframe is strictly a goal and that circumstances beyond the County's reasonable control may result in a different timetable.
18. Notices. Whenever in this Agreement it shall be required or permitted that notice be given by any party hereto to the other, such notice shall be given by certified or registered mail, and any notice so sent shall be deemed to have been given on the date that the same is deposited in the United States mail, postage prepaid. Notices shall be addressed to County at Milwaukee County Department of Parks, Recreation and Culture, 9480 Watertown Plank Road, Wauwatosa, Wisconsin 53226, Attn: Director (with a copy to Corporation Counsel, Room 303, Milwaukee County Courthouse, 901 North Ninth Street, Milwaukee, Wisconsin 53233), and to the Friends of Boerner Botanical Gardens at

Attn: _____, or at such other address as either party may from time to time specify in writing in lieu thereof. It is further agreed that each party hereto will promptly furnish to the other party hereto a copy of any notice it may receive from any third person which may affect the rights of any party hereunder. However, it is

agreed between the Parties that the Notices that are required in Item Number 3 above will not be required to be certified or registered mail. Regular United States Mail, postage prepaid will suffice for Item Number 10 of this Agreement. Upon mutual agreement by the Parties, verbal or other written notification can be substituted for notices under Item Number 10.

- 19. The Parties agree that the total cost of the project shall be strictly limited to the sum of Eleven Million Four Hundred Thousand Dollars (\$11,400,000.00), but that the goal shall be to limit the total cost to the original Ten Million Dollars (\$10,000,000.00).
- 20. This Agreement constitutes the entire agreement and understanding between the Friends and the County and may only be modified by mutual written agreement between the Parties by duly authorized Agents of the Parties.
- 21. General Provisions. (i) Benefit. This Agreement and all of the covenants and conditions herein contained shall be binding upon and inure to the benefit of the parties hereto and their respective successors and assigns; (ii) Provisions Severable. If any provision of the Agreement shall be held or declared to be invalid, illegal or unenforceable under any law applicable thereto, such provision shall be deemed deleted from the Agreement without impairing or prejudicing the validity, legality and enforceability of the remaining provisions hereof; (iii) Governing Law. The laws of the State of Wisconsin shall govern this Agreement; (iv) Records and Audits. The Friends shall allow the County, the Milwaukee County Department of Audit, or any other party the County may name, when and as they demand, to audit, examine and make copies of excerpts or transcripts from any records or other information directly relating to matters under this Agreement.

WHEREFORE, authorized representatives of the Parties to this Agreement affix their signatures, being duly authorized to do so.

MILWAUKEE COUNTY

Witnessed

F. Thomas Ament,
County Executive

Date: _____

Date: _____

FRIENDS OF BOERNER BOTANICAL GARDENS

_____(Title)

Date: _____ Date: _____

Reviewed by Corporation Counsel

By: _____ Date: _____

Reviewed by Risk Management

By: _____ Date: _____

; and

BE IT FURTHER RESOLVED, that Corporation Counsel and Risk Management are authorized to make any necessary technical changes as necessary; and

BE IT FURTHER RESOLVED, that the Development Agreement shall become effective upon execution by the County and the Friends.

Fiscal Note:

Funds are provided in the 2001 County Budget for this purpose. In the event that actual costs exceed the original \$10,000,000 estimate, the additional cost shall be split between the County and the Friends on a 30% County, 70% Friends basis, with the total project not to exceed \$11,400,000 and the County share not to exceed \$3,420,000. If additional funds are needed from the County, the funds will need to be included in the 2002 County Budget as provided in the Development Agreement.

File No. 01-310(a)
(Journal, May 17, 2001)

(Item 4a) From the Director, Department of Parks, Recreation and Culture, requesting authorization to establish the following four projects as Parks Enhancement Fund projects: removal of four vacant houses along the Milwaukee River Parkway; construction of 380

picnic tables for three park regions; funding for the Park People to control invasive plant species; parts and labor for playground equipment repairs, by recommending adoption of the following:

A RESOLUTION

WHEREAS, the 1997 adopted Milwaukee County Budget created the Parks Enhancement Fund ("Fund"), which is to be used to receive revenue from the sales of surplus parkland. This permanent capital fund is dedicated to park enhancements and the purchase of parkland; and

WHEREAS, projects are subject to the review and approval of the County Board of Supervisors and the County Executive; and

WHEREAS, in 1997, a total of \$2,254,500 was available from the sale of parkland to the Northwestern Mutual Life Insurance Company and the sale of a remnant parcel at 322 West Ryan Road; and

WHEREAS, at that time twenty three (23) projects were approved by the County Board and the County Executive for the Fund. In addition, work on goose control was approved as a project; and

WHEREAS, all these projects have been completed or have been encumbered, with the exception of the Washington Park water main replacement, which is included as part of the Washington Park Master Plan Development; and

WHEREAS, additional revenue has been added to the fund from the sale of the following parcels of parkland:

1. 1308 North Prospect Avenue	\$120,000
2. The rear of 700 West Lexington	\$35,000
3. North of 5131 North 24th Street	\$500
4. A portion of the former North Shore R.O.W.	\$2,800
5. 5.344 acres of the former North Shore R.O.W.	<u>\$30,000</u>
Total	\$188,300

The remaining balance in the Fund is \$180,120; and

WHEREAS, the Parks Department has identified the following four (4) projects to be funded from this account at a cost of \$172,500:

1. The removal of four (4) vacant houses along the Milwaukee River Parkway (File #00-664)* \$45,000

2. The construction of 380 picnic tables @ \$125 each to be divided between the three park regions \$47,500
3. Funding in the form of a grant to the Park People for the control of invasive species \$30,000
4. Parts and labor for playground equipment repairs \$50,000

; and

WHEREAS, the removal of the four (4) vacant houses was approved by the County Board on November 6, 2000, with a provision that the Parks Department identify a source of funding other than the Fund (County Board File No. 00-664); and

WHEREAS, the Parks Department has investigated other funding sources, including the possibility of burning of the structures, and found that only two structures can be burned and the cost would be greater than razing, due to different DNR and EPA guidelines. There is also an issue of timing in scheduling the fire department's training class; and

WHEREAS, no other sources of funding, other than the Enhancement Fund account, were identified and the Parks Department recommends that the Parks Enhancement account should be utilized for this work; and

WHEREAS, the area along the Milwaukee River Parkway will be improved aesthetically and made available to the public, and the boarded-up houses will be removed, in accordance with the SEWRPC Planning Report #132: A Park and Open Space Plan for Milwaukee County. The area will be relandscaped and seeded; and

WHEREAS, at the Committee on Parks, Energy and Environment Committee meeting on May 8, 2001, division of the question was requested relative to each of the four projects; and the votes on approval of those projects were as follows:

- 1) removal of four vacant houses along the Milwaukee River Parkway - Vote 7-0;
- 2) construction of 380 picnic tables for three park regions - Vote 6-1;
- 3) funding for the Park People to control invasive plant species, with an amendment to add a provision that the funding in the form of a grant to the Park People for the control of invasive

plant species is a one-time grant from the Park Enhancement Fund - Vote 5-2 on the amendment and Vote 6-1 on the recommendation for approval, as amended;

- 4) provision of parts and labor for playground equipment repairs - Vote 4-3; and

WHEREAS, upon the advice of the corporation counsel, due to the division of the question relative to each of the projects, the recommendation for approval for each of the projects is to be submitted for approval to the County Board of Supervisors in a separate resolution; now, therefore

BE IT RESOLVED, that the County Board of Supervisors does hereby approve the creation of the following project through the Fund: The removal of four (4) vacant houses along the Milwaukee River Parkway (File #00-664)-\$45,000.

Fiscal Note:

This project would expend \$45,000 of the \$180,120 balance in the Parks Enhancement Account (WP449). An appropriation transfer is being submitted to establish the project in the normal manner. Information for this fiscal note was provided by the Department of Parks, Recreation and Culture staff.

File No. 01-310(b)
(Journal, May 17, 2001)

(Item 4b) From the Director, Department of Parks, Recreation and Culture, requesting authorization to establish the following four projects as Parks Enhancement Fund projects: removal of four vacant houses along the Milwaukee River Parkway; construction of 380 picnic tables for three park regions; funding for the Park People to control invasive plant species; parts and labor for playground equipment repairs, by recommending adoption of the following:

A RESOLUTION

WHEREAS, the 1997 adopted Milwaukee County Budget created the Parks Enhancement Fund ("Fund"), which is to be used to receive revenue from the sales of surplus parkland. This permanent capital fund is dedicated to park enhancements and the purchase of parkland; and

WHEREAS, projects are subject to the review and approval of the County Board of Supervisors and the County Executive; and

WHEREAS, in 1997, a total of \$2,254,500 was available from the sale of parkland to the Northwestern Mutual Life Insurance Company and the sale of a remnant parcel at 322 West Ryan Road; and

WHEREAS, at that time twenty three (23) projects were approved by the County Board and the County Executive for the Fund. In addition, work on goose control was approved as a project; and

WHEREAS, all these projects have been completed or have been encumbered, with the exception of the Washington Park water main replacement, which is included as part of the Washington Park Master Plan Development; and

WHEREAS, additional revenue has been added to the fund from the sale of the following parcels of parkland:

1. 1308 North Prospect Avenue	\$120,000
2. The rear of 700 West Lexington	\$35,000
3. North of 5131 North 24th Street	\$500
4. A portion of the former North Shore R.O.W.	\$2,800
5. 5.344 acres of the former North Shore R.O.W.	<u>\$30,000</u>
Total	\$188,300

The remaining balance in the Fund is \$180,120; and

WHEREAS, the Parks Department has identified the following four (4) projects to be funded from this account at a cost of \$172,500:

1. The removal of four (4) vacant houses along the Milwaukee River Parkway (File #00-664)* \$45,000
2. The construction of 380 picnic tables @ \$125 each to be divided between the three park regions \$47,500
3. Funding in the form of a grant to the Park People for the control of invasive species \$30,000
4. Parts and labor for playground equipment repairs \$50,000

; and

WHEREAS, the provision of additional funds for picnic tables will provide County-wide benefits to the public; and

WHEREAS, at the Committee on Parks, Energy and Environment Committee meeting on May 8, 2001, division of the question was requested relative to each of the four projects; and the votes on approval of those projects were as follows:

- 1) removal of four vacant houses along the Milwaukee River Parkway - Vote 7-0;
- 2) construction of 380 picnic tables for three park regions - Vote 6-1;
- 3) funding for the Park People to control invasive plant species, with an amendment to add a provision that the funding in the form of a grant to the Park People for the control of invasive plant species is a one-time grant from the Park Enhancement Fund - Vote 5-2 on the amendment and Vote 6-1 on the recommendation for approval, as amended;
- 4) provision of parts and labor for playground equipment repairs - Vote 4-3; and

and

WHEREAS, upon the advice of the corporation counsel, due to the division of the question relative to each of the projects, the recommendation for approval for each of the projects is to be submitted for approval to the County Board of Supervisors in a separate resolution; now, therefore

BE IT RESOLVED, that the County Board of Supervisors does hereby approve the creation of the following project through the Fund: The construction of 380 picnic tables @ \$125 each, to be divided between the three park regions-\$47,500.

Fiscal Note:

This project would expend \$47,500 of the \$180,120 balance in the Parks Enhancement Account (WP449). An appropriation transfer is being submitted to establish the project in the normal manner. Information for this fiscal note was provided by the Department of Parks, Recreation and Culture staff.

File No. 01-310(c)
(Journal, May 17, 2001)

(Item 4c) From the Director, Department of Parks, Recreation and Culture, requesting authorization to establish the following four projects as Parks Enhancement Fund projects: removal of four vacant houses along the Milwaukee River Parkway; construction of

380 picnic tables for three park regions; funding for the Park People to control invasive plant species; parts and labor for playground equipment repairs, by recommending adoption of the following:

A RESOLUTION

WHEREAS, the 1997 adopted Milwaukee County Budget created the Parks Enhancement Fund ("Fund"), which is to be used to receive revenue from the sales of surplus parkland. This permanent capital fund is dedicated to park enhancements and the purchase of parkland; and

WHEREAS, projects are subject to the review and approval of the County Board of Supervisors and the County Executive; and

WHEREAS, in 1997, a total of \$2,254,500 was available from the sale of parkland to the Northwestern Mutual Life Insurance Company and the sale of a remnant parcel at 322 West Ryan Road; and

WHEREAS, at that time twenty-three (23) projects were approved by the County Board and the County Executive for the Fund. In addition, work on goose control was approved as a project; and

WHEREAS, all these projects have been completed or have been encumbered, with the exception of the Washington Park water main replacement, which is included as part of the Washington Park Master Plan Development; and

WHEREAS, additional revenue has been added to the fund from the sale of the following parcels of parkland:

1. 1308 North Prospect Avenue	\$120,000
2. The rear of 700 West Lexington	\$35,000
3. North of 5131 North 24th Street	\$500
4. A portion of the former North Shore R.O.W.	\$2,800
5. 5.344 acres of the former North Shore R.O.W.	<u>\$30,000</u>
Total	\$188,300

The remaining balance in the Fund is \$180,120; and

WHEREAS, the Parks Department has identified the following four (4) projects to be funded from this account at a cost of \$172,500:

1. The removal of four (4) vacant houses along the Milwaukee River Parkway (File #00-664)* \$45,000

2. The construction of 380 picnic tables @ \$125 each to be divided between the three park regions \$47,500
3. Funding in the form of a grant to the Park People for the control of invasive species \$30,000
4. Parts and labor for playground equipment repairs \$50,000

; and

WHEREAS, the provision of funds for the recommended grant to the Park People for control of invasive plant species will provide County-wide benefits to the public; and

WHEREAS, at the Committee on Parks, Energy and Environment meeting on May 8, 2001, division of the question was requested relative to each of the four projects; and the votes on approval of those projects were as follows:

- 1) removal of four vacant houses along the Milwaukee River Parkway - Vote 7-0;
- 2) construction of 380 picnic tables for three park regions - Vote 6-1;
- 3) funding for the Park People to control invasive plant species, with an amendment to add a provision that the funding in the form of a grant to the Park People for the control of invasive plant species is a one-time grant from the Park Enhancement Fund - Vote 5-2 on the amendment and Vote 6-1 on the recommendation for approval, as amended;
- 4) provision of parts and labor for playground equipment repairs - Vote 4-3; and

WHEREAS, upon the advice of the corporation counsel, due to the division of the question relative to each of the projects, the recommendation for approval for each of the projects is to be submitted for approval to the County Board of Supervisors in a separate resolution; now, therefore

BE IT RESOLVED, that the County Board of Supervisors does hereby approve the creation of the following project through the Fund: Funding in the form of a grant to the Park People for the control of invasive plant species-\$30,000; and

BE IT FURTHER RESOLVED, that the funding in the form of a

grant to the Park People for the control of invasive plant species is a one-time grant from the Park Enhancement Fund; and

BE IT FURTHER RESOLVED, that the Parks Department is authorized to pay the Park People the sum of \$30,000 through a grant, with the stipulation that the funds be used as intended and that any funds not used directly for this purpose will be returned to the County.

Fiscal Note:

This project would expend \$30,000 of the \$180,120 balance in the Parks Enhancement Account (WP449). An appropriation transfer is being submitted to establish the project in the normal manner. Information for this fiscal note was provided by the Department of Parks, Recreation and Culture staff.

File No. 01-310(d)
(Journal, May 17, 2001)

(Item 4d) From the Director, Department of Parks, Recreation and Culture, requesting authorization to establish the following four projects as Parks Enhancement Fund projects: removal of four vacant houses along the Milwaukee River Parkway; construction of 380 picnic tables for three park regions; funding for the Park People to control invasive plant species; parts and labor for playground equipment repairs, by recommending adoption of the following:

A RESOLUTION

WHEREAS, the 1997 adopted Milwaukee County Budget created the Parks Enhancement Fund ("Fund"), which is to be used to receive revenue from the sales of surplus parkland. This permanent capital fund is dedicated to park enhancements and the purchase of parkland; and

WHEREAS, projects are subject to the review and approval of the County Board of Supervisors and the County Executive; and

WHEREAS, in 1997, a total of \$2,254,500 was available from the sale of parkland to the Northwestern Mutual Life Insurance Company and the sale of a remnant parcel at 322 West Ryan Road; and

WHEREAS, at that time twenty-three (23) projects were approved by the County Board and the County Executive for the

Fund. In addition, work on goose control was approved as a project; and

WHEREAS, all these projects have been completed or have been encumbered, with the exception of the Washington Park water main replacement, which is included as part of the Washington Park Master Plan Development; and

WHEREAS, additional revenue has been added to the fund from the sale of the following parcels of parkland:

1. 1308 North Prospect Avenue	\$120,000
2. The rear of 700 West Lexington	\$35,000
3. North of 5131 North 24th Street	\$500
4. A portion of the former North Shore R.O.W.	\$2,800
5. 5.344 acres of the former North Shore R.O.W.	<u>\$30,000</u>
Total	\$188,300

The remaining balance in the Fund is \$180,120; and

WHEREAS, the Parks Department has identified the following four (4) projects to be funded from this account at a cost of \$172,500:

1. The removal of four (4) vacant houses along the Milwaukee River Parkway (File #00-664)*	\$45,000
2. The construction of 380 picnic tables @ \$125 each to be divided between the three park regions	\$47,500
3. Funding in the form of a grant to the Park People for the control of invasive species	\$30,000
4. Parts and labor for playground equipment repairs	<u>\$50,000</u>

; and

WHEREAS, the provision of additional funds for playground maintenance will provide County-wide benefits to the public; and

WHEREAS, at the Committee on Parks, Energy and Environment meeting on May 8, 2001, division of the question was requested relative to each of the four projects; and the votes on approval of those projects were as follows:

- 1) removal of four vacant houses along the Milwaukee River Parkway - Vote 7-0;

- 2) construction of 380 picnic tables for three park regions - Vote 6-1;
- 3) funding for the Park People to control invasive plant species, with an amendment to add a provision that the funding in the form of a grant to the Park People for the control of invasive plant species is a one-time grant from the Park Enhancement Fund - Vote 5-2 on the amendment and Vote 6-1 on the recommendation for approval, as amended;
- 4) provision of parts and labor for playground equipment repairs - Vote 4-3; and

WHEREAS, upon the advice of the corporation counsel, due to the division of the question relative to each of the projects, the recommendation for approval for each of the projects is to be submitted for approval to the County Board of Supervisors in a separate resolution; now, therefore

BE IT RESOLVED, that the County Board of Supervisors does hereby approve the creation of the following project through the Fund: Parts and labor for playground equipment repairs-\$50,000.

Fiscal Note:

This project would expend \$50,000 of the \$180,120 balance in the Parks Enhancement Account (WP449). An appropriation transfer is being submitted to establish the project in the normal manner. Information for this fiscal note was provided by the Department of Parks, Recreation and Culture staff.

File No. 01-307
(Journal, May 17, 2001)

(Item 5) From the Director, Department of Parks, Recreation and Culture, requesting authorization to accept a grant from the State of Wisconsin for design and construction of a safe pedestrian crossing for the Oak Leaf Trail Extension-North Shore Trail Development - to cross Highway 100, by recommending adoption of the following:

A RESOLUTION

WHEREAS, in 1998 (\$181,000), 1999 (\$228,700) and 2000 (\$971,650), the Parks Department Adopted Budget appropriated \$1,381,350 to fund Phase 1 and 2 to complete the conversion of the former North Shore Railway to a portion of the Oak Leaf Trail System; and

WHEREAS, the former railway right of way is approximately 5 miles in length and runs from just north of Drexel Avenue to County Line Road. The ten-foot wide trail would be constructed within the old right of way or easements in the City of Oak Creek and would be used for multipurpose recreation; and

WHEREAS, the original conceptual plans for the North Shore Oak Leaf Trail segment called for the trail to use the existing operating Chicago Northwestern Railroad right of way going under Highway 100 or to provide an at-grade crossing at the intersection of Pennsylvania Avenue and Ryan Road; and

WHEREAS, the Capital Improvement Budget appropriated approximately \$125,000 for the crossing at the Highway 100 right of way; and

WHEREAS, the State of Wisconsin worked with the Parks Department to determine the most feasible and safe crossing of the future six lanes of Highway 100. In 2000, after evaluating the potential Oak Leaf Trail crossing, the Department of Transportation applied for and received a grant to construct a pedestrian-safe option, using a box culvert under the Highway 100 right of way; and

WHEREAS, the funding is through the State Transportation Enhancement Program. The program will fund 80% of the estimated \$546,000 cost of the crossing. Highway 100 in Oak Creek is expected to be rebuilt in 2006; and

WHEREAS, adequate funding is available in Parks Department Account #WP458 to cover the County's portion of expenses related to this project; and

WHEREAS, the Director of the Department of Parks, Recreation and Culture has requested authorization to accept the said grant from the State of Wisconsin for design and construction of a safe pedestrian crossing for the Oak Leaf Trail Extension-North Shore Trail Development - to cross Highway 100; and

WHEREAS, the Committee on Parks, Energy and Environment voted 7-0 on May 8, 2001 to recommend that the said request be approved; now, therefore

BE IT RESOLVED, that the Director of the Department of Parks, Recreation and Culture is hereby authorized to accept the grant from the State of Wisconsin and to execute documents as required.

Fiscal Note:

The adoption of this resolution will not require additional expenditures.

File No. 01-308
(Journal, May 17, 2001)

(Item 6) From the Director, Department of Parks, Recreation and Culture, relative to seeking a State of Wisconsin Stewardship Program grant for approximately 5.71 acres of land on South 92nd Street, adjacent to the Root River Parkway in the Village of Greendale (former Parkway Stables site); also requesting authorization to negotiate regarding acquisition of this land and to pursue various funding alternatives, by recommending adoption of the following:

A RESOLUTION

WHEREAS, on March 13, 2001, the Parks Director received correspondence from Mr. Thomas A. Pope containing an offer to sell 5.71 acres of land to the Parks Department for \$650,000; and

WHEREAS, on April 16, 2001, the Parks Director received additional correspondence from Mr. Pope which further described the two parcels and offered to sell parcel #2 alone for \$285,000; and

WHEREAS, he also offered to provide the County with a "first right of refusal" for the purchase of parcel one; and

WHEREAS, the land offered for sale is located at 6450 and 6500 S. 92nd Street in the Village of Greendale, and was formerly the site of the Parkway Stables; and

WHEREAS, the Southeastern Regional Planning Commission's Community Assistance Planning Report #132, "A Park and Open Space Plan for Milwaukee County" specifically identifies the land for acquisition by Milwaukee County; and

WHEREAS, in addition to consolidating ownership within the Root River Parkway, the land would be used for resource preservation and other parkway purposes; and

WHEREAS, the Director of the Department of Parks, Recreation and Culture has requested authorization to seek a State of Wisconsin Stewardship Program grant for the approximately 5.71 acres of land on South 92nd Street, adjacent to the Root River Parkway in the

Village of Greendale (former Parkway Stables site); and she has also requested authorization to negotiate regarding acquisition of this land and to pursue various funding alternatives; and

WHEREAS, the Committee on Parks, Energy and Environment voted 7-0 on May 8, 2001 to recommend approval of the said request; now, therefore,

BE IT RESOLVED, that the Parks Director is hereby authorized to apply for a Stewardship Program grant for the acquisition of approximately 5.71 acres of land located at 6450 and 6500 S. 92nd Street in the Village of Greendale; and

BE IT FURTHER RESOLVED, that the Parks Department and appropriate County staff are authorized to negotiate offers to purchase and/or rights of first refusal, to pursue various funding alternatives and to prepare, review and execute any required appraisals and documents and to perform other actions to facilitate the possible acquisition of these properties; and

BE IT FURTHER RESOLVED, that the Parks Director will return to the County Board with proposals, plans, and/or agreements and related documents for review, approval and required authorizations prior to their final execution; and

BE IT FURTHER RESOLVED, that if the Parks Department's grant request is approved by the State Department of Natural Resources (DNR), the Parks Director will return to the Board seeking authorization to accept the Stewardship Program funding assistance and to process all pertinent documentation. The source of the County's required 50% match or other acquisition funds will be identified at that time.

Fiscal Note:

Stewardship Program grants are awarded on a 50/50 state/local cost-share basis. Land acquisition projects must proceed in accordance with land acquisition and appraisal procedures as defined in Wisconsin State Statutes as well as other related state and federal requirements. The DNR will not provide cost-share monies beyond the fair market value established through that process. If Milwaukee County is awarded the grant, it is unknown at this time as to what the County's actual share would be. This fiscal note is based upon information provided by the Department of Parks, Recreation and Culture staff.

File No. 01-356
(Journal, May 17, 2001)

(Item 7) From the Director of the Department of Parks, Recreation and Culture, requesting authorization to submit a Federal CMAQ grant application for the redevelopment of a portion of the Oak Leaf Trail through Estabrook Park, by recommending adoption of the following:

A RESOLUTION

WHEREAS, in their 2000 asphalt condition assessments, the Milwaukee County Department of Public Works gave the Estabrook Park segment of the County's Oak Leaf Trail a rating of 30, the lowest system-wide; and

WHEREAS, the trail in Estabrook Park was constructed approximately twenty-five years ago and is showing significant signs of deterioration; and

WHEREAS, the Parks Department is proposing to apply for a Federal Congestion Mitigation and Air Quality Improvement Program (CMAQ) grant to eliminate cracks, potholes, and crumbling edges on the trail. In addition, several improvements will be made to bring the trail into conformance with current design standards; and

WHEREAS, the proposed project also includes the construction of 4,350 feet of new trail in the abandoned railroad corridor that runs adjacent to the eastern boundary of the park, between Congress Street and Hampton Avenue; and

WHEREAS, the Federal CMAQ Program is administered by the Wisconsin Department of Transportation and provides funding for transportation-related programs and projects aimed at improving air quality and reducing congestion in the state's air quality non-attainment areas; and

WHEREAS, funds are awarded on a 80/20 Federal/Local cost-share basis; and

WHEREAS, if the Parks Department were to receive this grant, up to \$810,000 of the estimated total project cost of \$1,012,500 would be funded by the Federal government. Milwaukee County would be responsible for the balance, or at least \$202,500; and

WHEREAS, the County's share would be included in a future Parks Department Capital Improvement Budget request; and

WHEREAS, the Director of the Department of Parks, Recreation and Culture, has requested authorization to submit the Federal CMAQ grant application for the redevelopment of a portion of the Oak Leaf Trail through Estabrook Park, as stated above; and

WHEREAS, the Committee on Parks, Energy and Environment voted 7-0 on May 8, 2001 to recommend that the said request be approved; now, therefore

BE IT RESOLVED, that the Parks Director is hereby authorized to apply for a Federal CMAQ grant for the redevelopment of the trails in Estabrook Park; and

BE IT FURTHER RESOLVED, that if the grant application is approved, the Parks Director will re-appear before the County Board with a request for authorization to accept the award and to sign documentation pertaining to its administration.

Fiscal Note:

Federal CMAQ Program Funds are awarded on a 80/20 Federal/Local cost-share basis. If the Parks Department were to receive this grant, up to \$810,000 of the estimated total project cost of \$1,012,500 would be funded by the Federal government. Milwaukee County would be responsible for the balance, or at least \$202,500. The County's share would be included in a future Parks Department Capital Improvement Budget request. Information for this fiscal note was provided by the Department of Parks, Recreation and Culture staff.

File No. 01-357
(Journal, May 17, 2001)

(Item 8) From the Director of the Department of Parks, Recreation and Culture, requesting authorization to submit a grant application for a Federal CMAQ grant for the replacement of the Brady Street Pedestrian Bridge over Lincoln Memorial Drive and to accept the grant funding and process documentation, should the grant be approved, by recommending adoption of the following:

A RESOLUTION

WHEREAS, the Milwaukee County Lakefront is a major recreation destination; and

WHEREAS, the Brady Street pedestrian bridge facilitates access to the Lakefront by persons traveling north or south along the

Milwaukee County Oak Leaf Bike Trail, and by those persons moving in an east-west orientation in the vicinity of Brady Street; and

WHEREAS, recent evidence indicates that significant deterioration of the 50 year-old structure has taken place; and

WHEREAS, the Parks Department is proposing to replace the pedestrian bridge with funding assistance provided through the Federal Congestion Mitigation and Air Quality Improvement Program (CMAQ); and

WHEREAS, the CMAQ Program is administered by the Wisconsin Department of Transportation and provides funding for transportation-related programs and projects aimed at improving air quality and reducing congestion in the state's air quality non-attainment areas; and

WHEREAS, CMAQ funds are awarded on a 80/20 Federal/Local cost-share basis; and

WHEREAS, if the Parks Department's were to receive this grant, up to \$887,000 of the estimated total project cost of \$1,108,750 would be funded by the Federal government, and Milwaukee County would be responsible for the balance, or at least \$221,750; and

WHEREAS, the County's matching share is included in the Parks Department 2001 Capital Improvement Budget; and

WHEREAS, the Director of the Department of Parks, Recreation and Culture has requested authorization to submit a grant application for a Federal CMAQ grant for the replacement of the Brady Street Pedestrian Bridge over Lincoln Memorial Drive and to accept the grant funding and process documentation, should the grant be approved; and

WHEREAS, the Committee on Parks, Energy and Environment voted 7-0 on May 8, 2001 to recommend that the said request be approved; now, therefore

BE IT RESOLVED, that the Parks Director is hereby authorized to apply for a Federal CMAQ grant for the replacement of the Brady Street Pedestrian Bridge; and

BE IT FURTHER RESOLVED, that the Parks Director is also

hereby authorized to accept the grant funding and to process all documentation pertaining to the grant should it be approved.

Fiscal Note:

Federal CMAQ Program Funds are awarded on a 80/20 Federal/Local cost-share basis. If the Parks Department were to receive this grant, up to \$887,000 of the estimated total project cost of \$1,108,750 would be funded by the Federal government. Milwaukee County would be responsible for the balance, or at least \$221,750. The County's share is included in the Parks Department 2001 Capital Improvement Budget. Information for this fiscal note was provided by the Department of Parks, Recreation and Culture staff.

File No. 01-218
(Journal, March 15, 2001)

(Item 9) A resolution by Supervisors De Bruin and Ordinans, approving the use of 27 acres of the NE Quadrant by the Wisconsin Lutheran College for an athletic complex, by recommending adoption of the following:

AN AMENDED RESOLUTION

WHEREAS, County Board File No. 00-85 directed the Parks Department, Economic Development Division and County Board staff to "continue discussions with Wisconsin Lutheran College (WLC) regarding its need for athletic facilities and to develop alternative land use scenarios based upon those discussions and the analysis provided by Hurtado Consulting to the County Grounds Land Use Planning Committee (LUPC)..."; and

WHEREAS, WLC expressed an interest in acquiring a portion of County Grounds property in late 1995 and again in May, 1998, requesting that the County negotiate regarding the purchase or lease of lands in the NE Quadrant; and

WHEREAS, WLC has been actively pursuing possible sites for athletic facilities for several years, and the growth of its intercollegiate athletic programs has created an acute need for practice and game facilities; and

WHEREAS, at the request of the LUPC, Milwaukee County retained Hurtado Consulting in December, 1998, to provide assistance to the LUPC in its consideration of a request by WLC to use a portion of the NE Quadrant for a variety of athletic fields; and

WHEREAS, Hurtado Consulting presented a final report and recommendations to the Committee in March, 1999, and the substance of the Hurtado report can be summarized as follows: Wisconsin Lutheran College demonstrates considerable financial capabilities to build and operate athletic fields; published reports indicate the need for more soccer fields and softball fields in Wauwatosa and in the area near the NE Quadrant; it is responsible to conclude that there is a need for college and community athletic fields and that fields located in the quadrant would help meet those needs, WLC has considerable experience in operating athletic and cultural facilities that are also available for use by the general public; a proposed schedule of when facilities would be utilized by WLC indicates limited use and considerable open times when fields could be utilized by the public and community groups; and there are considerable advantages to clustering the fields such as operational efficiencies and cost savings; and

WHEREAS, WLC has an established track record of making its indoor recreational facilities available to a variety of community groups; and

WHEREAS, the College's request for fields is also supported by the Medical College of Wisconsin and several Wauwatosa area youth athletic groups; and

WHEREAS, WLC has the financial capability to develop recreational fields and facilities that Milwaukee County cannot afford to build, but that would be available for use by County residents during a substantial portion of the year; and

WHEREAS, a preliminary site plan has been proposed that includes two regulation softball diamonds, eight tennis courts, a football practice field, a football/soccer game facility surrounded by a running track and a limited amount of surface parking; and

WHEREAS, the recommended site is adjacent to the WEPCo Power Plant and the area proposed for commercial/office development, and does not lend itself to other uses; and

WHEREAS, the County Board authorized discussions with the Wisconsin Lutheran College on September 28, 2000, to develop proposed plans detailing the development of such fields (File No. 00-85(a)(a)); and

WHEREAS, on May 7, 2001, it was the consensus of the Economic and Community Development Committee and the authors of this resolution that an amendment to this resolution was required,

in the third RESOLVED clause, to add the words "stormwater management" on Line 92. Thereafter, the resolution was laid over by the Committee on Economic and Community Development by a vote of 4-2; and

WHEREAS, on May 8, 2001 the Committee on Parks, Energy and Environment voted to concur with the consensus of the Economic and Community Development Committee and the authors of this resolution to amend the third RESOLVED clause, to add the words "stormwater management" on Line 92 of this resolution and thereafter, to recommend adoption of the said resolution, as so amended; now, therefore,

BE IT RESOLVED, that the County Board approves the layout as presented by the Wisconsin Lutheran College of approximately 27 acres within the County Grounds NE Quadrant for the construction, operation and maintenance of a complex of athletic fields as contained in its proposal; and

BE IT FURTHER RESOLVED, that the Department of Administration - Economic Development Division, Parks Department and County Board staff are hereby authorized to negotiate an agreement with representatives of Wisconsin Lutheran College to develop a proposed plan detailing the construction, operation and maintenance of a complex of athletic fields comprising an area of approximately 27 acres within the County Grounds NE Quadrant; and

BE IT FURTHER RESOLVED, that said negotiations shall address the following items: lease terms and payments, renewal options, design and construction standards, requirements for shared community use, liability waivers, environmental compliance, stormwater management, parking and use limitations, ongoing maintenance responsibilities, financial and performance guarantees, required City of Wauwatosa approvals and other contingencies; and

BE IT FURTHER RESOLVED, that all facility plans shall adhere to the "Recreational Fields Development Guidelines" created by Hurtado Consulting LLC and included in the final report and recommendations of the County Grounds Land Use Planning Committee dated March, 1999; and

BE IT FURTHER RESOLVED, that the final plan and proposed contract resulting from these negotiations between the County and WLC shall be brought back to the County Board of Supervisors for final approval.

Fiscal Note:

Adoption of this resolution will not require an appropriation of funds. Revenues from the agreements cannot be determined until all the terms are final.

File No. 01-236
(Journal, April 12, 2001)

(Item 10) A resolution by Supervisors Schmitt, Diliberti, Jasenski and 7 others, to authorize negotiations with the State Department of Natural Resources for the lease, conservation easement or purchase of the approximate 235 acres of the Northeast quadrant of the County Grounds and the 30 acres of adjoining Underwood Parkway, by recommending adoption of the following:

AN AMENDED RESOLUTION

WHEREAS, the County Board has adopted, on September 30, 1999, by a vote of 25-0, the policy of preserving the available land (approximate 235 acres) in the Northeast quadrant except for 50-60 acres for commercial development along Watertown Plank Road. (Recommendation of the Land Use Study Committee, File No. 99-460); and

WHEREAS, in the 2000 Budget document, the approximate 235 acres of the County grounds Northeast Quadrant were designated for preservation and authorized discussion with the State DNR as to the feasibility of a State Forest at that location; and

WHEREAS, the County Board, on February 17, 2000, unanimously requested the Wisconsin Department of Natural Resources (DNR) to conduct a feasibility study of the approximate 235 acre area for the potential development of a State Forest at this site (File No. 00-85). The DNR was also asked that the feasibility study include approximately 30 acres of the existing forests along Underwood Creek Parkway south of US Highway 45; and

WHEREAS, as one of the options, the DNR Feasibility Study concluded that a State Forest could be created that would include the approximate 235 acres and 30 acres of adjoining Underwood Parkway, and requested county direction as to the size and scope of the State Forest; and

WHEREAS, the State Feasibility Study alternative #3 outlines the feasibility of establishing a unique urban state forest/nature preserve with an unusual combination of a confluence of two rivers,

a mature forest, emerging forest, prairie and wetland, in a location and with natural features that will not again be available in our almost fully developed county; and

WHEREAS, the DNR Feasibility Study stated that, each year the DNR currently receives \$7.4 million in Milwaukee County property taxes for the State forestry tax. Except for the small Havenwoods Preserve, Milwaukee County residents have seen little direct return on the hundreds of millions of dollars that they have contributed to this fund and, instead these Milwaukee County property taxes are spent for upstate forests; and

WHEREAS, if purchased as a State Forest, the State would annually submit to local governments an annual payment in lieu of taxes or lease payments; if a lease or easement were negotiated, the state would pay an annual payment that would amount to millions of dollars over the lease period; and

WHEREAS, establishing a State Forest at this location will bring many additional resources to Milwaukee County and more than \$7-million over the lease period in State Forestry Taxes; and

WHEREAS, any combination of these state forestry funds would help in funding of approved plans for County Park's maintenance, recreation and improvement projects while, at the same time, establishing a forest preserve within Milwaukee County, creating a win-win for County residents; and

WHEREAS, the addition of 30 acres of Underwood Parkway, as noted in the Feasibility Study recommendation would link the State Forest to the Henry Aaron State Trail, which already connects the Menomonee Valley near the future Miller Park to nearby Hoyt Park and the state could contribute additional stewardship funds for the continued development of trails on the County grounds; and

WHEREAS, there are many advantages of a State Forest, nature preserve and forestry education center on the County grounds:

- It would be the most accessible State Forest in the entire state;
 - It would be located on major bus lines and be accessible to all county residents;
 - It would be located near the center of a major I-94 Interchange, within 20-minute freeway access to four counties;
 - It would be a unique educational opportunity and an educational field trip for school children in this metropolitan
-

area that would have a direct impact on their understanding and appreciation of nature;

- It is also within one and one-half hours of half the population of the State of Wisconsin; and

WHEREAS, the DNR has stated in remarks made to a Joint County Board Parks and Economic Development Committee meeting on June 12, 2000, that it is clear that the community has an interest in seeing other green space uses in areas of the NE Quadrant, including team sports athletic fields, UW Extension community gardens, and flood detention basins by MMSD and the DNR offered their assistance in developing plans for this site for trails, woodlots or prairies; and

WHEREAS, traditional park facilities already exist in the four parks that presently adjoin the County Grounds (Hart Park - presently under expansion, Hoyt Park, Hansen Park, Wisconsin Avenue Park), and the two adjoining parkways; and

WHEREAS, the Committee on Economic and Community Development voted 4-2 on May 7, 2001 to recommend adoption of this proposed resolution; and

WHEREAS, the Committee on Parks, Energy and Environment voted 5-2 on May 8, 2001 to concur in the recommendation for adoption of this resolution; now, therefore,

BE IT RESOLVED, that the County Board hereby declares its interest in Option #3 in the State Feasibility Study and hereby requests the DNR to consider the designation of the approximate 235 acres of the NE quadrant of the County grounds and the 30 acres of adjoining Underwood Parkway as a State Forest; and

BE IT FURTHER RESOLVED that the County Board authorizes representatives of the Department of Parks, Economic Development, and County Board staff to negotiate with the DNR as to the terms of the purchase, lease agreement, or conservation easement agreement or combination thereof, and report back such terms for consideration and approval by the County Board; and

BE IT FURTHER RESOLVED, the Wisconsin Lutheran College (WLC) has proposed that 27 of these acres be used for its athletic facilities and, if the County Board and the City of Wauwatosa approve that proposal, then these 27 acres will not be included in the agreement to be negotiated with the DNR; and,

BE IT FURTHER RESOLVED, that the County Board has found that the establishment of State Forest in the Northeast quadrant

would return a portion of State Forestry Taxes to Milwaukee County and hereby establishes the policy that any revenue received from the DNR for this project shall be dedicated for the Parks Department which could provide funding for Milwaukee County Parks operations, maintenance and capital improvements; and

BE IT FURTHER RESOLVED, that those community athletic fields that are presently located within the Northeast Quadrant will be replaced and relocated when plans are finalized for the State Forest.

Fiscal Note:

Adoption of this resolution will not require an appropriation. However there will be an expenditure of staff time. The completed negotiations will result in substantial revenue from the State Forestry tax but the final amount will vary based upon the size of the site included.

File No. 01-321
(Journal, May 17, 2001)

(Item 11) From the County Executive, submitting the County Grounds Northeast Quadrant Comprehensive Development Plan, by recommending adoption of the following:

A RESOLUTION

WHEREAS, the Milwaukee County Grounds is approximately 1,000 acres of land within the City of Wauwatosa, originally purchased in the 1800's for use as a public "poor farm"; and

WHEREAS, by the 1960's the Grounds had evolved into an urban setting which was increasingly dominated by the medical and mental health facilities of the Milwaukee Regional Medical Center (MRMC) and the Milwaukee County Research Park Corporation (MCRPC); and

WHEREAS, because of the changing character of the Grounds in the late 1980's, Milwaukee County joined with the members of the MRMC to develop a land use plan that could serve as a guide for the orderly growth and development of the Grounds; and

WHEREAS, the primary focus of the plan that was adopted by the County Board of Supervisors in May, 1989 (File No. 89-357) was the contemplated growth of the Regional Medical Center in the Southeast quadrant, with the largely undeveloped land to the north of

Watertown Plank Road being reserved for medical center use and related development; and

WHEREAS, major changes have occurred on the County Grounds since adoption of the 1989 land use plan, including the decision to sell Doyme Hospital, sale of the County's power plant operation to the Wisconsin Electric Power Company, and a commitment by Milwaukee County to pursue zoning changes for approximately 50 acres of land located immediately west of the power plant site; and

WHEREAS, these changes led to a decision in early 1996 to review and update the existing land use plan, and a work group consisting of representatives from MRMC, MCRPC, the County's Department of Administration and Department of Public Works was established and contracts were issued for utility infrastructure studies, traffic and transportation impacts and economic feasibility analysis; and

WHEREAS, in December, 1996 the work group presented an "Interim Report - A Supplement to the Milwaukee County Grounds Land Use Plan" which included potential development options for the Grounds Northeast quadrant; and

WHEREAS, the interim plan presented to the public in May, 1997 suggested that up to 240 acres within the Northeast quadrant could be made available for development, including office, retail, owner occupied and rental housing, and a hotel/conference center; and

WHEREAS, the plan elicited a variety of citizen concerns, and, in response to those concerns, the County Board imposed a two-year moratorium (File No. 97-483) "on any action except planning, concerning the possible development of lands located within the County Grounds Northeast quadrant . . . to allow all interested parties to adequately consider all alternatives. . ."; and

WHEREAS, in response to this action, the County Executive appointed a seventeen-member citizens panel, the Milwaukee County Grounds Land Use Planning Committee (LUPC), and charged the committee with the task of developing a land use plan and guidelines for future development of approximately 240 acres of land located within the Northeast quadrant; and

WHEREAS, the LUPC utilized a participatory planning process which included a series of public meetings and hearings which elicited comment from many individuals and organizations interested

in the various types of development and community programming that might occur on the County Grounds; and

WHEREAS, during the LUPC study process, other entities; more specifically, the Wisconsin Department of Natural Resources (DNR), Milwaukee Metropolitan Sewerage District (MMSD) and Wisconsin Lutheran College, advanced proposals for a forestry education center, flood control basins and athletic fields in the Northeast quadrant, and asked that their proposals be reviewed as part of the land use planning process; and

WHEREAS, the LUPC presented its final report and recommendations to the County Executive in March, 1999, and those recommendations were subsequently transmitted to the County Board for review and approval; and

WHEREAS, in September 1999 the County Board of Supervisors endorsed the land use plan (File No. 99-460) and recommendations contained within the LUPC final report; and

WHEREAS, that same County Board resolution directed the DOA-Economic Development Division to continue discussions with MMSD regarding the establishment of flood prevention improvements within a portion of the Northeast quadrant, and to continue discussions with the DNR regarding the potential for a state presence on the County Grounds; and

WHEREAS, in September, 2000 the County Board adopted a resolution [File No. 00-85(a)(a)] which authorized staff of the County Board, Parks Department and DOA-Economic Development Division to work jointly with Wisconsin Lutheran College to develop a proposed plan detailing the construction, operation and maintenance of a complex of athletic fields, comprising approximately 20 acres, within the Grounds Northeast quadrant; and

WHEREAS, the Committee on Economic and Community Development, at its meeting on May 7, 2001, recommended approval (vote 5-1) of the comprehensive plan for the County Grounds Northeast Quadrant as proposed by the County Executive with minor modifications; and

WHEREAS, the Committee on Parks, Energy and Environment, at its meeting on May 8, 2001, acted to recommend the following amendments, with the vote being 5-1 on the insertions, which were also recommended by the Committee on Economic and Community Development, and the vote being 4-3 on the deletions: 1) In the first resolved clause, under the section entitled **DETENTION BASINS,**

beginning on the fifth line, insert the word "approximately" before 800, so it would read as follows, with the underlined language inserted ". . . detention basins with a total capacity of approximately 800 acre feet . . ." and 2) In the first resolved clause, under the section entitled "CEMETERY LANDS", amend the sentence beginning in the fourth line, so that the sentence would read as follows, with the stricken language deleted and the underlined language added: "It is understood and agreed that Milwaukee County and MMSD will ensure that each of these sites is preserved and protected by pledging to make any improvements necessary to ensure the integrity of burial site ~~providing appropriate fencing to secure the perimeter of each site~~ and erecting a suitable monument to recognize and honor the deceased." The committee voted 5-1 to recommend approval of the comprehensive plan for the County Grounds Northeast Quadrant, as proposed by the County Executive, with the amendments as set forth above; now, therefore,

BE IT RESOLVED, that Milwaukee County hereby adopts a comprehensive plan for the County Grounds Northeast quadrant, which shall contain the following elements (as depicted on the exhibit attached hereto and made a part of this file):

CAMP WIL-O-WAY - Camp Wil-O-Way recreation center (area A-1) will remain in its current location.

COMMUNITY GARDENS - Community garden plots that are currently scattered throughout the northeast quadrant will be relocated (area A-2) to an area west of the Wil-O-Way center, and other suitable locations within Milwaukee County. A sufficient amount of land will be made available at these sites to ensure that any individual currently renting a garden plot in the NE quadrant will be able to continue their participation in the program. The County Parks Department will enter into a lease agreement with the UW-Extension for operation of a garden plot program within area A-2, under such terms and conditions as are in the best interests of Milwaukee County.

FORESTRY EDUCATION CENTER & STATE FOREST - Contingent upon obtaining the necessary approvals from the Wisconsin Department of Natural Resources Board and the State Legislature, Milwaukee County will enter into an agreement with the DNR for construction and operation of a State of Wisconsin Forestry Education Center (area A-3). The Center will be located to the north of Swan Boulevard, utilizing an area that formerly contained the Parks Department nursery and the adjoining "old growth" forest lands, with said lands to be conveyed to the DNR by means of a land lease or conservation easement.

Milwaukee County also supports the concept of having the State DNR manage MMSD detention basins located in areas A-4 and E-1, and will work to facilitate the negotiation of an agreement between the DNR and MMSD for management of the aforementioned basin areas.

DETENTION BASINS - In order to comply with provisions contained in the "Stormwater Management Fee Adjustment Agreement" negotiated between Milwaukee County and the City of Wauwatosa, the County will permit MMSD to utilize lands within the Northeast quadrant for construction of two stormwater detention basins with a total capacity of approximately 800 acre feet, said lands to be conveyed to MMSD by means of a land lease or easement. The basin located north of Swan Boulevard (area A-4) will be designed to function as a wet basin, and will utilize a surface area of approximately 20 acres. The basin located to the south and east of Swan Boulevard (area E-1) will be designed to function as a multi-purpose basin. This basin will utilize a total surface area of approximately 40 acres. Additionally, MMSD shall provide an adequate berm around the adjacent paupers cemetery (F-1) to prevent floodwaters from encroaching upon that site.

CEMETERY LANDS - An archaeological investigation of the NE quadrant has been conducted by researchers from UW-Milwaukee. In addition to the existing Milwaukee County cemetery (F-1), this investigation discovered a second burial site (F-2) within the area. It is understood and agreed that Milwaukee County and MMSD will ensure that each of these sites is preserved and protected by pledging to make any improvements necessary to ensure the integrity of burial sites and erecting a suitable monument to recognize and honor the deceased.

COMMUNITY ATHLETIC FIELDS & WISCONSIN LUTHERAN COLLEGE - There are currently five soccer fields in the NE quadrant which are being utilized by various clubs and schools within the community. The adopted plan for re-development of the NE quadrant shall provide for the replacement of these fields, including a minimum of three regulation size soccer fields and a minimum of two youth fields. All replacement soccer fields are to be located within areas D-2 and E-2.

Milwaukee County will enter into a lease agreement with Wisconsin Lutheran College (WLC) for the construction, operation and maintenance of a complex of athletic practice

fields, a football stadium and tennis courts (area D-1) adjacent to the development zone along West Watertown Plank Road. A site of approximately 27 acres shall be reserved for this purpose.

All athletic facilities constructed within the Northeast quadrant shall adhere to the "Recreational Fields Development Guidelines" created by Hurtado Consulting LLC and included in the final report and recommendations of the LUPC.

MIXED-USE DEVELOPMENT - Upon approval of a development plan for an area of approximately 60 acres (areas B & C) adjacent to U.S. Highway 45 and West Watertown Plank Road Milwaukee County shall submit a re-zoning request to the City of Wauwatosa; and

BE IT FURTHER RESOLVED, staff of the Department of Parks, DOA-Economic Development Division, County Board and Corporation Counsel is directed to meet with representatives of the Milwaukee Metropolitan Sewerage District, Wisconsin Department of Natural Resources, Wisconsin Lutheran College and the UW-Extension for the purpose of negotiating any and all agreements necessary to carry out the intent of this resolution; and

BE IT FURTHER RESOLVED, all agreements and leases resulting from those negotiations shall be brought before the County Board of Supervisors for review and approval; and

BE IT FURTHER RESOLVED, no County lands located within the Northeast quadrant shall be sold to the Milwaukee Metropolitan Sewerage District, Wisconsin Department of Natural Resources, Wisconsin Lutheran College or UW-Extension; any conveyance of land to the aforementioned entities shall be by land lease, permanent easement or conservation easement; and

BE IT FURTHER RESOLVED, because all of the elements contained within this comprehensive redevelopment plan reflect both a complexity and community of interest, that Milwaukee County as owner of these lands reserves the right to modify this comprehensive plan or any land use provision referenced in this resolution in the event that the Wisconsin Department of Natural Resources, Milwaukee Metropolitan Sewerage District, UW-Extension or the City of Wauwatosa fail to approve through their respective ordinances, statutes, resolutions, permitting or regulatory powers that portion of this comprehensive plan related to their jurisdiction.

Fiscal Note:

Adoption of this resolution will not require an expenditure

of funds but an expenditure of staff time will be required in order to implement the policies contained within this comprehensive development plan.

File No. 00-39(a)(b)
(Journal, May 17, 2001)

(Item 12) From the Director, Department of Administration, submitting Summary of Cell Tower Technical Survey and Evaluation Report, by recommending adoption of the following:

A RESOLUTION

WHEREAS, on May 18, 2000, the County Board of Supervisors adopted a resolution that directed the Directors of the Departments of Administration, Public Works and Parks, Recreation and Culture, the Manager of the Information Management Services Division and County Board staff to work jointly to investigate the feasibility of contracting with a private company to develop a master plan for the siting of telecommunications equipment on County-owned land, buildings or structures and to submit a report to the County Board in July, 2000; and

WHEREAS, at its July 20, 2000 meeting, the Milwaukee County Board of Supervisors adopted the aforementioned report and authorized and directed the Department of Administration-Economic Development Division to develop a Request for Proposals (RFP) from telecommunications consulting firms for the development of an analysis of specific County-owned sites that may be appropriate for the location of wireless communications equipment and to select and execute a contract with such a consulting firm; and

WHEREAS, the Department of Administration-Economic Development Division selected Evans Associates to conduct the analysis and submitted a final report to the Committee on Parks, Energy and Environment which identified 49 County-owned sites deemed appropriate or potentially appropriate as antenna sites, along with key elements of each site, some of which are located in several County parks and at the War Memorial Center; and

WHEREAS, also at its July 20, 2000 meeting, the Milwaukee County Board of Supervisors expressed its commitment to conducting an RFP process to retain a consultant to assist in the marketing of County-owned sites to the telecommunications industry subsequent to the preparation of the site analysis, and authorized the Director, DOA-Economic Development Division, to conduct such a process at the appropriate time with the understanding that any

contract with a marketing consultant must receive approval from the County Board; and

WHEREAS, at its May 8, 2001 meeting, the Committee on Parks, Energy and Environment voted 7-0 to direct the Department of Administration not to do an RFP process for a consultant to market the Parks and War Memorial Center locations, as identified in the Evans Associates report, until input is received from Parks Department, County Board and Department of Administration staff as to which of those sites are most appropriate for the siting of telecommunications equipment; and

WHEREAS, at its May 10, 2001 meeting, the Committee on Finance and Audit voted 6-0 to concur in the action of the Committee on Parks, Energy and Environment; now, therefore,

BE IT RESOLVED, that the Milwaukee County Board of Supervisors does hereby authorize and direct the Director, Department of Administration to exclude the Parks and War Memorial Center locations, as identified in the Evans Associates report, from the RFP process for a consultant to market specific County-owned sites for the location of wireless communications equipment; and

BE IT FURTHER RESOLVED, that Parks Department, County Board and Department of Administration staff are directed to review the aforementioned sites for appropriateness of marketing these sites to telecommunications providers; and

BE IT FURTHER RESOLVED, that Parks Department, County Board and Department of Administration staff are to report their findings to the Committees on Parks, Energy and Environment and Finance and Audit.

Fiscal Note:

Adoption of this resolution will result in an expenditure of Parks Department, County Board and Department of Administration staff time. Not including the Parks and War Memorial Center sites in the RFP process may temporarily reduce potential revenues, as identified in the Evans Associates report.

File No. 01-300
(Journal, May 17, 2001)

(Item 13) A resolution by Supervisors Zielinski, McGuigan and Johnson, directing the Department of Audit to conduct a study to

determine the number of Chinese-made novelty items sold at the Milwaukee County Zoo, the amount of lost revenue the Zoo would incur if these products were no longer sold and the potential to recapture this lost revenue through the sale of replacement items made in other countries, by voting 4-3 to recommend that the said resolution be rejected.

File No. 01-329
(Journal, May 17, 2001)

(Item 14) A resolution by Supervisors McGuigan, Podell, Zielinski and Quindel, authorizing and directing the Director of the Department of Parks, Recreation and Culture and the Department of Public Works to study the feasibility of planting wildflowers in the boulevards of County Trunk Highways, by recommending adoption of the said resolution, File No. 01-329, appearing in the Journal of Proceedings of May 17, 2001.

File No. 01-344
(Journal, May 17, 2001)

(Item 15) From the Department of Parks, Recreation and Culture, requesting authorization for imposition of deed restrictions for two contiguous parcels of real estate that comprise a portion of Gordon Park, to state that either parcel of real estate cannot be conveyed separate from the other without first obtaining written approval from the City of Milwaukee, by recommending adoption of the following:

A RESOLUTION

WHEREAS, Milwaukee County is the owner of two contiguous parcels of real estate that comprise a portion of Gordon Park; and

WHEREAS, the Gordon Park Redevelopment includes a pavilion and a parking lot that straddle the property line between the two separate parcels; and

WHEREAS, a deed restriction is required in order to comply with City of Milwaukee zoning ordinances and building code requirements; and

WHEREAS, the restriction will state that either parcel of real estate cannot be conveyed separate from the other without first obtaining written approval from the City of Milwaukee; and

WHEREAS, the Director of the Department of Parks, Recreation and Culture has requested authorization to cause deed restrictions to

be imposed on the two contiguous parcels of real estate that comprise a portion of Gordon Park; and

WHEREAS, on May 8, 2001 the Committee on Parks, Energy and Environment voted 7-0 to recommend approval of the said request; now, therefore,

BE IT RESOLVED, that the Milwaukee County Board of Supervisors hereby approves the placing of deed restrictions on two contiguous parcels of real estate that comprise a portion of Gordon Park; and

BE IT FURTHER RESOLVED, that the County Executive and the County Clerk are hereby authorized and requested to sign, after Corporation Counsel approval, the said deed restrictions for Gordon Park; and

BE IT FURTHER RESOLVED, that the Milwaukee County Department of Administration, Real Estate Section, is hereby authorized and directed to properly record the deed restrictions for the properties.

Fiscal Note:

The adoption of this resolution will have no fiscal impact other than a \$10 fee to record the deed restriction, for which purposes funds are available within existing accounts. Adoption of this resolution will require additional staff time for implementation. Information for this fiscal note was provided by Department of Parks, Recreation and Culture staff.

The foregoing report correctly states the action taken by the said committee at a meeting held May 8, 2001.

SHEILA A. ALDRICH
Chairperson

The question was on adoption.

SEPARATE ACTION was requested on Items 1, 3, 9, 10, 11, 13 and 14.

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

AYES—Aldrich, Arciszewski, Bailey, Borkowski, Davis, De Bruin, Diliberti, Holloway, Jasenski, Johnson, Krug, Launstein,

Lutzka, Mayo, McGuigan, Podell, Quindel, Ryan, Schmitt, Weishan, White, Zielinski and the Chairman—23. **NOES**—0. **EXCUSED**—Coggs-Jones and Nyklewicz—2.

Supervisor De Bruin **SUBMITTED** the following Amendment to Item 1, File No. 01-174(a)(a):

In the policies and procedures of the Milwaukee County Public Art Program, under the heading **PROCESS FOR REVIEW AND APPROVAL OF ART**, amend the section in all caps as follows:

~~**IN MOST CASES, AND PRIOR TO FINAL SELECTION AND APPROVAL OF PROJECTS, A PUBLIC INFORMATION MEETING WILL BE HELD TO PRESENT MODELS, IDEAS, PROPOSALS AND RECOMMENDATIONS. WHENEVER POSSIBLE, ARTIST FINALISTS WILL ATTEND THESE MEETINGS.**~~

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

AYES—Arciszewski, Bailey, Davis, De Bruin, Diliberti, Jasenski, Johnson, Krug, McGuigan, Quindel, Weishan and White—12. **NOES**—Aldrich, Borkowski, Holloway, Launstein, Lutzka, Podell, Ryan, Schmitt, Zielinski and the Chairman—10. **EXCUSED**—Coggs-Jones, Mayo and Nyklewicz—3.

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

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

Supervisor Davis **SUBMITTED** the following Amendment to Item 3, File No. 01-311:

- 1) **MODIFY** clause #2 of the Development Agreement as follows:
2. The Parties recognize that the original project cost estimate may exceed \$10,000,000 due to inflation, actual bids received and possibly

factors not known when the original cost estimate was prepared and the good faith commitment was made by the Parties. The Parties agree that such factors should not increase the project cost by more than \$1,400,000. The Parties agree that all reasonable efforts should be made to keep the Partners' total cost at \$10,000,000. However the Partners' cost shall not exceed \$11,400,000. In the event that the Partners' cost should appear to exceed \$11,400,000, the Partners agree that they will work diligently to reduce that cost and will not require either Partner to fund any additional amount whatsoever. In the event that an amount in excess of \$10,000,000 but less than \$11,400,001 shall be needed for the project from the Partners, it is intended that such additional amount shall be split seventy percent (70%) Friends and thirty percent (30%) County. In the event of such additional cost, neither Party shall be required to provide the funding until 2002. However, the Friends will provide a plan to the County's Funding Review Team (the "Team"), the Committee on Parks, Energy and Environment and the Committee on Finance and Audit for review. The County for its part agrees to ~~include~~ consider its share, if needed, in the 2002 County Budget. This is consistent with the Parties original percentage commitment to the project.

- 2) MODIFY clause #12 of the Development Agreement, as follows:
 12. The commitment of the County is strictly limited to a maximum of Three Million Four Hundred Twenty Thousand Dollars (\$3,420,000.00) in either bonds, tax levy or other funds with the understanding that any amount exceeding Three Million Dollars (\$3,000,000 of the County's 2002 Budget deliberations.
- 3) MODIFY clause #13 of the Development Agreement, follows:
 13. It is the intention of both the County and the Friends that The commitment of the Friends is

strictly limited to Seven Million Nine Hundred Eighty Thousand Dollars \$7,980,000.00). This is based on the expectation outlined in Paragraph #2 that should the total project cost increase from \$10,000,000 to the maximum level of \$11,400,000 then the Friends would contribute an additional \$980,000 and the County would contribute an additional \$40,000 though the County's additional contribution would have to be considered and approved as part of its 2002 Budget deliberations. The County acknowledges and agrees that payments to date to the County as well as the interest earned by the County on funds held in the Boerner Trust Fund (such interest calculation being done in the normal County manner) shall be applied to the commitment of the Friends as provided in this Agreement.

4) MODIFY clause #14 of the Development Agreement, as follows:

14. The Friends will match the County in incremental payments as bills become due and payable, matching the County on a seventy percent (70%)/thirty percent (30%) split for payment [Example: when a Ten Thousand Dollar (\$10,000.00) bill is paid by the County, the Friends will pay the County Seven Thousand Dollars (\$7,000.00) and the County will provide Three Thousand Dollars (\$3,000.00)]with the understanding that any total County contribution exceeding Three Million Dollars (\$3,000,000) would be considered in the 2002 County Budget and would be subject to County Budget deliberations. The Friends' portion shall be transferred out of the Boerner Trust Fund as needed.

5) MODIFY the Fiscal Note as follows:

Fiscal Note:

Funds are provided in the 2001 County Budget for this purpose. In the event that actual costs exceed the original \$10,000,000 estimate, the Development Agreement suggests that the

additional cost shall be split between the County and the Friends on a 30% County, 70% Friends basis, with the total project not to exceed \$11,400,000 and the County share not to exceed \$3,420,000. If additional funds are needed from the County, the funds will need to be ~~included~~ considered in the 2002 County Budget as provided in the Development Agreement.

Thereupon, the foregoing Amendment **FAILED OF ADOPTION** by the following vote:

AYES—Davis, Krug, Mayo and White—4. **NOES**—Aldrich, Arciszewski, Bailey, Borkowski, De Bruin, Diliberti, Holloway, Jasenski, Johnson, Launstein, Lutzka, McGuigan, Podell, Quindel, Ryan, Schmitt, Weishan, Zielinski and the Chairman—19. **EXCUSED**—Coggs-Jones and Nyklewicz—2.

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

AYES—Aldrich, Arciszewski, Bailey, Borkowski, De Bruin, Diliberti, Holloway, Jasenski, Johnson, Krug, Launstein, Lutzka, Mayo, McGuigan, Podell, Ryan, Schmitt, Weishan, White, Zielinski and the Chairman—21. **NOES**—Davis and Quindel—2. **EXCUSED**—Coggs-Jones and Nyklewicz—2.

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

AYES—Aldrich, Borkowski, Davis, De Bruin, Weishan, White and the Chairman—7. **NOES**—Arciszewski, Bailey, Diliberti, Holloway, Jasenski, Johnson, Krug, Launstein, Lutzka, Mayo, McGuigan, Podell, Quindel, Ryan, Schmitt and Zielinski—16. **EXCUSED**—Coggs-Jones and Nyklewicz—2.

Supervisor Krug **SUBMITTED** the following **Substitute Resolution to Item 10, File No. 01-236**:

A SUBSTITUTE RESOLUTION

WHEREAS, the County Board has adopted, on September 30, 1999, by a vote of 25-0, the policy of preserving the available land (approximate 235 acres) in the Northeast quadrant except for 50-60 acres for commercial development along Watertown Plank Road. (Recommendation of the Land Use Study Committee, File No. 99-460); and

WHEREAS, in the 2000 Budget document, the approximate 235 acres of the County grounds Northeast Quadrant were designated for preservation and authorized discussion with the State DNR as to the feasibility of a State Forest at that location; and

WHEREAS, the County Board, on February 17, 2000, unanimously requested the Wisconsin Department of Natural Resources (DNR) to conduct a feasibility study of the approximate 235 acre area for the potential development of a State Forest at this site (File No. 00-85). The DNR was also asked that the feasibility study include approximately 30 acres of the existing forests along Underwood Creek Parkway south of US Highway 45; and

WHEREAS, as one of the options, the DNR Feasibility Study concluded that a State Forest could be created that would include the approximate 235 acres and 30 acres of adjoining Underwood Parkway, and requested county direction as to the size and scope of the State Forest; and

WHEREAS, the State Feasibility Study alternative #3 outlines the feasibility of establishing a unique urban state forest/nature preserve with an unusual combination of a confluence of two rivers, a mature forest, emerging forest, prairie and wetland, in a location and with natural features that will not again be available in our almost fully developed county; and

WHEREAS, the DNR Feasibility Study stated that, each year the DNR currently receives \$7.4-million in Milwaukee County property taxes for the State forestry tax. Except for the small Havenwoods Preserve, Milwaukee County residents have seen little direct return on the hundreds of millions of dollars that they have contributed to this fund and, instead these Milwaukee County property taxes are spent for upstate forests; and

WHEREAS, if purchased as a State Forest, the State would annually submit to local governments an annual payment in lieu of taxes or lease payments; if a lease or easement were negotiated, the state would pay an annual payment that would amount to millions of dollars over the lease period; and

WHEREAS, establishing a State Forest at this location will bring many additional resources to Milwaukee County and more than \$7 million over the lease period in State Forestry Taxes; and

WHEREAS, any combination of these state forestry funds would help in funding of approved plans for County Park's maintenance, recreation and improvement projects while, at the same time,

establishing a forest preserve within Milwaukee County, creating a win-win for County residents; and

WHEREAS, the addition of 30 acres of Underwood Parkway, as noted in the Feasibility Study recommendation would link the State Forest to the Henry Aaron State Trail, which already connects the Menomonee Valley near Miller Park to nearby Hoyt Park and the state could contribute additional stewardship funds for the continued development of trails on the County grounds; and

WHEREAS, there are many advantages of a State Forest, nature preserve and forestry education center on the County grounds:

- It would be the most accessible State Forest in the entire state;
- It would be located on major bus lines and be accessible to all county residents;
- It would be located near the center of a major I-94 Interchange, within 20-minute freeway access to four counties; It would be a unique educational opportunity and an educational field trip for school children in this metropolitan area that would have a direct impact on their understanding and appreciation of nature;
- It is also within one and one-half hours of half the population of the State of Wisconsin; and

WHEREAS, the DNR has stated in remarks made to a Joint County Board Parks and Economic Development Committee meeting on June 12, 2000, that it is clear that the community has an interest in seeing other green space uses in areas of the NE Quadrant, including team sports athletic fields, UW Extension community gardens, and flood detention basins by MMSD and the DNR offered their assistance in developing plans for this site for trails, woodlots or prairies; and

WHEREAS, traditional park facilities already exist in the four parks that presently adjoin the County Grounds (Hart Park - presently under expansion, Hoyt Park, Hansen Park, Wisconsin Avenue Park), and the two adjoining parkways; and

WHEREAS, the Milwaukee County Grounds is approximately 1,000 acres of land within the City of Wauwatosa, originally purchased in the late 1800's for use as a public "poor farm"; and

WHEREAS, by the 1960's the Grounds had evolved into an urban setting which was increasingly dominated by the medical and mental health facilities of the Milwaukee Regional Medical Center

(MRMC) and the Milwaukee County Research Park Corporation (MCRPC); and

WHEREAS, because of the changing character of the Grounds in the late 1980's, Milwaukee County joined with the members of the MRMC to develop a land use plan that could serve as a guide for the orderly growth and development of the Grounds; and

WHEREAS, the primary focus of the plan that was adopted by the County Board of Supervisors in May, 1989 (File No. 89-357) was the contemplated growth of the Regional Medical Center in the Southeast quadrant, with the largely undeveloped land to the north of Watertown Plank Road being reserved for medical center use and related development; and

WHEREAS, major changes have occurred on the County Grounds since adoption of the 1989 land use plan, including the decision to sell Doyne Hospital, sale of the County's power plant operation to the Wisconsin Electric Power Company, and a commitment by Milwaukee County to pursue zoning changes for approximately 50 acres of land located immediately west of the power plant site; and

WHEREAS, these changes led to a decision in early 1996 to review and update the existing land use plan, and a work group consisting of representatives from MRMC, MCRPC, the County's Department of Administration and Department of Public Works was established and contracts were issued for utility infrastructure studies, traffic and transportation impacts and economic feasibility analysis; and

WHEREAS, in December, 1996 the work group presented an "Interim Report - A Supplement to the Milwaukee County Grounds Land Use Plan" which included potential development options for the Grounds Northeast quadrant; and

WHEREAS, the interim plan presented to the public in May, 1997 suggested that up to 240 acres within the Northeast quadrant could be made available for development, including office, retail, owner occupied and rental housing, and a hotel/conference center; and

WHEREAS, the plan elicited a variety of citizen concerns, and, in response to those concerns, the County Board imposed a two-year moratorium (File No. 97-483) "on any action except planning, concerning the possible development of lands located within the County Grounds Northeast quadrant . . . to allow all interested parties to adequately consider all alternatives. ."; and

WHEREAS, in response to this action, the County Executive appointed a seventeen-member citizens panel, the Milwaukee County Grounds Land Use Planning Committee (LUPC), and charged the committee with the task of developing a land use plan and guidelines for future development of approximately 240 acres of land located within the Northeast quadrant; and

WHEREAS, the LUPC utilized a participatory planning process which included a series of public meetings and hearings which elicited comment from many individuals and organizations interested in the various types of development and community programming that might occur on the County Grounds; and

WHEREAS, during the LUPC study process, other entities; more specifically, the Wisconsin Department of Natural Resources (DNR), Milwaukee Metropolitan Sewerage District (MMSD) and Wisconsin Lutheran College, advanced proposals for a forestry education center, flood control basins and athletic fields in the Northeast quadrant, and asked that their proposals be reviewed as part of the land use planning process; and

WHEREAS, the LUPC presented its final report and recommendations to the County Executive in March, 1999, and those recommendations were subsequently transmitted to the County Board for review and approval; and

WHEREAS, in September 1999 the County Board of Supervisors endorsed the land use plan (File No. 99-460) and recommendations contained within the LUPC final report; and

WHEREAS, that same County Board resolution directed the DOA-Economic Development Division to continue discussions with MMSD regarding the establishment of flood prevention improvements within a portion of the Northeast quadrant, and to continue discussions with the DNR regarding the potential for a state presence on the County Grounds; and

WHEREAS, in September, 2000 the County Board adopted a resolution [File No. 00-85(a)(a)] which authorized staff of the County Board, Parks Department and DOA-Economic Development Division to work jointly with Wisconsin Lutheran College to develop a proposed plan detailing the construction, operation and maintenance of a complex of athletic fields, comprising approximately 20 acres, within the Grounds Northeast quadrant; now, therefore

BE IT RESOLVED, that the County Board hereby declares its interest in Option #3 in the State Feasibility Study and hereby

requests the DNR to consider the designation of the approximate 235 acres of the NE quadrant of the County grounds and the 30 acres of adjoining Underwood Parkway of the NW quadrant as a State Forest; and

BE IT FURTHER RESOLVED, Milwaukee County hereby adopts a comprehensive plan for the County Grounds Northeast quadrant, and could include some acreage from the Northwest quadrant, which shall contain the following elements:

STATE FOREST - The following areas within the County Grounds Northeast quadrant and Northwest quadrant will encompass a total area not to exceed two-hundred-and-sixty-five-acres to be offered to the Wisconsin Department of Natural Resources (DNR) for the purpose of creating an Urban State Forest and Environmental Corridor. Within this negotiable amount of acreage Milwaukee County will reach an agreement with the DNR to allow for several areas that will have operational easements that will allow for existing or new operations or programming to continue under the overall management of the DNR.

Area A = approximately 150 acres (includes Areas A-1, A-2, A-3, and A-4)

Area D-2 = approximately 30 acres

Area E = approximately 35 acres (includes Areas E-1 and E-2)

Area F-1 = approximately 16 acres

Area F-2 = approximately 4 acres

In addition, an approximately thirty-acre parcel that is currently part of the Underwood Parkway (west of North Underwood Creek Parkway and north of West Watertown Plank Road) will be offered to the DNR to be included in the State Forest.

FORESTRY EDUCATION CENTER - Contingent upon obtaining the necessary approvals from the Wisconsin Department of Natural Resources (DNR) Board and the Wisconsin State Legislature, Milwaukee County will enter into an agreement with the DNR for construction and operation of a State of Wisconsin Forestry Education Center (Area A-3). The Forestry Education Center will be located to the north of Swan Boulevard, utilizing an area that formerly contained the Parks Department nursery and the adjoining "old growth" forest lands, with said lands to be conveyed to the DNR by means of a sale, land-lease, or conservation easement.

CAMP WIL-O-WAY - Camp Wil-O-Way recreation center (Area A-1) will remain in its current location, but will reside within the State Forest. The County will negotiate with the DNR to obtain an

operational easement to allow for continued programming at the existing site.

COMMUNITY GARDENS - Community garden plots that are currently scattered throughout the northeast quadrant will be relocated (Area A-2) to an area west of the Wil-O-Way center, and other suitable locations within Milwaukee County. A sufficient amount of land will be made available at these sites to ensure that any individual currently renting a garden plot in the Northeast quadrant will be able to continue their participation in the program. The County will enter into a lease agreement with the University of Wisconsin Extension Program for the operation of a garden plot program within the State Forest and under the overall management of the DNR within Area A-2 or other such suitable land within Milwaukee County, under such terms and conditions as are in the best interests of Milwaukee County.

DETENTION BASINS - In order to comply with provisions contained in the "Stormwater Management Fee Adjustment Agreement" negotiated between Milwaukee County and the City of Wauwatosa, the County will permit MMSD to utilize lands within the Northeast quadrant for construction of two stormwater detention basins with a total capacity of approximately eight hundred acre feet, said lands to be conveyed to MMSD by means of a landlease or easement. Milwaukee County also supports the concept of having the DNR manage the Milwaukee Metropolitan Sewerage District (MMSD) detention basins located in Areas A-4, E-1, E-2, and F-1, and will work to facilitate the negotiation of an agreement between the DNR and MMSD for management of the aforementioned basin areas as part of the State Forest. The basin located north of Swan Boulevard (Area A-4) will be designed to function as a wet basin, and will utilize a surface area of approximately twenty-acres. The basin located to the south and east of Swan Boulevard (Area E-1, E-2, and F-1) will be designed to function as a multi-purpose basin. This basin will utilize a total surface area of approximately forty-acres.

CEMETERY LANDS - An archaeological investigation of the Northeast quadrant has been conducted by researchers from the University of Wisconsin - Milwaukee. In addition to the existing Milwaukee County cemetery (Area F-1), this investigation discovered a second burial site (Area F-2) within the area. Milwaukee County, in conjunction with the State of Wisconsin Historical Society, the DNR, and the MMSD, will ensure that each of these sites are preserved by designating their historical significance and to recognize and honor the deceased within the State Forest, and

to create a respectful solution to potentially removing the currently interred remains at the identified cemetery sites, which may include the creation of a mausoleum either on-site or off-site.

COMMUNITY ATHLETIC FIELDS AND WISCONSIN LUTHERAN COLLEGE - There are currently five soccer fields in the Northeast quadrant which are being utilized by various clubs and schools within the community. The adopted plan for redevelopment of the Northeast quadrant shall provide for the replacement of these fields, including a minimum of three regulation-size soccer fields and a minimum of two youth-size fields in suitable locations within the neighboring area of the County Grounds.

Milwaukee County will enter into a lease agreement with Wisconsin Lutheran College (WLC) for the construction, operation, and maintenance of a complex of athletic practice fields, a football stadium, and tennis courts. Specifically, the football stadium would be available for community use, in addition to the Wauwatosa School System. The facilities will be located at a site of approximately twenty-to-thirty acres that shall be reserved for this purpose. There are four potential sites for this complex on the County Grounds or adjacent County Park land, which may be constructed in separate components or at a unified site:

- 1) A forty-acre site with thirty-useable acres, located directly north of the Ronald McDonald House on West Watertown Plank Road, east of the WEPCO Power Plant facility, and south of Area E-2, located in the Northeast quadrant;
- 2) a thirty-five-acre site with twenty-useable acres, located to the east of North Underwood Parkway, west of U. S. Highway 45, and directly north of the Central Automotive Maintenance Division (CAMD) location, located in the Northwest quadrant;
- 3) a twenty-five-acre site at the east end of the Wisconsin Avenue Park and adjacent County Research Park land north of West Wisconsin Avenue and west of U. S. Highway 45, located in the Southwest quadrant;
- 4) a thirty-acre site adjacent to the development zone along West Watertown Plank Road (Area D-1), located in the Northeast quadrant;

If Site #4 (thirty-acres) is not the location selected for the WLC Complex, that site could be offered to the DNR to be included in the State Forest acreage.

MIXED-USE DEVELOPMENT - Upon approval of a development plan for a total area of approximately sixty-acres (Areas B (approximately twenty-five-acres) and Area C (approximately thirty-five-acres)) adjacent to U. S. Highway 45 and West Watertown Plank Road. Milwaukee County shall submit a rezoning request to the City of Wauwatosa; and

BE IT FURTHER RESOLVED, staff of the Department of Parks, Department of Administration - Economic Development Division, County Board, and Corporation Counsel is directed to meet with representatives of the Milwaukee Metropolitan Sewerage District, Wisconsin Department of Natural Resources, Wisconsin Lutheran College, and the University of Wisconsin Extension Program for the purpose of negotiating any and all agreements necessary to carry out the intent of this resolution; and

BE IT FURTHER RESOLVED, all agreements, including purchase contracts, leases, permanent easements, or conservation easements, resulting from those negotiations shall be brought before the County Board of Supervisors for a review and approval; and

BE IT FURTHER RESOLVED, because all of the elements contained within this comprehensive redevelopment plan reflect both a complexity and community of interest, that Milwaukee County as owner of these lands reserves the right to modify this comprehensive plan or any land use provision referenced in this resolution in the event that the Milwaukee Metropolitan Sewerage District, Wisconsin Department of Natural Resources, Wisconsin Lutheran College, the University of Wisconsin Extension Program, and the City of Wauwatosa fail to approve through their respective ordinances, statutes, resolutions, permitting, or regulating powers that portion of this comprehensive plan related to their jurisdiction.

Fiscal Note:

Adoption of this resolution will not require an appropriation. However, there will be an expenditure of staff time. The completed negotiations will result in substantial revenue from the State Forestry tax but the final amount will vary based upon the size of the site included.

Supervisor Krug later **WITHDREW** the foregoing Substitute Resolution.

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

AYES—Bailey, Borkowski, De Bruin, Diliberti, Jasenski, Johnson, Krug, McGuigan, Podell, Schmitt, Zielinski and the

Chairman—12. **NOES**—Aldrich, Arciszewski, Davis, Holloway, Launstein, Lutzka, Mayo, Quindel, Ryan, Weishan and White—11. **EXCUSED**—Coggs-Jones and Nyklewicz—2.

The Chair **RULED** Item 11 would **LAY OVER UNTIL LATER IN THE MEETING**.

Later, Supervisor Ryan moved that Item 11, along with Item 4 from the Committee on Economic and Community Development be referred to the Corporation Counsel for an Opinion.

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

AYES—Aldrich, Arciszewski, Bailey, Borkowski, Davis, De Bruin, Diliberti, Jasenski, Johnson, Krug, Launstein, Lutzka, Mayo, McGuigan, Podell, Quindel, Ryan, Schmitt, Weishan, White, Zielinski and the Chairman—22. **NOES**—Holloway—1. **EXCUSED**—Coggs-Jones and Nyklewicz—2.

The Chair **DECLARED** Item 13 **MOOT** due to the adoption of Item 10 from the Committee on Finance and Audit.

Thereupon, **Item 14 WAS ADOPTED** by the following vote:

AYES—Arciszewski, Davis, De Bruin, Diliberti, Holloway, Jasenski, Johnson, Launstein, McGuigan, Podell, Quindel, Ryan, Schmitt, Weishan, Zielinski and the Chairman—16. **NOES**—Aldrich, Krug, Lutzka and White—4. **EXCUSED**—Bailey, Borkowski, Coggs-Jones, Mayo and Nyklewicz—5.

By Supervisor White, Chairperson,

From the Committee on Transportation, Public Works and Transit, reporting on 11 Items.

File No. 01-313
(Journal, May 17, 2001)

(Item 1) From Managing Director, Milwaukee County Transit System (MCTS), requesting authorization to apply for Congestion, Mitigation and Air Quality (CMAQ) grant to fund expanded transit system marketing during the years 2003, 2004 and 2005, by recommending adoption of the following:

A RESOLUTION

WHEREAS, as an ozone non-attainment area, Milwaukee

County qualifies for Congestion, Mitigation and Air Quality (CMAQ) grants; and

WHEREAS, MCTS has been able to expand its marketing of transit services through CMAQ grants since 1996; and

WHEREAS, MCTS ridership has increased dramatically over the past five years due in part to expanded marketing; and

WHEREAS, expanded MCTS marketing funds have been the result of leveraging already budgeted funds as the local match required for CMAQ grants thereby requiring no additional expenditures on the part of Milwaukee County; and

WHEREAS, MCTS has partnered with the transit systems serving the Cities of Waukesha, Racine and Kenosha and the Wisconsin Department of Transportation to form a regional marketing partnership; and

WHEREAS, it is expected that the Counties of Waukesha, Washington and Ozaukee will become partners starting in 2003 through 2005, thereby giving Milwaukee County additional marketing impact; and

WHEREAS, CMAQ funding is again being made available for 2003, 2004 and 2005 for this purpose; and

WHEREAS, the Transportation, Public Works and Transit Committee at its meeting on May 2, 2001, recommended approval of the recommendation of the MCTS Managing Director that he be given authority to apply for this CMAQ grant; now, therefore,

BE IT RESOLVED, that the Milwaukee County Board of Supervisors does hereby authorize and direct the Managing Director, MCTS, on behalf of Milwaukee County, to apply for a CMAQ grant to fund expanded marketing of transit services for the years 2003, 2004 and 2005.

Fiscal Note:

The total annual grant for Milwaukee County is \$1.8 million. The 20% local match will be \$360,000, which will come from funds already budgeted for MCTS marketing. Therefore, no additional tax levy will be required.

File No. 00-738(a)(a)
(Journal, January 18, 2001)

(Item 2) An adopted resolution requesting the Managing

Director, MCTS, in conjunction with transit officials, to develop a proposed "passenger bill of rights" outlining rules to be followed by drivers and passengers on Milwaukee County buses, by recommending adoption of the following:

A RESOLUTION

WHEREAS, at its meeting on January 18, 2001 the County Board adopted File No. 00-738 directing Milwaukee Transport Services Inc. to develop a "passenger bill of rights" outlining rules to be followed by drivers and passengers riding MCTS buses; and

WHEREAS, in accordance with this directive, MTS submitted a recommended list of "rights and responsibilities" to be posted on MCTS buses; and

WHEREAS, the list includes the following:

"All Milwaukee County Transit System Passengers have a right to:

1. A safe, comfortable and clean bus
2. A courteous and knowledgeable bus operator
3. Bus service that operates on schedule
4. Easy access to accurate schedule information
5. Have stops called at transfer points, major intersections, points of interest and other requested locations
6. A prompt response to all comments and concerns on transit issues presented to the transit system
7. Be treated with dignity and respect by all Milwaukee County Transit System employees

All Milwaukee County Transit System Passengers are responsible for:

1. Having exact change, paying the correct fare and showing proper identification when required
2. Obeying all posted rules, regulations and ordinances
3. Respecting other passengers and the bus operator
4. Helping keep the bus clear and free of trash, spills and graffiti
5. Yielding designated seats to elderly and disabled passengers
6. Understanding that service delays may result from circumstances that are beyond the control of the operator, i.e. traffic delays, inclement weather, etc."

; and

WHEREAS, the Transportation, Public Works and Transit

Committee, at its meeting on May 2, 2001, recommended approval of the recommended list; now, therefore,

BE IT RESOLVED, that the County Board of Supervisors does hereby authorize Milwaukee Transport Services Inc. to post on all Milwaukee County Transit System buses the list of "Bus Passenger Rights and Responsibilities" as recommended by the MTS Managing Director and stated in this resolution.

Fiscal Note:

Adoption of this resolution will require an expenditure of staff time on the part of MTS.

File No. 01-315
(Journal, May 17, 2001)

(Item 3) From Managing Director, Milwaukee County Transit System (MCTS), requesting authorization to modify Trolley River Route 74 to operate on Astor Street between Ogden and Brady Streets, by recommending adoption of the following:

A RESOLUTION

WHEREAS, in mid-February, 2001, several modifications were made to both the routing and hours of operation on the downtown trolley routes to enhance the opportunity for downtown residents to use the trolleys for workday commute trips to provide year-round service to the Brady Street neighborhood; and

WHEREAS, Route 74 (River Route) was modified to operate in both directions on Brady Street, Humboldt, Ogden, Jackson, Juneau, Water and Chicago; and

WHEREAS, operational concerns have been identified with the current routing through the Humboldt and Brady intersection; and

WHEREAS, over the past several weeks, the turns through Brady Street have been difficult due to the heavy traffic volume in the area and the frequent customer usage of the business loading zones; and

WHEREAS, Astor Street was reviewed as the potential route alternative for Humboldt and the route would operate in both directions on Astor between Ogden and Brady; and

WHEREAS, this route alternative was presented to elected

officials and neighborhood associations who all supported and endorsed using Astor Street on a permanent basis; and

WHEREAS, the Transportation, Public Works and Transit Committee at its meeting on May 2, 2001, recommended approval of the route modification; now, therefore,

BE IT RESOLVED, that the Milwaukee County Board of Supervisors does hereby authorize the Managing Director, MCTS, to modify the routing of Trolley Route 74 (River Route) to operate on Astor Street between Ogden and Brady Streets.

Fiscal Note:

Adoption of this resolution will have no fiscal effect.

File No. 01-319
(Journal, May 17, 2001)

(Item 4) A resolution by Supervisors Davis and White, directing the Milwaukee County Transit System to research and recommend to the County Board 10 to 12 possible inspirational quotations which could be placed in passenger bus shelters, by recommending adoption of the said resolution as appearing in the Journal of Proceedings of May 17, 2001.

File No. 01-239
(Journal, April 12, 2001)

(Item 5) An Ordinance by Supervisor White, to amend Section 4.05(3) (b) (2) (c) of the General Ordinances of Milwaukee County, relating to commercial ground transportation regulations at General Mitchell International Airport, by recommending adoption of the following:

AN ORDINANCE

To amend Section 4.05(3) of the General Ordinances of Milwaukee County, relating to commercial ground transportation regulations at General Mitchell International Airport.

The Milwaukee County Board of Supervisors does ordain as follows:

SECTION 1. Section 4.05(3) (b)(2) (b) and (c) of the General Ordinances of Milwaukee County, as amended to

and including May 16, 2001, is hereby amended as follows:

4.05 Commercial ground transportation regulations at General Mitchell International Airport

(3) *Taxicabs*

(a) *Definition.* "Taxicab" under this section is a motor vehicle regularly engaged in the business of carrying passengers for hire, with heating and air conditioning, be in good operating condition, metered, and not operated on a fixed route.

(b) *License, permits, fees*

(1) An owner or operator of a taxicab shall not do business or attempt to do business on General Mitchell International Airport unless such owner or operator has been licensed as owner or operator of a taxicab business by a city or village in the county pursuant to the authority of s. 349.24, Wis. Stats. and unless such a license remains in full force and effect.

(2) (a) On and after September 1, 1990, taxicab owner permits will be issued only to those owners whose vehicle(s) have been permitted during the period October 1, 1989, through July 5, 1990. Taxicab owner permits must be renewed and remain in full force and effect on a continuous basis, in accordance with subparagraph (b) below. In the event an owner does not renew the taxicab owner permit prior to the ~~quarterly~~ annual dates prescribed herein below, that owner shall forfeit his/her privilege to operate at the airport. At such time that the total number of taxicab permits issued decreases below fifty (50), additional permits, to maintain the total issued at fifty (50), will be issued to those taxicab owners who are on the waiting list. Permits will be issued based upon date of request on the waiting list.

(b) ~~The quarterly taxicab owner permit fee for each taxicab shall be thirty one dollars and twenty five cents (\$31.25). Application for permission to operate at the airport and payment of the fee for each quarterly period must be submitted prior to the~~

~~following dates of each year: February 1, May 1, August 1, and November 1. The annual airport permit fee for each airport taxicab shall be one hundred twenty-five dollars (\$125.00). Application for annual taxicab owner's permit must be submitted prior to October 1 each year.~~ Late applications will not be considered after the said dates. The airport director or his/her designated representative will then issue a decal for each vehicle. The decal shall be mounted on the lower left hand corner of the windshield; the left corner being on the driver's left when seated behind the wheel. This permit shall be issued for each taxicab and shall not be transferred to any other taxicab. If owner replaces a vehicle which has previously been permitted, the permit shall be canceled and application shall be made to the airport director or his/her designated representative for a replacement permit and pay an additional fee of ten dollars (\$10.00).

- (c) If an owner dies or becomes disabled, the permit may be transferred, upon notification to the airport director by the claimant, to the surviving spouse and if there is no surviving spouse, to the legal representative of the permittee or the estate, who would be eligible for the operation of the vehicle for the remainder of the permit period. A permit may also be transferred with the permittee's consent to the spouse for good cause and upon approval of the director or his/her designated representative. Upon expiration of the permit, the surviving spouse or legal representative may apply for the permit in his/her own name. Such applications shall not result in an increase in the number of permits in existence and shall be exempt from the requirement of section 4.05(3) (b) (2) (a) which reads "On and after September 1, 1990, taxicab owners permit will be issued only to those whose vehicle(s) have been permitted during the period October 1, 1989, through July 5, 1990."
- (d) This section and any amendments hereto shall not affect the exclusions contained in Section 4.05 (3) (b) (2) and any amendments made thereto.

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

Fiscal Note:

Adoption of this ordinance will not require an expenditure of funds.

File No. 01-316
(Journal, May 17, 2001)

(Item 6) From Director of Public Works, requesting authorization to enter into an agreement with the U.S. Department of Transportation, Federal Aviation Administration (FAA), for the lease of space in the air traffic control tower at Lawrence J. Timmerman Airport, by recommending adoption of the following:

A RESOLUTION

WHEREAS, at its meeting on September 29, 1994, the Milwaukee County Board of Supervisors authorized execution of an agreement between Milwaukee County and the U.S. Department of Transportation, Federal Aviation Administration (FAA) for the lease of space in the air traffic control tower at Lawrence J. Timmerman (LJTA) for a five-year period effective October 1, 1994; and

WHEREAS, the agreement was amended and extended for one additional year through September 30, 2000; and

WHEREAS, the FAA delayed entering into a new agreement pending congressional appropriations authorization; and

WHEREAS, the FAA is now requesting to enter into a new agreement with Milwaukee County for the lease of space in the air traffic control tower at LJTA, effective October 1, 2000; and

WHEREAS, the Transportation, Public Works and Transit Committee, at its meeting on May 2, 2001, concurred with the Airport staff's recommendation to enter into a new agreement with the FAA for the lease of space in the air traffic control tower at LJTA, effective October 1, 2000; now, therefore,

BE IT RESOLVED, that the Milwaukee County Board of Supervisors does hereby authorize the Director of Public Works and the County Clerk to execute a new agreement with the U.S. Department of Transportation, Federal Aviation Administration for the lease of space in the LJTA control tower to include the following conditions:

1. The initial term of the agreement shall be from October 1, 2000, through September 30, 2001, with the FAA having the

option to renew the agreement for four (4) additional one-year terms.

2. The rental for the approximately 2,150 square feet of space in the tower will be \$21,278 per year, subject to available government appropriations.

Fiscal Note:

Airport revenue will be \$21,278 for each year of the agreement.

File No. 01-317
(Journal, May 17, 2001)

(Item 7) From Director of Public Works, requesting authorization to amend Airport Agreement No. HP-695 with Philip Morris Management Corporation to accept a groundwater use deed restriction on the remaining contaminated portion of the leased premises, by recommending adoption of the following:

A RESOLUTION

WHEREAS, on July 14, 1980, Milwaukee County entered into Airport Agreement No. HP-695 with The Tennessee Gas Pipeline Co., a division of Tenneco, Inc., (Tenneco) for the lease of 414,000 square feet of land on the south side of General Mitchell International Airport for construction of an aircraft hangar; and

WHEREAS, on December 31, 1995, Airport Agreement No. HP-695 was assigned from Tenneco to Philip Morris Management Corporation due to the sale of the hangar; and

WHEREAS, at the time of the hangar sale, Amendment No. 1 to Airport Agreement No. HP-695 was executed, which added language to the agreement containing references to environmental investigations which documented contamination in the soil and groundwater on the leased premises; and

WHEREAS, Philip Morris has been remediating the referenced environmental contamination from the groundwater table since 1996 and has remediated the environmental contamination to the extent that Philip Morris can petition the Wisconsin Department of Natural Resources to close the site under the current property use; and

WHEREAS, Philip Morris is requesting that Milwaukee County accept a groundwater use deed restriction on the leased premises

with the understanding that any remaining contamination contained within the soil and groundwater will naturally attenuate within a reasonable period of time; and

WHEREAS, the Transportation, Public Works and Transit Committee, at its meeting on May 2, 2001, concurred with Airport staff's recommendation that Milwaukee County accept a groundwater use deed restriction on the remaining contaminated portion of the leased premises contained in Airport Agreement No. HP-695, and amend Airport Agreement No. HP-695 to ensure that Philip Morris is responsible for any residual or remaining contamination on the leased premises regardless of any closure granted by any government department; now, therefore,

BE IT RESOLVED, that the Milwaukee County Board of Supervisors does hereby accept a groundwater use deed restriction on the remaining contaminated portion of the leased premises contained in Airport Agreement No. HP-695; and

BE IT FURTHER RESOLVED, that the Director of Public Works and the County Clerk are hereby authorized to execute an amendment to Airport Agreement No. HP-695 to ensure that Philip Morris is responsible for any residual or remaining contamination on the leased premises regardless of any closure granted by any government department.

Fiscal Note:

Adoption of this resolution will not require an expenditure of funds.

File No. 01-314
(Journal, May 17, 2001)

(Item 8) From Director of Public Works, requesting authorization to increase the general aviation fuel flowage fee from \$0.05 to \$0.07 per gallon at General Mitchell International Airport and from \$0.05 to \$0.06 per gallon at Lawrence J. Timmerman Airport effective September 1, 2001, by recommending adoption of the following:

A RESOLUTION

WHEREAS, general aviation aircraft pay a fuel flowage fee of \$0.05 per gallon in lieu of landing fees at General Mitchell International Airport (GMIA); and

WHEREAS, this fee has not been reviewed or adjusted for more than 30 years; and

WHEREAS, a notice of a proposed fuel flowage fee increase from \$0.05 to \$0.07 was sent to all 52 airport-based aircraft owners at GMIA and a notice of a proposed fuel increase from \$0.05 to \$0.06 per gallon at Lawrence J. Timmerman Airport (LJTA) was sent to 110 owners at LJTA; and

WHEREAS, four public hearings were held on March 19 and March 22 at which eight pilot/owners attended and one letter was received protesting the increase; and

WHEREAS, the Airport staff has recommended that the fuel flowage fee be increased to \$0.07 per gallon at GMIA and \$0.06 per gallon at LJTA; and

WHEREAS, the Transportation, Public Works and Transit Committee, at its meeting on May 2, 2001 recommended approval of the increases; now, therefore,

BE IT RESOLVED, that the County Board of Supervisors does hereby authorize the airport staff to increase the fuel flowage fee from \$0.05 to \$0.07 per gallon at General Mitchell International Airport and from \$0.05 to \$0.06 per gallon at Lawrence J. Timmerman Airport, effective September 1, 2001; and

BE IT FURTHER RESOLVED, that the Airport Director is hereby directed to review the fuel flowage fee for general aviation every five (5) years.

Fiscal Note:

General aviation fuel flowage fees will increase approximately \$59,100 in 2001.

File No. 01-318
(Journal, May 17, 2001)

(Item 9) From Director of Public Works, requesting authorization to enter into an intergovernmental cooperative agreement with the U.S. Department of Agriculture regarding Wildlife Hazard Management at General Mitchell International Airport (GMIA) and Lawrence J. Timmerman Airport (LJTA), by recommending adoption of the following:

A RESOLUTION

WHEREAS, in August, 1998, as a result of an FAA "Certification/Safety Inspection" of GMIA, the FAA issued a "Letter

of Correction" for GMIA to have a Wildlife Hazard Assessment (WHA) on file; and

WHEREAS, GMIA entered into an Intergovernmental Cooperative Agreement under County Board approval with the U.S. Department of Agriculture - Wildlife Services; and

WHEREAS, the WHA is a comprehensive, detailed study and evaluation of factors contributing to wildlife hazards at an airport; and

WHEREAS, the data included in the WHA provides the basis for development of a comprehensive WHA and recommendations for technical and/or operational wildlife hazard management; and

WHEREAS, Wildlife Hazard Management (WHM) activities must be put into place to deal with any hazardous wildlife attractions or situations outlined in the WHA; and

WHEREAS, necessary elements included in a WHM Plan are:

1. Identify those responsible for implementation;
2. Identify and provide information on hazardous wildlife attractions on or near the airport;
3. Identify appropriate wildlife management techniques to minimize the hazard;
4. Recommend necessary equipment and supplies;
5. Identify training requirements for airport personnel required to implement wildlife hazard management techniques;

and

WHEREAS, the Transportation, Public Works and Transit Committee, at its meeting on May 2, 2001, concurred with the Department of Public Works recommendation that Milwaukee County enter into an intergovernmental cooperative agreement with the U.S. Department of Agriculture regarding Wildlife Hazard Management activities at GMIA and LJTA; now, therefore,

BE IT RESOLVED, that the Milwaukee County Board of Supervisors does hereby authorize the Director of Public Works to enter into an intergovernmental cooperative agreement with the U.S. Department of Agriculture to develop a comprehensive Wildlife

Hazard Management plan for General Mitchell Airport and Lawrence J. Timmerman Airport at a cost of \$25,000.

Fiscal Note:

The \$25,000 cost to develop a WHM Plan will be funded through the Airport's Professional Services Account where sufficient funds are available.

File No. 01-324
(Journal, May 17, 2001)

(Item 10) From the DBE Steering Committee, recommending DBE goals for United States Department of Transportation (USDOT) assisted projects for Federal Fiscal Year 2002, 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

WHEREAS, the Department of Public Works and the Disadvantaged Business Development Division have submitted proposed goals for FAA construction projects, FTA transit projects and FHA highway projects for federal fiscal year 2001-2002 in accordance with the approved methodology; and

WHEREAS, the goals are as follows:

FAA Airport:

- Construction: 30% to be achieved with 25% race conscious efforts and 5% race neutral efforts;
- Professional Services: 25% to be achieved with 25% race conscious efforts;
- Overall FAA goal: 29.36% of which 25% is race and gender conscious and 4.36% is race neutral;

FTA Transit:

- Construction: 30% to be achieved with 25% race conscious efforts and 5% race neutral efforts;
- Procurement: 4% to be achieved with race neutral efforts;
- Overall FTA goal: 5.32% of which 1.27% is race conscious and 4.05% is race neutral;

FHWA Highway & Bridges:

- Construction: 25% to be achieved with 20% race conscious efforts and 5% race neutral efforts;
- Professional Services: 25% to be achieved with 20% race conscious efforts and 5% race neutral efforts;
- Overall FHWA goal: 25% of which 20% is race conscious and 5% is race neutral;
- Overall USDOT: 29.13% of which 23.98% is race conscious and 5.15% is race neutral;

and

WHEREAS, the DBE Steering Committee has reviewed the goals and has recommended they be approved for publication to allow for the required 45 day public comment period in accordance with federal regulations; and

WHEREAS, the Transportation, Public Works and Transit Committee has reviewed the goals; and

WHEREAS, the Finance and Audit Committee has reviewed the goals; now, therefore,

BE IT RESOLVED, that the County Board of Supervisors does hereby approve the following recommended DBE goals for FY 2002 for federally-funded transportation projects subject to further review following the required 45 day public comment period:

FAA Airport:

- Construction: 30% to be achieved with 25% race conscious efforts and 5% race neutral efforts;
- Professional Services: 25% to be achieved with 25% race conscious efforts;
- Overall FAA goal: 29.36% of which 25% is race and gender conscious and 4.36% is race neutral;

FTA Transit:

- Construction: 30% to be achieved with 25% race conscious efforts and 5% race neutral efforts;
- Procurement: 4% to be achieved with race neutral efforts;

- Overall FTA goal: 5.32% of which 1.27% is race conscious and 4.05% is race neutral;

FHWA Highway & Bridges:

- Construction: 25% to be achieved with 20% race conscious efforts and 5% race neutral efforts;
- Professional Services: 25% to be achieved with 20% race conscious efforts and 5% race neutral efforts;
- Overall FHWA goal: 25% of which 20% is race conscious and 5% is race neutral;
- Overall USDOT: 29.13% of which 23.98% is race conscious and 5.15% is race neutral;

and

BE IT FURTHER RESOLVED, that the Director of the Disadvantaged Business Development Division is hereby authorized and directed to publish these recommended DBE goals for a period of 45 days to allow for public comment in accordance with federal requirements as stipulated in 49 CFR Part 26.

Fiscal Note:

Adoption of this resolution will require an expenditure of funds to publish the DBE goals in accordance with federal regulations. Funds for this purpose are available in the DBD Division budget.

File No. 01-60
(Journal, January 18, 2001)

(Item 11) From the Director of Public Works submitting a policy defining criteria for local cost sharing and participation on County Trunk Highway improvement projects, by recommending adoption of the following:

A RESOLUTION

WHEREAS, criteria for local cost sharing and participation on County Trunk Highway improvement projects require County Board approval; and

WHEREAS, the goal in requiring local financial involvement in funding improvements to County Trunk Highways is to provide for a substantial and continuous improvement program that reflects the limited availability of State and Federal aids as well as County fiscal constraints; and

WHEREAS, it is appropriate that local jurisdictions directly benefiting from a highway project share in its cost in accordance with the County authority to impose local cost sharing and participation as provided in the State Statutes; and

WHEREAS, the Director of Public Works has recommended a policy whereby local jurisdictions would pay a local share based on the following criteria:

- 30% of the eligible cost when a project involves a rural type facility that is reconstructed to an urban cross section or involves an urban cross section that requires total reconstruction;
- 10% of the eligible cost when a project is classified as either a rural or an urban type facility and is proposed for major reconditioning, defined as resurfacing three (3) inches or more with structural repairs to the existing pavement (base patching and/or joint repairs), repairs to the existing curb and gutter system, repairs to the existing drainage system (conduit and/or ditch), roadway widening or narrowing and minor geometric changes to improve safety;
- 5% of the eligible cost when a project is classified as either a rural or an urban type facility and is proposed for minor reconditioning, defined as resurfacing less than three (3) inches of pavement or milling of a concrete pavement to provide a smoother ride and/or paving of the shoulders;
- Routine maintenance (defined as pothole and joint patching, joint sealing, roadway sealing, roadside ditch repairs, shoulder repairs or grading, drainage facility repairs and other similar maintenance) shall not result in local cost sharing;

and

WHEREAS, further criteria regarding this cost sharing policy, including items which would be eligible for county funding and items which would be the funding responsibility of local jurisdictions, are delineated in a report from the Director of Public Works entitled Milwaukee County's County Trunk Highway Cost Sharing Policy, dated December 8, 2000, which is herein made a part of this file; and

WHEREAS, the Transportation, Public Works and Transit Committee, at its meeting on May 2, 2001, recommended approval of the cost sharing policy; now, therefore,

BE IT RESOLVED, that the County Board of Supervisors does hereby adopt the local highway cost sharing policy as recommended by the Director of Public Works in a report entitled Milwaukee County's County Trunk Highway Cost Sharing Policy, dated December 8, 2000, which is herein made a part of this file; and

BE IT FURTHER RESOLVED, that the Department of Public Works is hereby directed to distribute copies of this policy to all city and village clerks in Milwaukee County.

Fiscal Note:

Adoption of this resolution will not require an expenditure of funds. This policy is an attempt to create uniform and consistent cost sharing with all local units of government while leveling the annual County financing commitments for highway purposes.

The foregoing report correctly states the action taken by the said committee at a meeting held May 2, 2001.

JAMES G. WHITE
Chairperson

The question was on adoption.

SEPARATE ACTION was requested on **Items 2 AND 11.**

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

AYES—Aldrich, Arciszewski, Borkowski, Davis, De Bruin, Diliberti, Holloway, Jasenski, Johnson, Krug, Launstein, Lutzka, Mayo, McGuigan, Podell, Quindel, Ryan, Schmitt, Weishan, White, Zielinski and the Chairman—22. **NOES**—0. **EXCUSED**—Bailey, Coggs-Jones and Nyklewicz—3.

Supervisor Krug **SUBMITTED** the following **Amendment No. 1 to Item 2, File No. 00-738(a)(a):**

Amend the sixth item under the category "*All Milwaukee County Transit System Passengers are responsible for*" as follows:

6. Understanding that service delays may result from circumstances that are far beyond the control of the operator, ~~in~~ such as traffic delays, ~~or~~ inclement weather, ~~etc.~~

Thereupon, the foregoing Amendment No. 1 WAS ADOPTED by the following vote:

AYES—Aldrich, Arciszewski, Bailey, Borkowski, Davis, De Bruin, Diliberti, Holloway, Krug, Launstein, McGuigan, Podell, Quindel, Schmitt, Weishan, Zielinski and the Chairman—17. **NOES**—Jasenski, Johnson, Lutzka, Mayo, Ryan and White—6. **EXCUSED**—Coggs-Jones and Nyklewicz—2.

Supervisor Mayo SUBMITTED the following Amendment No. 2 to Item 2, File No. 00-738(a)(a):

Amend the sixth item under the category "*All Milwaukee County Transit System Passengers are responsible for*" as follows:

"6. Understanding that service delays may result from circumstances that are beyond the control of the operator, i.e. traffic delays, inclement weather, etc., or personal needs of the bus operator."

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

AYES—Borkowski, Davis, Diliberti, Johnson, Launstein, Mayo, Podell, Schmitt, White, Zielinski and the Chairman—11. **NOES**—Aldrich, Arciszewski, Bailey, De Bruin, Holloway, Jasenski, Krug, Lutzka, McGuigan, Quindel, Ryan and Weishan—12. **EXCUSED**—Coggs-Jones and Nyklewicz—2.

Thereupon, Item 2, as amended, WAS ADOPTED by the following vote:

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

Thereupon, Item 11 WAS ADOPTED by the following vote:

AYES—Aldrich, Arciszewski, Bailey, Borkowski, Davis, De Bruin, Diliberti, Holloway, Jasenski, Johnson, Krug, Lutzka, Mayo, McGuigan, Quindel, Ryan, Schmitt, Weishan, White, Zielinski and the Chairman—21. **NOES**—Launstein and Podell—2. **EXCUSED**—Coggs-Jones and Nyklewicz—2.

By Supervisor Ryan, Chairperson:

From the Committee on Economic and Community Development, reporting on 6 items.

File No. 01-128
(Journal, February 15, 2001)

(Item 1) From Burleigh Street Community Development Corporation, requesting a grant to develop a commercial building on the site of an abandoned bowling alley, by recommending adoption of the following:

A RESOLUTION

WHEREAS, the 2001 adopted Milwaukee County budget includes an allocation of \$200,000 for the Economic Development Reserve fund; and

WHEREAS, the Economic Development Division has devised a strategic objective for the 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 Burleigh Street Community Development Corporation (BSCDC) is a local economic development entity that works to serve as a catalyst for improvement and expansion of the business district that exists on West Burleigh Street between North Sherman Boulevard and North 60th Street; and

WHEREAS, the BSCDC has purchased the abandoned Zach's Bowling Alley located at North 54th and West Burleigh Streets and demolished the building with the intention of constructing a new multi-use Community Enterprise Center on that site; and

WHEREAS, it is estimated that the new Center will provide approximately 50 jobs in the areas of retail, service, clerical, managerial and professional; and

WHEREAS, the Enterprise Center project has a total budget of \$3 million and the BSCDC has already obtained funding commitments for approximately \$1.8 million from a variety of sources including the Bader Foundation, Bradley Foundation,

Greater Milwaukee Foundation and the Northwestern Mutual Foundation; and

WHEREAS, the BSCDC plans to complete fund raising efforts for the project within the next several months, and will begin construction in the fall of 2001 with an expectation that the building will be fully leased by the summer of 2002; now, therefore,

BE IT RESOLVED, that the Economic Development Division is hereby authorized to negotiate and enter into a grant agreement with the Burleigh Street Community Development Corporation in the amount of \$20,000 to assist with the development of the BSCDC's Community Enterprise Center at North 54th and West Burleigh Streets; and

BE IT FURTHER RESOLVED, that the grant agreement between Milwaukee County and the Burleigh Street Community Development Corporation shall require that County funds be used to reimburse the Corporation for actual expenses incurred in the construction of the Community Enterprise Center, and that all County funds be expended within two years of adoption of this resolution.

Fiscal Note:

Pursuant to the Economic Development Division, sufficient funds are available in the Economic Development Reserve Account to provide a grant at the recommended level of funding. A fund transfer will be required to move funds from the Reserve Account into the operating budget of the Economic Development Division.

File No. 01-331
(Journal, May 17, 2001)

(Item 2) From Director, Department of Administration, a request from the Badger Association of the Blind for a County Economic Development Brownfield Grant to assist in the redevelopment of a property located at 970 North Hawley Road, by recommending adoption of the following:

A RESOLUTION

WHEREAS, the County's 2001 adopted capital budget included an appropriation of \$200,000 for remediation of brownfield sites, and the current balance in the Brownfield Redevelopment Account is \$770,500; and

WHEREAS, the Economic Development Division has received a request from the Badger Association of the Blind for a grant from the County's Brownfield Redevelopment Fund to assist in the redevelopment of a site located at 970 North Hawley Road; and

WHEREAS, the Badger Association of the Blind has been providing hope, opportunity and innovative services to blind and visually impaired people for more than 80 years. Born of the inspiration and leadership of individuals who were blind, the Badger Association of the Blind has a long-standing commitment to helping people achieve maximum economic, social and personal independence through a variety of outstanding educational and rehabilitative programs; and

WHEREAS, the Badger Association of the Blind, located adjacent to and south of the property at 912 North Hawley Road, is in the process of acquiring the property from the City of Milwaukee. The property was a former landfill and is currently an unproductive eyesore; and

WHEREAS, the Badger Association of the Blind has recently received approval of a Brownfield grant from the Wisconsin Department of Commerce in the amount of \$200,000, with a total environment-related project cost of \$447,548; and

WHEREAS, this site includes vacant land which needs environmental investigation and remediation which is consistent with the purposes of Milwaukee County's Brownfield Redevelopment Fund; now, therefore,

BE IT RESOLVED, that the Milwaukee County Board of Supervisors hereby authorizes the Economic Development Division to enter into a grant agreement with the Badger Association of the Blind in the amount of \$75,000 from the Brownfield Redevelopment Capital Account to be used for funding the remediation and redevelopment of a site located at 970 North Hawley Road; and

BE IT FURTHER RESOLVED, that the grant agreement between Milwaukee County and the Badger Association shall further require that County funds be used to reimburse the grantee for actual costs incurred for remediation activities on the site, and that all County funds be expended within two years of adoption of this resolution.

Fiscal Note:

Pursuant to the Economic Development Division, adoption of this resolution will not require an appropriation of funds

but does authorize and expenditure of \$75,000 which is currently available in the Brownfield Redevelopment Capital Account.

File No. 01-346
(Journal, May 17, 2001)

(Item 3) From La Causa, requesting a grant from the Economic Development Brownfield account for removal of contaminated soils and related costs at La Causa's new childcare and medical clinic located at South Second and Mitchell Streets, by recommending adoption of the following:

A RESOLUTION

WHEREAS, the County's adopted 2001 Capital budget included an appropriation of \$200,000 for remediation of brownfield sites, and the current balance in the Brownfield Redevelopment Account is \$770, 500; and

WHEREAS, La Causa, Inc. is a non.-profit entity which provides a variety of social service and day care programs to Milwaukee's near south side Hispanic community; and

WHEREAS, La Causa has embarked upon a \$6 million capital project for construction of a Child Care Center and Medical Clinic at the corner of South 2nd and West Mitchell Streets; and

WHEREAS, the site on South 2nd Street was acquired from Milwaukee County in two separate transactions (File No. 90-782 and File No. 98-569) occurring in 1990 and 1999; and

WHEREAS, La Causa conducted a Phase I environmental assessment prior to purchasing the site from Milwaukee County, and a more extensive Phase II assessment and geo-technical exploration in 1999; and

WHEREAS, construction of La Causa's new facility commenced in late summer of 2000 and excavation on the site uncovered the presence of a variety of unanticipated fill materials; and

WHEREAS, in August 2000 La Causa and its environmental consultant, Miller Engineers and Scientists, submitted a communication to the Wisconsin Department of Natural Resources outlining a proposal for handling contaminants and fill materials found on the site; and

WHEREAS, the Wisconsin DNR issued its approval of the

remediation plan as submitted in a letter dated September 12, 2000; and

WHEREAS, as a result of the unanticipated environmental problems encountered on the site La Causa has to date expended more than \$200,000 on landfill tipping charges, additional clean structural fill and engineering fees; and

WHEREAS, these costs are far in excess of the amount originally budgeted for construction contingencies and environmental clean-up, and La Causa currently estimates that the total cost of site remediation is likely to reach \$250,000; now, therefore,

BE IT RESOLVED, that the Milwaukee County Board of Supervisors hereby authorizes the Economic Development Division to enter into a grant agreement with La Causa, Inc. in the amount of \$100,000 from the Brownfield Redevelopment Capital Account to be used for costs related to environmental remediation of the site located at 1643-87 South 2nd Street; and

BE IT FURTHER RESOLVED, that the grant agreement between Milwaukee County and La Causa shall require that County funds be used to reimburse La Causa for actual costs incurred for remediation activities on the site, and that all County funds be expended within two years of adoption of this resolution.

Fiscal Note:

Adoption of this resolution will not require an appropriation of funds but does authorize the expenditure of \$100,000 which is currently available in the Brownfields Redevelopment Capital Account. This fiscal note was prepared by the Division of Economic Development.

File No. 01-321
(Journal, May 17, 2001)

(Item 4) From the County Executive, submitting the County Grounds Northeast Quadrant Comprehensive Development Plan, by recommending adoption of the following:

A RESOLUTION

WHEREAS, the Milwaukee County Grounds is approximately 1,000 acres of land within the City of Wauwatosa, originally purchased in the 1800's for use as a public "poor farm"; and

WHEREAS, by the 1960's the Grounds had evolved into an urban setting which was increasingly dominated by the medical and mental health facilities of the Milwaukee Regional Medical Center (MRMC) and the Milwaukee County Research Park Corporation (MCRPC); and

WHEREAS, because of the changing character of the Grounds in the late 1980's, Milwaukee County joined with the members of the MRMC to develop a land use plan that could serve as a guide for the orderly growth and development of the Grounds; and

WHEREAS, the primary focus of the plan that was adopted by the County Board of Supervisors in May, 1989 (File No. 89-357) was the contemplated growth of the Regional Medical Center in the Southeast quadrant, with the largely undeveloped land to the north of Watertown Plank Road being reserved for medical center use and related development; and

WHEREAS, major changes have occurred on the County Grounds since adoption of the 1989 land use plan, including the decision to sell Doyne Hospital, sale of the County's power plant operation to the Wisconsin Electric Power Company, and a commitment by Milwaukee County to pursue zoning changes for approximately 50 acres of land located immediately west of the power plant site; and

WHEREAS, these changes led to a decision in early 1996 to review and update the existing land use plan, and a work group consisting of representatives from MRMC, MCRPC, the County's Department of Administration and Department of Public Works was established and contracts were issued for utility infrastructure studies, traffic and transportation impacts and economic feasibility analysis; and

WHEREAS, in December, 1996 the work group presented an "Interim Report - A Supplement to the Milwaukee County Grounds Land Use Plan" which included potential development options for the Grounds Northeast quadrant; and

WHEREAS, the interim plan presented to the public in May, 1997 suggested that up to 240 acres within the Northeast quadrant could be made available for development, including office, retail, owner occupied and rental housing, and a hotel/conference center; and

WHEREAS, the plan elicited a variety of citizen concerns, and, in response to those concerns, the County Board imposed a two-year

moratorium (File No. 97-483) "on any action except planning, concerning the possible development of lands located within the County Grounds Northeast quadrant . . . to allow all interested parties to adequately consider all alternatives. . ."; and

WHEREAS, in response to this action, the County Executive appointed a seventeen-member citizens panel, the Milwaukee County Grounds Land Use Planning Committee (LUPC), and charged the committee with the task of developing a land use plan and guidelines for future development of approximately 240 acres of land located within the Northeast quadrant; and

WHEREAS, the LUPC utilized a participatory planning process which included a series of public meetings and hearings which elicited comment from many individuals and organizations interested in the various types of development and community programming that might occur on the County Grounds; and

WHEREAS, during the LUPC study process, other entities; more specifically, the Wisconsin Department of Natural Resources (DNR), Milwaukee Metropolitan Sewerage District (MMSD) and Wisconsin Lutheran College, advanced proposals for a forestry education center, flood control basins and athletic fields in the Northeast quadrant, and asked that their proposals be reviewed as part of the land use planning process; and

WHEREAS, the LUPC presented its final report and recommendations to the County Executive in March, 1999, and those recommendations were subsequently transmitted to the County Board for review and approval; and

WHEREAS, in September 1999 the County Board of Supervisors endorsed the land use plan (File No. 99-460) and recommendations contained within the LUPC final report; and

WHEREAS, that same County Board resolution directed the DOA-Economic Development Division to continue discussions with MMSD regarding the establishment of flood prevention improvements within a portion of the Northeast quadrant, and to continue discussions with the DNR regarding the potential for a state presence on the County Grounds; and

WHEREAS, in September, 2000 the County Board adopted a resolution [File No. 00-85(a)(a)] which authorized staff of the County Board, Parks Department and DOA-Economic Development Division to work jointly with Wisconsin Lutheran College to develop a proposed plan detailing the construction, operation and

• maintenance of a complex of athletic fields, comprising approximately 20 acres, within the Grounds Northeast quadrant; and

WHEREAS, the Committee on Economic and Community Development, at its meeting on May 7, 2001, recommended approval (vote 5-1) of the comprehensive plan for the County Grounds Northeast Quadrant as proposed by the County Executive with minor modifications; now, therefore,

BE IT RESOLVED, that Milwaukee County hereby adopts a comprehensive plan for the County Grounds Northeast quadrant, which shall contain the following elements (as depicted on the exhibit attached hereto and made a part of this file):

CAMP WIL-O-WAY - Camp Wil-O-Way recreation center (area A-1) will remain in its current location.

COMMUNITY GARDENS - Community garden plots that are currently scattered throughout the northeast quadrant will be relocated (area A-2) to an area west of the Wil-O-Way center, and other suitable locations within Milwaukee County. A sufficient amount of land will be made available at these sites to ensure that any individual currently renting a garden plot in the NE quadrant will be able to continue their participation in the program. The County Parks Department will enter into a lease agreement with the UW-Extension for operation of a garden plot program within area A-2, under such terms and conditions as are in the best interests of Milwaukee County.

FORESTRY EDUCATION CENTER & STATE FOREST - Contingent upon obtaining the necessary approvals from the Wisconsin Department of Natural Resources Board and the State Legislature, Milwaukee County will enter into an agreement with the DNR for construction and operation of a State of Wisconsin Forestry Education Center (area A-3). The Center will be located to the north of Swan Boulevard, utilizing an area that formerly contained the Parks Department nursery and the adjoining "old growth" forest lands, with said lands to be conveyed to the DNR by means of a land lease or conservation easement.

Milwaukee County also supports the concept of having the State DNR manage MMSD detention basins located in areas A-4 and E-1, and will work to facilitate the negotiation of an agreement between the DNR and MMSD for management of the aforementioned basin areas.

DETENTION BASINS - In order to comply with provisions contained in the "Stormwater Management Fee Adjustment

Agreement" negotiated between Milwaukee County and the City of Wauwatosa, the County will permit MMSD to utilize lands within the Northeast quadrant for construction of two storm-water detention basins with a total capacity of approximately 800 acre feet, said lands to be conveyed to MMSD by means of a land lease or easement. The basin located north of Swan Boulevard (area A-4) will be designed to function as a wet basin, and will utilize a surface area of approximately 20 acres. The basin located to the south and east of Swan Boulevard (area E-1) will be designed to function as a multi-purpose basin. This basin will utilize a total surface area of approximately 40 acres. Additionally, MMSD shall provide an adequate berm around the adjacent paupers cemetery (F-1) to prevent floodwaters from encroaching upon that site.

CEMETERY LANDS - An archaeological investigation of the NE quadrant has been conducted by researchers from UW-Milwaukee. In addition to the existing Milwaukee County cemetery (F-1), this investigation discovered a second burial site (F-2) within the area. It is understood and agreed that Milwaukee County and MMSD will ensure that each of these sites is preserved and protected by pledging to make any improvements necessary to ensure the integrity of burial sites, providing appropriate fencing to secure the perimeter of each site and erecting a suitable monument to recognize and honor the deceased.

COMMUNITY ATHLETIC FIELDS & WISCONSIN LUTHERAN COLLEGE - There are currently five soccer fields in the NE quadrant which are being utilized by various clubs and schools within the community. The adopted plan for redevelopment of the NE quadrant shall provide for the replacement of these fields, including a minimum of three regulation size soccer fields and a minimum of two youth fields. All replacement soccer fields are to be located within areas D-2 and E-2.

Milwaukee County will enter into a lease agreement with Wisconsin Lutheran College (WLC) for the construction, operation and maintenance of a complex of athletic practice fields, a football stadium and tennis courts (area D-1) adjacent to the development zone along West Watertown Plank Road. A site of approximately 27 acres shall be reserved for this purpose.

All athletic facilities constructed within the Northeast quadrant shall adhere to the "Recreational Fields Development Guidelines" created by Hurtado Consulting LLC and included in the final report and recommendations of the LUPC.

MIXED-USE DEVELOPMENT - Upon approval of a development plan for an area of approximately 60 acres (areas B & C) adjacent to U.S. Highway 45 and West Watertown Plank Road Milwaukee County shall submit a re-zoning request to the City of Wauwatosa; and

BE IT FURTHER RESOLVED, staff of the Department of Parks, DOA-Economic Development Division, County Board and Corporation Counsel is directed to meet with representatives of the Milwaukee Metropolitan Sewerage District, Wisconsin Department of Natural Resources, Wisconsin Lutheran College and the UW-Extension for the purpose of negotiating any and all agreements necessary to carry out the intent of this resolution; and

BE IT FURTHER RESOLVED, all agreements and leases resulting from those negotiations shall be brought before the County Board of Supervisors for review and approval; and

BE IT FURTHER RESOLVED, no County lands located within the Northeast quadrant shall be sold to the Milwaukee Metropolitan Sewerage District, Wisconsin Department of Natural Resources, Wisconsin Lutheran College or UW-Extension; any conveyance of land to the aforementioned entities shall be by land lease, permanent easement or conservation easement; and

BE IT FURTHER RESOLVED, because all of the elements contained within this comprehensive redevelopment plan reflect both a complexity and community of interest, that Milwaukee County as owner of these lands reserves the right to modify this comprehensive plan or any land use provision referenced in this resolution in the event that the Wisconsin Department of Natural Resources, Milwaukee Metropolitan Sewerage District, UW-Extension or the City of Wauwatosa fail to approve through their respective ordinances, statutes, resolutions, permitting or regulatory powers that portion of this comprehensive plan related to their jurisdiction.

Fiscal Note:

Adoption of this resolution will not require an expenditure of funds but an expenditure of staff time will be required in order to implement the policies contained within this comprehensive development plan.

File No. 01-322
(Journal, May 17, 2001)

(Item 5) From Director of Economic Development, requesting approval of the expanded scope of services for professional services

related to the County Grounds and authorizing the increase of the contract with Land Design Studio, LLC, to \$26,000.00, by recommending adoption of the following:

A RESOLUTION

WHEREAS, Section 56.30 of the Milwaukee County Ordinances requires that any increase of a personal services contract amount which results in the total contract amount exceeding \$20,000 must have County Board approval; and

WHEREAS, Resolution File No. 99-460, passed by the Board in September, 1999, endorsed the land use plan recommendations for the NE Quadrant of County Grounds of the County Ground's Land Use Planning Committee of March, 1999, and directed the Director of Economic Development to devise a proposed development plan for use of the area and authorized appropriate County officials to initiate any additional planning or other such studies needed to carry out the intent of the resolution; and

WHEREAS, in January 2001, the Economic Development Division informally solicited proposals for preliminary schematic site development design for a portion of the NE Quadrant of Milwaukee County Grounds and selected and contracted with the firm Land Design Studio, LLC, for \$16,543.00 for the following scope of services:

1. Review existing project site information.
2. Conduct a series of project workshops to review site issues from all stakeholder perspectives.
3. Develop alternative site plans.
4. Review and critique alternatives with stakeholders.
5. Refine the selected preliminary site plan incorporating all relevant elements, develop guidelines for design development and develop preliminary infrastructure cost estimates; and

WHEREAS, items 1 through 4 of the above scope of services has been completed and item 5 will be conducted in the next several weeks; and

WHEREAS, the Division of Economic Development recommends extending the scope of services of the existing contract to include the following:

6. Project documentation.
 - a. Develop a color digital rendering of the site plan.
-

- b. Prepare a set of illustrated design guidelines for the site.
- c. Prepare a rendered plan illustrating the flexibility of key parameters to future developers.
- d. Prepare final presentation materials such as: mounted drawings; booklets; Power Point presentation; and

WHEREAS, such expansion of the scope of services would increase the contract amount from \$16,543.00 to \$26,000.00; now, therefore,

BE IT RESOLVED, that the County Board of Supervisors does hereby approve the expanded scope of services and authorizes the Director of the Division of Economic Development to increase the contract with Land Design Studio, LLC, to \$26,000.00; and

BE IT FURTHER RESOLVED, that the Director of Public Works is hereby directed to consult with officials from the City of Wauwatosa, the City of Milwaukee and the Wisconsin Department of Transportation (WISDOT) to determine what plans WISDOT has for the I-45/Watertown Plank Road interchange, a possible timetable for implementing those plans and how those plans may affect development on the County Grounds so the consultant may take that information into consideration as he formulates the development plan.

Fiscal Note:

Pursuant to the Director of Economic Development, sufficient funds are budgeted to implement the action recommended.

File No. 01-312
(Journal, May 17, 2001)

(Item 6) Resolution by Supervisor White, authorizing and directing the Director of the Economic Development Division to sell the Milwaukee County-owned properties located at 5416 N. 12th Street and 5370 N. 13th Street to individuals through a sealed bidding process and deed restrict the properties to one single family residence per parcel, by recommending adoption of the following:

AN AMENDED RESOLUTION

WHEREAS, the County-owned parcels located at 5416 N. 12th Street and 5370 North 13th Street have been declared excess to the needs of Milwaukee County; and

WHEREAS, Milwaukee County intends to sell these two parcels; and

WHEREAS, for several years residents in the area have expressed fears, concerns and objections to higher intensity developments on those parcels; now, therefore,

BE IT RESOLVED, that the Milwaukee County Board of Supervisors does hereby authorize and direct the Director of the Economic Development Division to sell the properties located at 5416 N. 12th Street and 5370 N. 13th Street to prospective buyers through a sealed bidding process; and

BE IT FURTHER RESOLVED, that the Director of the Economic Development Division is further authorized and directed to prepare deed restrictions that limit the development of these properties to one single-family residence each; and

BE IT FURTHER RESOLVED, that the Milwaukee County Board of Supervisors will retain the right to waive the deed restrictions as it is deemed necessary.

Fiscal Note:

Adoption of this resolution will not increase revenues. If these properties are sold, an unknown amount of revenues may be generated.

The foregoing report correctly states the action taken by the said committee at a meeting held May 7, 2001.

**LINDA RYAN
Chairperson**

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, Bailey, Borkowski, Davis, De Bruin, Diliberti, Holloway, Jasenski, Johnson, Krug, Launstein, Lutzka, Mayo, McGuigan, Podell, Quindel, Ryan, Schmitt, Weishan, White, Zielinski and the Chairman—23. **NOES**—0. **EXCUSED**—Coggs-Jones and Nyklewicz—2.

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The Chair called for a brief recess.

The Board RECONVENED at 4:40 p.m. this same day.

Supervisor Ordinans in the Chair.

PRESENT: Arciszewski, Bailey, De Bruin, Diliberti, Holloway, Jasenski, Johnson, Krug, Launstein, Lutzka McGuigan, Podell, Ryan, Schmitt, Weishan, White, Zielinski and the Chairman—18. **ABSENT:** Aldrich, Borkowski, Davis, Mayo and Quindel—5. **EXCUSED:** Coggs-Jones and Nyklewicz—2.

From the Committee on Economic and Community Development (continued):

Supervisor Ryan moved that Item 4, along with Item 11 from the Committee on Parks, Energy and Environment be referred to the Corporation Counsel for an Opinion.

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

AYES—Aldrich, Arciszewski, Bailey, Borkowski, Davis, De Bruin, Diliberti, Jasenski, Johnson, Krug, Launstein, Lutzka, Mayo, McGuigan, Podell, Quindel, Ryan, Schmitt, Weishan, White, Zielinski and the Chairman—22. **NOES**—Holloway—1. **EXCUSED**—Coggs-Jones and Nyklewicz—2.

By the Committee on Intergovernmental Relations - 3 Items.

File No. 01-353

(Item 1) WHEREAS, the Committee on Intergovernmental Relations, at its meeting on May 14, 2001, considered Assembly Bill 305 relating to liability for the inspection of property; now, therefore,

BE IT RESOLVED, that the Milwaukee County Board of Supervisors does hereby support Assembly Bill 305; and

BE IT FURTHER RESOLVED, that the Division of Intergovernmental Relations is hereby authorized and directed to convey this position to the Legislature during deliberation on this bill.

File No. 01-354

(Item 2) WHEREAS, the Committee on Intergovernmental Relations, at its meeting on May 14, 2001, considered Assembly Bill 335 relating to late installment payments of property taxes; now, therefore,

BE IT RESOLVED, that the Milwaukee County Board of Supervisors does hereby oppose Assembly Bill 335; and

BE IT FURTHER RESOLVED, that the Division of Intergovernmental Relations is hereby authorized and directed to convey this position to the Legislature during deliberation on this bill.

File No. 01-355

(Item 3) WHEREAS, the Committee on Intergovernmental Relations, at its meeting on May 14, 2001, considered Senate Bill 80 relating to eliminating emergency detention under the fifth standard of dangerousness, eliminating termination of involuntary, civil commitments under the fifth standard of dangerousness, permitting only petitions approved by the attorney general to be filed for involuntary civil commitment under the fifth standard of dangerousness, and providing access by the corporation counsel to court records and treatment records of persons receiving services for mental illness, developmental disabilities, alcoholism or drug dependence; now, therefore,

BE IT RESOLVED, that the Milwaukee County Board of Supervisors does hereby support Senate Bill 80; and

BE IT FURTHER RESOLVED, that the Division of Intergovernmental Relations is hereby authorized and directed to convey this position to the Legislature during deliberation on this bill.

The foregoing resolutions correctly state the action taken by the said committee at a meeting held May 14, 2001.

ROBERT KRUG
Chairperson

Supervisor Krug **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 on adoption.

Thereupon, the foregoing resolutions WERE ADOPTED by the following vote:

AYES—Aldrich, Arciszewski, Bailey, Borkowski, Davis, De Bruin, Diliberti, Holloway, Jasenski, Krug, Launstein, Lutzka, Mayo, McGuigan, Podell, Quindel, Ryan, Schmitt, Weishan, White, Zielinski and the Chairman—22. **NOES**—Johnson—1. **EX-CUSED**—Coggs-Jones and Nyklewicz—2.

By Supervisor Krug, Chairperson:

From the Committee on Intergovernmental Relations, reporting on 2 Items.

File No. 01-298
(Journal, May 17, 2001)

(Item 1) Resolution by Supervisors McGuigan and Jasenski, opposing the proposed \$3.2 million reduction in funding for the State Public Defender's Office as recommended in the Governor's 2001-2003 State Budget, by recommending adoption of the following:

AN AMENDED RESOLUTION

WHEREAS, the Governor's proposed 2001-2003 budget includes a reduction of \$3.2 million or about 5% in funding for the State Public Defenders Office; and

WHEREAS, the proposed reduction could force the layoff of about 50 attorneys statewide with a majority of those vacancies likely to occur in Milwaukee County where 15 or more than 60 authorized positions could be cut; and

WHEREAS, in Milwaukee County there are currently about five vacant positions in the Public Defenders Office; and

WHEREAS, a reduction in the number of public defenders could negatively impact court operations through trial delays as well as possible increased costs for County-funded legal fees to cover the cost of legal representation for those indigent defendants who do not qualify for representation by the Public Defenders Office; and

WHEREAS, the reduction in public defender positions could also impact the County jail population if indigent defendants are

forced to remain in custody longer pending trials which may be delayed; and

WHEREAS, according to state and federal law, poor people charged with criminal offenses have a right to appointed counsel and if the Public Defenders Office is unable to represent such persons, a private bar attorney must be appointed to handle the case at a higher cost; and

WHEREAS, it is much more cost effective to provide indigent representation through the Public Defenders Office; and

WHEREAS, for these reasons, Milwaukee County should oppose the Governor's proposed cut in funding for the Public Defenders Office; now, therefore,

BE IT RESOLVED, that the Milwaukee County Board of Supervisors does hereby oppose the proposed \$3.2 million reduction in funding for the State Public Defenders Office as recommended in the Governor's 2001-2003 State Budget; and

BE IT FURTHER RESOLVED, that the Division of Intergovernmental Relations is hereby directed to convey this position to the Joint Finance Committee and the Legislature as it deliberates the Governor's proposed 2001-2003 State Budget, as well as previously established County positions regarding the need to update State indigency guidelines pertaining to the use of the Public Defenders Office and the need to require the Public Defenders Office to represent indigent parents in CHIPS cases.

File No. 01-320
(Journal, May 17, 2001)

(Item 2) Resolution by Supervisors Ryan, Nyklewicz, Jasenski and others, supporting the proposed tax exemption plan for Midwest Express Airlines and Air Wisconsin now pending before the Legislature and calling on the Assembly and Senate to expedite passage of the measure, by recommending adoption of the said resolution as appearing in the Journal of Proceedings of May 17, 2001, as also recommended by the Committee on Transportation, Public Works and Transit.

The foregoing report correctly states the action taken by the said committee at a meeting held May 14, 2001.

ROBERT KRUG
Chairperson

The question was on adoption.

SEPARATE ACTION was requested.

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

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

Supervisor Launstein moved to lay over Item 2.

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

AYES—Bailey, Diliberti, Holloway, Johnson, Launstein, Lutzka, Mayo, McGuigan, Schmitt, Zielinski and the Chairman—11. **NOES**—Aldrich, Arciszewski, Borkowski, Davis, De Bruin, Jasenski, Krug, Podell, Quindel, Ryan, Weishan and White—12. **EXCUSED**—Coggs-Jones and Nyklewicz—2.

By Supervisor Diliberti, Chairperson:

**From the Special Committee on Redistricting,
reporting on 3 Items.**

File No. 01-273
(Journal, April 12, 2001)

(Item 1) Resolution by Supervisor Bailey, to reduce the size of the Milwaukee County Board of Supervisors, by recommending that the said resolution be received and placed on file.

File No. 01-297
(Journal, May 17, 2001)

(Item 2) Resolution by Supervisor White, to determine that the Milwaukee County Board be reapportioned based upon twenty-five (25) supervisory districts, by recommending adoption of the said resolution as appearing in the Journal of Proceedings of May 17, 2001.

File No. 01-261
(Journal, April 12, 2001)

(Item 3) From State of Wisconsin, Legislative Reference

Bureau, submitting the official release of the 2000 Census of Population Data, by recommending adoption of the following:

A RESOLUTION

WHEREAS, the County Board established a Special Committee on Redistricting to carry out the requirements of State law which requires the redistricting of the County Board based on the official 2000 census; and

WHEREAS, State Statutes require the adoption by the County Board of a tentative plan within 60 days of receipt of the 2000 census block data and the forwarding of this plan to all municipalities so that they may establish ward lines; now, therefore,

BE IT RESOLVED, that the County Board hereby adopts a tentative plan for the redistricting of the County Board based on 25 supervisory districts (copies of the population data and maps with boundaries of each district are incorporated by reference and have been included in this file); and

BE IT FURTHER RESOLVED, that the County Clerk shall provide this plan to each municipality in Milwaukee County upon the adoption of this resolution.

Fiscal Note:

Adoption of this resolution will not increase or decrease expenditures or revenue of Milwaukee County.

The foregoing report correctly states the action taken by the said committee at a meeting held May 15, 2001.

DANIEL J. DILIBERTI
Chairperson

The question was on adoption.

SEPARATE ACTION was requested.

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

AYES—Aldrich, Arciszewski, Davis, De Bruin, Diliberti, Holloway, Jasenski, Johnson, Krug, Podell, Ryan, Schmitt, Weishan, White and Zielinski—15. **NOES**—Bailey, Borkowski, Launstein, Lutzka, Mayo, McGuigan, Quindel and the Chairman—8. **EXCUSED**—Coggs-Jones and Nyklewicz—2.

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

AYES—Aldrich, Arciszewski, Davis, De Bruin, Diliberti, Holloway, Jasenski, Johnson, Krug, Lutzka, Podell, Ryan, Schmitt, Weishan, White, Zielinski and the Chairman—17. **NOES**—Bailey, Borkowski, Launstein, Mayo, McGuigan and Quindel—6. **EXCUSED**—Coggs-Jones and Nyklewicz—2.

Supervisor Zielinski moved to lay over Item 3 to the next meeting of the County Board.

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

AYES—Holloway, Johnson, Launstein, Lutzka, Mayo, Quindel, Schmitt and Zielinski—8. **NOES**—Aldrich, Arciszewski, Bailey, Borkowski, Davis, De Bruin, Diliberti, Jasenski, Krug, McGuigan, Podell, Ryan, Weishan, White and the Chairman—15. **EXCUSED**—Coggs-Jones and Nyklewicz—2.

TRANSIT SYSTEM CLAIMS

File No. 01-4

From Phillips, Donohue & Cymerman S.C., submitting a Claim on May 7, 2001 in behalf of Anquinette Henley-Simms for damages and injuries allegedly sustained when her vehicle was struck by a Milwaukee Transport Services, Inc. bus.

File No. 01-4

From Law Office of Thomas M. Jacobson, S.C., submitting a Claim on May 8, 2001 in behalf of Callie Lewis for damages and injuries allegedly sustained in an accident involving a Milwaukee Transport Services, Inc. bus.

File No. 01-4

From Attorney Lela P. Davison, submitting a Claim on May 7, 2001 in behalf of Ronald Lunford for damages and injuries allegedly sustained while a passenger on a Milwaukee Transport Services, Inc. bus.

File No. 01-4

From Miler & Ogorchock, S.C., submitting a Claim on April 19, 2001 in behalf of Maryann Miller for damages and injuries allegedly

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

File No. 01-4

From Attorney Peter M. Donohue, submitting a Claim on April 12, 2001 in behalf of Onita Perry for dammgges and injuries allegedly sustained while a passenger on a Milwaukee Transport Services, Inc. bus.

File No. 01-4

From Jeff Seifert, submitting a Claim on April 11, 2001 for damages and injuries allegedly sustained when his auto was damaged by a Milwaukee Transport Services, Inc. bus.

File No. 01-4

From Hodan, Doster & Ganzer, S.C., submitting a Claim on May 2, 2001 in behalf of Nil Turkseven 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 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.

COUNTY BOARD CITATIONS

File No. 01-2-179

On motion by Supervisors McGuigan, Davis and Mayo, the Board approved a Citation congratulating Greg Bell on the occasion of his nomination for the 2001 Community Service Award from the First Time Juvenile Offender Program, commending his dedicated efforts and wishing for his continued fulfillment in all future endeavors.

File No. 01-2-180

On motion by Supervisors Arciszewski, Aldrich, Bailey, Borkowski, Coggs-Jones, Davis, De Bruin, Diliberti, Holloway,

Jasenski, Johnson, Krug, Launstein, Lutzka, Mayo, McGuigan, Nyklewicz, Podell, Quindel, Ryan, Schmitt, Weishan, White, Zielinski and Ordinans, the Board approved a Citation expressing extreme sorrow at the passing of Linda Bichler, a friend to the community who has left a legacy of success and service, who was a role model to many and touched the lives of those who had the privilege to know her.

File No. 01-2-181

On motion by Supervisors Davis, Aldrich, Arciszewski, Diliberti, Johnson, Krug, Mayo, Nyklewicz, Podell, Quindel, Schmitt, Weishan, White and Ordinans, the Board approved a Citation congratulating Judy Bluestone on the occasion of receiving the American Jewish Committee's 2001 Community Service Human Relations Award, commending her dedicated efforts and contributions to the community and wishing for continued prosperity and fulfillment in all personal and professional endeavors.

File No. 01-2-182

On motion by Supervisor Ordinans, the Board approved a Citation congratulating Frank Bussalacchi on the occasion of receiving the Citizen of the Year Award from the Milwaukee Chapter of UNICO, commending his dedicated efforts and contributions to the community and wishing for continued prosperity and fulfillment in all personal and professional endeavors.

File No. 01-2-183

On motion by Supervisors White, Aldrich, Davis and Johnson, the Board approved a Citation congratulating the Community Justice Center on the occasion of its Grand Opening Open House Event, commending its dedicated efforts and contributions to the community and wishing for the center's continued success.

File No. 01-2-184

On motion by Supervisors White, Arciszewski, Borkowski, Davis and Podell, the Board approved a Citation expressing extreme sorrow at the passing of Venola Cunningham, a friend to the community who has left a legacy of success and service, who was a role model to many and touched the lives of those who had the privilege to know her.

File No. 01-2-185

On motion by Supervisors Arciszewski, Borkowski, Diliberti,

Krug, Lutzka and White, the Board approved a Citation congratulating Robert Dams on the occasion of receiving a Certificate of Outstanding Achievement from the Federal Bureau of Investigations, commending his dedicated efforts and contributions to the community and wishing for his continued prosperity and fulfillment in all personal and professional endeavors.

File No. 01-2-186

On motion by Supervisors Johnson and Ordinans, the Board approved a Citation commending Patricia Davis 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. 01-2-187

On motion by Supervisors Mayo, Coggs-Jones, Holloway, Johnson and Ordinans, the Board approved a Citation congratulating The Delta Memorial Endowment Fund on the occasion of its 25th Silver Anniversary, commending its work of transforming young girls into young ladies and its history of service to the community and wishing for continued prosperity and fulfillment.

File No. 01-2-188

On motion by Supervisors Mayo, Coggs-Jones, Holloway, Johnson, Arciszewski, Borkowski and Davis, the Board approved a Citation congratulating the Milwaukee Alumnae Chapter of Delta Sigma Theta Sorority, Inc. on its celebration of 55 years of dedicated public service to the Milwaukee community, commending its dedicated efforts and contributions to the community and wishing for the sorority's continued prosperity and fulfillment.

File No. 01-2-189

On motion by Supervisors Podell, Arciszewski, Borkowski, Diliberti, Jasenski and Ordinans, the Board approved a Citation expressing extreme sorrow at the passing of Michael Devitt, a friend to the community who has left a legacy of success and service, who was a role model to many and touched the lives of those who had the privilege to know him.

File No. 01-2-190

On motion by Supervisors Launstein, McGuigan, Davis, Lutzka and Mayo, the Board approved a Citation congratulating and

thanking Walter Dickman on the occasion of being named as the City of Oak Creek's 2001 Citizen of the Year, commending him for his dedicated efforts and contributions to the community and wishing him continued prosperity.

File No. 01-2-191

On motion by Supervisor Borkowski, the Board approved a Citation congratulating Amanda Dolan on earning the Girl Scout Gold Award, thanking her for her good work on behalf of the citizens of Milwaukee County and wishing her continued success in future endeavors.

File No. 01-2-192

On motion by Supervisors Schmitt, Arciszewski, Davis, Johnson, Lutzka, Mayo, McGuigan and Weishan, the Board approved a Citation congratulating Andrew Dunlop 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. 01-2-193

On motion by Supervisors Mayo, Coggs-Jones, Holloway, Johnson, Aldrich, Borkowski, Davis, Krug, Lutzka, Quindel and Schmitt, the Board approved a Citation congratulating James Gordon on his retirement and wishing him a future filled with health, happiness and continued success.

File No. 01-2-194

On motion by Supervisors Quindel, Davis, Johnson and Mayo, the Board approved a Citation commending Christine Griggs 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. 01-2-195

On motion by Supervisor Launstein, the Board approved a Citation congratulating Stephanie Grohall on earning the Girl Scout Gold Award, thanking her for her good work on behalf of the citizens of Milwaukee County and wishing her continued success in future endeavors.

File No. 01-2-196

On motion by Supervisors Jasenski, Arciszewski, Borkowski,

Davis, Diliberti, Mayo, Quindel, Schmitt and Ordinans, the Board approved a Citation commending John Guay for his many years of service to St. Aemilian-Lakeside, thanking him for his dedicated efforts and contributions to the community and wishing him peace, good health and continued fulfillment in whatever personal or public endeavors he chooses in the future.

File No. 01-2-197

On motion by Supervisors Borkowski, Arciszewski, Davis, Lutzka, McGuigan, Schmitt and Ordinans, the Board approved a Citation congratulating Michael Guerin on the occasion of the completion of his term as President of the Milwaukee Bar Association, commending his dedicated efforts and contributions to the community and wishing for his continued prosperity and fulfillment in all of his personal and professional endeavors.

File No. 01-2-198

On motion by Supervisors Ordinans, Arciszewski, Davis, Johnson, Lutzka, Mayo, McGuigan, Schmitt and Weishan, the Board approved a Citation congratulating Paul Haasch 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. 01-2-199

On motion by Supervisors Launstein, Arciszewski, Borkowski, Davis, Lutzka, Mayo, McGuigan, Schmitt, White and Weishan, the Board approved a Citation congratulating James Hokanson 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. 01-2-200

On motion by Supervisors White, Davis and Johnson, the Board approved a Citation commending Dorothy Henderson 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. 01-2-201

On motion by Supervisor McGuigan, the Board approved a

Citation congratulating Priya Hoze on earning the Girl Scout Gold Award, thanking her for her good work on behalf of the citizens of Milwaukee County and wishing her continued success in future endeavors.

File No. 01-2-202

On motion by Supervisors Arciszewski, Borkowski, Diliberti, Krug, Lutzka and White, the Board approved a Citation congratulating Lee Kelm on the occasion of receiving a Certificate of Outstanding Achievement from the Federal Bureau of Investigation, commending his dedicated efforts and contributions to the community and wishing for his continued prosperity and fulfillment in all personal and professional endeavors.

File No. 01-2-203

On motion by Supervisor Ordinans, the Board approved a Citation commending Gary Klugiewicz for his many years of faithful and distinguished County service, thanking him for his contributions on behalf of the citizens of Milwaukee County and wishing him a future filled with health, happiness and continued success.

File No. 01-2-204

On motion by Supervisors Lutzka and Ordinans, the Board approved a Citation commending Richard "Lucky" Lentz for his eight years of faithful and distinguished service on the St. Francis Common Council, thanking him for his contributions to the community and wishing for a future filled with health, happiness and continued success in all of his personal and professional endeavors.

File No. 01-2-205

On motion by Supervisor Jasenski, the Board approved a Citation commending James Lustig for his many years of faithful and distinguished County service, thanking him for his contributions on behalf of the citizens of Milwaukee County and wishing him a future filled with health, happiness and continued success.

File No. 01-2-206

On motion by Supervisors Quindel, Davis, Johnson and Mayo, the Board approved a Citation commending Brenda Mahaley 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. 01-2-207

On motion by Supervisors White and Ordinans, the Board approved a Citation recognizing The Milwaukee Tobacco-Free Task Force's Youth Tobacco Prevention Center on the occasion of the center's grand opening, commending its dedicated efforts and contributions to the community and wishing for continued prosperity and fulfillment.

File No. 01-2-208

On motion by Supervisors Borkowski, Arciszewski, Davis, Johnson, Launstein, Mayo, McGuigan, Schmitt, Weishan and White, the Board approved a Citation congratulating Theodore Monacelli 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. 01-2-209

On motion by Supervisors Podell, Aldrich, Arciszewski, Bailey, Borkowski, Coggs-Jones, Davis, De Bruin, Diliberti, Holloway, Jasenski, Johnson, Krug, Launstein, Lutzka, Mayo, McGuigan, Nyklewicz, Quindel, Ryan, Schmitt, Weishan, White, Zielinski and Ordinans, the Board approved a Citation commending Jack Murtaugh for his many years of service to Interfaith Conference, thanking him for his dedicated efforts and contributions to the community and wishing him peace, good health and continued fulfillment in whatever personal or public endeavors he chooses in the future.

File No. 01-2-210

On motion by Supervisors McGuigan, Arciszewski, Davis and Mayo, the Board approved a Citation congratulating Christopher Nimmer on the occasion of his nomination for the 2001 Community Service Award from the First Time Juvenile Offender Program, commending his dedicated efforts and wishing for his continued fulfillment in all future endeavors.

File No. 01-2-211

On motion by Supervisors Ordinans, Aldrich, Arciszewski, Borkowski, Davis, De Bruin, Diliberti, Johnson, Krug, Lutzka,

Mayo, Podell, Quindel, Ryan and Schmitt, the Board approved a Citation congratulating Richard Nyklewicz on the occasion of his 25th anniversary of employment with the Milwaukee County Board of Supervisors, commending his dedicated efforts and contributions to the community and wishing him continued prosperity and fulfillment in all of his personal and professional endeavors.

File No. 01-2-212

On motion by Supervisors Lutzka and Ordians, the Board approved a Citation commending Michael Ollenburg for his many years of faithful and distinguished County service, thanking him for his contributions on behalf of the citizens of Milwaukee County and wishing him a future filled with health, happiness and continued success.

File No. 01-2-213

On motion by Supervisor McGuigan, the Board approved a Citation congratulating Michelle Reichhart on earning the Girl Scout Gold Award, thanking her for her good work on behalf of the citizens of Milwaukee County and wishing her continued success in future endeavors.

File No. 01-2-214

On motion by Supervisors McGuigan, Arciszewski, Davis, Mayo and Schmitt, the Board approved a Citation congratulating Robert Rodriguez on the occasion of his nomination for the 2001 Community Service Award from the First Time Juvenile Offender Program, commending his dedicated efforts and wishing for his continued fulfillment in all future endeavors.

File No. 01-2-215

On motion by Supervisor Launstein, the Board approved a Citation congratulating Jean Schultz on earning the Girl Scout Gold Award, thanking her for her good work on behalf of the citizens of Milwaukee County and wishing her continued success in future endeavors.

File No. 01-2-216

On motion by Supervisor McGuigan, the Board approved a Citation congratulating Dominique Smith on the occasion of his nomination for the 2001 Community Service Award from the First

Time Juvenile Offender Program, commending his dedicated efforts and wishing for his continued fulfillment in all future endeavors.

File No. 01-2-217

On motion by Supervisors Aldrich, Arciszewski, Borkowski, Davis, De Bruin, Holloway, Jasenski, Krug, Podell, Quindel, Ryan, Schmitt, White and Ordinans, the Board approved a Citation expressing extreme sorrow at the passing of Michael Stirdivant, a friend to the community who has left a legacy of success and service, who was a role model to many and touched the lives of those who had the privilege to know him.

File No. 01-2-218

On motion by Supervisor McGuigan, the Board approved a Citation congratulating Kristina Stuppan on earning the Girl Scout Gold Award, thanking her for her good work on behalf of the citizens of Milwaukee County and wishing her continued success in future endeavors.

File No. 01-2-219

On motion by Supervisors White, Davis, Coggs-Jones, Holloway, Mayo, Johnson, Lutzka and Ordinans, the Board approved a Citation expressing extreme sorrow at the passing of the Reverend Leon Sullivan, a friend to the community who has left a legacy of success and service, who was a role model to many and touched the lives of those who had the privilege to know him.

File No. 01-2-220

On motion by Supervisors Quindel, Krug and Weishan, the Board approved a Citation recognizing the occasion of the rededication of the Vietnam War veterans' tree at UWM and wishing for continued healing and unity.

File No. 01-2-221

On motion by Supervisors Davis, Arciszewski, Diliberti, Johnson, Krug and Podell, the Board approved a Citation congratulating Dr. Sudie Ethel Ware Tatum on the occasion of being honored by the Wisconsin General Baptist State Convention, commending her dedicated efforts and contributions to the community and wishing for her continued prosperity and fulfillment in all of her personal and professional endeavors.

File No. 01-2-222

On motion by Supervisor McGuigan, the Board approved a Citation congratulating Emilie Weber on earning the Girl Scout Gold Award, thanking her for her good work on behalf of the citizens of Milwaukee County and wishing her continued success in future endeavors.

File No. 01-2-223

On motion by Supervisor Ordians, the Board approved a Citation congratulating Mary Weitenbeck on earning the Girl Scout Gold Award, thanking her for her good work on behalf of the citizens of Milwaukee County and wishing her continued success in future endeavors.

File No. 01-2-224

On motion by Supervisor Quindel, the Board approved a Citation congratulating Nellie Wilson on her induction into the 2001 Milwaukee County Senior Citizen Hall of Fame, commending her dedicated efforts and contributions to the community and wishing her continued prosperity and fulfillment in all of her personal and professional endeavors.

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

On a motion by Supervisor Diliberti, the Board **ADJOURNED** at 5:15 p.m. to Wednesday, May 23, 2001 at 9:30 a.m., by a voice vote.

MARK RYAN
County Clerk

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STANDING COMMITTEES OF THE BOARD OF SUPERVISORS OF MILWAUKEE COUNTY

COMMITTEE ON ECONOMIC AND COMMUNITY DEVELOPMENT

Ryan (Chair), Johnson (Vice Chair), Launstein, Mayo
Lutzka, Schmitt, Weishan

COMMITTEE ON FINANCE AND AUDIT

De Bruin (Chair), Diliberti (Vice Chair), Nyklewicz,
Podell, Krug, White, Davis

COMMITTEE ON HEALTH AND HUMAN NEEDS

Quindel (Chair), Nyklewicz (Vice Chair), Zielinski,
Borkowski, Arciszewski, Johnson, Weishan

COMMITTEE ON INTERGOVERNMENTAL RELATIONS

Krug (Chair), Ordinans (Vice Chair), Nyklewicz,
Diliberti, Quindel, White, Arciszewski

COMMITTEE ON JUDICIARY, SAFETY AND GENERAL SERVICES

Jasenski (Chair), McGuigan (Vice Chair), Bailey,
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COMMITTEE ON PARKS, ENERGY AND ENVIRONMENT

Aldrich (Chair), Podell (Vice Chair), Borkowski,
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COMMITTEE ON PERSONNEL

Arciszewski (Chair), Schmitt (Vice Chair), Coggs-Jones,
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COMMITTEE ON TRANSPORTATION, PUBLIC WORKS AND TRANSIT

White (Chair), Bailey (Vice Chair), Aldrich, Krug,
Jasenski, Ryan, Lutzka

COMMITTEE OF THE WHOLE

Ordinans (Chair), Diliberti (Vice Chair), Nyklewicz, Bailey,
Podell, Coggs-Jones, Zielinski, Aldrich, Borkowski,
De Bruin, Holloway, Launstein, Quindel, Mayo, Krug,
Jasenski, McGuigan, Ryan, White, Lutzka, Arciszewski,
Schmitt, Davis, Johnson, Weishan



OFFICIAL PROCEEDINGS

BOARD OF SUPERVISORS
Courthouse, Milwaukee, Wisconsin

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Chairman

DANIEL J. DILIBERTI
First Vice Chairman

JAMES G. WHITE
Second Vice Chairman

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24th	LINDA RYAN , 823 Menomonee Ave., South Milwaukee 53172.....	762-9185
25th	THOMAS A. BAILEY , 5250 N. Diversey Blvd., Whitefish Bay 53217	906-0804

MARK RYAN, County Clerk

Annual Meeting (Continued)
May 23, 2001
Special Meeting
June 5, 2001
Annual Meeting (Continued)
June 21, 2001

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Milwaukee, Wisconsin, Wednesday, May 23, 2001, 9:49 a.m.

Supervisor Ordinans in the Chair.

PRESENT: Aldrich, Arciszewski, Bailey, Borkowski, Davis, De Bruin, Diliberti, Holloway, Jasenski, Johnson, Krug, Lutzka, Mayo, McGuigan, Podell, Quindel, Ryan, Schmitt, Weishan, White, Zielinski and the Chairman—22. **ABSENT:** Coggs-Jones and Launstein—2. **EXCUSED:** Nyklewicz—1.

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

Supervisors Coggs-Jones and Launstein are hereinafter noted present.

UNFINISHED BUSINESS

File No. 01-299
(Journal, May 21, 2001)

(Item 1) Report from the Committee on Finance and Audit, recommending adoption of a resolution abolishing 26 positions in various County departments that have been vacant one year or longer, as recommended by the Department of Administration and concurred in by the departments. (Vote 4-0)

LAI D O V E R 5/17/01.

On a motion by Supervisor Holloway, Item 1-Unfinished Business WAS LAID OVER UNTIL LATER IN THE MEETING.

Later, on a motion by Supervisor De Bruin, Item 1-Unfinished Business, File No. 01-299, WAS REFERRED BACK TO THE COMMITTEE ON FINANCE AND AUDIT.

File No. 01-30(a)(a)
(Journal, December 21, 2000)

(Item 2) Part of a report from the Committees on Finance and Audit and Health and Human Needs, (1) concurring with the County Executive's May 10, 2001 recommendation that Milwaukee County not enter into a contract with the Wisconsin Department of Health and Family Services (DHFS) for the provision of various child welfare services in Milwaukee County for calendar year 2001 based

upon information received from the State of Wisconsin indicating that it is unable to cover Milwaukee County's child welfare staff and administration costs in 2001; and (2) authorizing and directing the Department of Human Services to negotiate an exit strategy with DHFS and cooperate with the State to ensure a smooth transition from Milwaukee County to an alternative vendor for the provision of child welfare services in Milwaukee County. (Vote 4-1 - Both Committees)

LAI D O V E R 5/17/01.

Supervisors Launstein and Coggs-Jones present.

Supervisor Mayo **SUBMITTED the following Substitute Resolution to Item 2-Unfinished Business, File No. 01-30(a)(a):**

A SUBSTITUTE RESOLUTION

WHEREAS, a joint meeting of the Committees on Finance & Audit and Health & Human Needs was held on May 10, 2001 to review An Audit of the Department of Human Services Child Welfare Division Overspending of 2000 State Contract; and

WHEREAS, the audit contained recommendations to provide adequate program administration and fiscal monitoring to ensure the County's administrative and cost containment performance under the State/County contract; and

WHEREAS, the State Department of Health and Family Services' Office of Program Review and Audit (OPRA) forwarded an audit review containing recommendations to enhance the county's ability to ensure that purchased services are efficiently provided and cost-effectively meeting the needs of children; and

WHEREAS, the Department of Human Services has already taken positive steps to implement all the recommendations outlined in the County and State Audits; and

WHEREAS, the State takeover of child welfare services in January, 1998 was in direct response to the American Civil Liberties Union lawsuit filed against the State of Wisconsin and Milwaukee County in 1993, on behalf of children who may be or have been abused and neglected and called for a complete overhaul of the county's child welfare system; and

WHEREAS, a recent study, released by the Children's Research Center in Madison, noted that the child welfare system under state

administration "fails to meet minimal standards established by the U.S. Department of Health and Human Services," and as a result "the safety and well-being of children in out-of-home care in Milwaukee is being seriously jeopardized;" and

WHEREAS, given Milwaukee County's long history of providing child welfare services to the community who better knows the needs, problems, potentials and strengths of our community than the County's trained and experienced child welfare staff who have dedicated their professional careers to meeting the needs of abused and neglected children; and

WHEREAS, the recent revelations that Milwaukee foster children are being harmed in the care and custody of the State clearly highlights the need for Milwaukee County to maintain participation in the administration of and delivery of child welfare services in order to ensure that children will receive the best services from the most caring caseworkers; and

WHEREAS, a report from the State Department of Health and Family Services' (DHFS) Office of Program Review and Audit (OPRA) Regarding Milwaukee County Child Welfare entitled Milwaukee County Report on Purchase of Services noted, among other positives comments, the following: "Our discussions with case managers and supervisors indicated that they care a great deal about children and families in the cases they manage...Our reviews of case notes at the Provider Network level disclosed many instances where staff were conscientious in presenting a description of what they were doing for clients in a way that was illuminating to an outside observer. That is, the notes told a story of what was happening with the case...Our discussions with case managers and supervisors at the sites were very open and frank and illustrated healthy differences of opinion over various approaches to obtaining treatment for children. The discussion indicated that there was no shortage of ideas about casework practice..."; now, therefore,

BE IT RESOLVED, that the County Board of Supervisors does hereby authorize and direct the Director, Department of Human Services (DHS), to continue contract negotiations with the Wisconsin Department of Health and Family Services (DHFS) in order to maintain Milwaukee County as the administrator of the provision of various child welfare services in Milwaukee County for calendar year 2001 and to prepare a state/county contract for review at the June 2001 meetings of the Committees on Finance and Audit and Health and Human Needs; and

BE IT FURTHER RESOLVED, that the Director, DHS, is

directed to continue to adhere to the recommendations contained in the County and State Audits.

Fiscal Note:

Adoption of this resolution would mean that the County would continue to provide various child welfare services in Milwaukee County and the Department of Human Services would continue to negotiate a 2001 contract with the Wisconsin Department of Health and Family Services. Based upon the fiscal information contained in An Audit of the Department of Human Services Child Welfare Division Overspending of 2000 State Contract, under the State's existing 2001 contract proposal, the estimated 2001 staff and administrative costs after abatements and other funding would be \$18,021,794 less the proposed 2001 staff and administrative funding (including incentives) figure of \$14,408,492 for an estimated staff/administration deficit for 2001 of \$3,613,302. It should be noted that this deficit amount could increase an additional \$463,330, depending on the amount of contract incentive payments that are not attained by Child Welfare under the current 2001 proposed contract for a possible deficit total of \$4,076,632.

Subject to further negotiation with the State is the amount of reimbursement that will be provided to cover \$6 million in overspending by the County under the 2000 child welfare contract. The DHFS has indicated that if Milwaukee County elects not to enter into a 2001 contract to provide child welfare services, the State is willing to cover the \$2.6 million overspending for staff and administration incurred by DHS in 2000 and potentially some of the 2000 overspending on services. The State has expressed a willingness to cover all actual costs incurred by the County during the first four-and-a-half months of 2001 and any subsequent actual costs incurred during a transition to a new provider, thereby eliminating the potential for a child welfare deficit in 2001. How much, if any, of these costs the State will be willing to cover if the County takes action to remain in the delivery of Child Welfare services is unknown at this time.

By unanimous consent of the Board, Mr. Robert G. Ott, Corporation Counsel, answered questions from Board members.

On a motion by Supervisor Mayo, **Item 2-Unfinished Business WAS LAID OVER UNTIL LATER IN THE MEETING.**

Later, Supervisor Mayo **WITHDREW** his foregoing Substitute Resolution.

Supervisors White and Davis **SUBMITTED the following Substitute Resolution to Item 2-Unfinished Business, File No. 01-30(a)(a):**

A SUBSTITUTE RESOLUTION

WHEREAS, Milwaukee County Department of Human Services (DHS) currently provides child welfare services under a contract with the Wisconsin Department of Health and Family Services (DHFS) Division of Child and Family Services; and

WHEREAS, the Child Welfare Division (CWD) of DHS administers services provided under the contract, including child welfare case management and services in Service Regions 2 and 5 in Milwaukee County to children removed from their homes because of neglect or abuse; and

WHEREAS, the County's contract includes recruitment and licensing services of foster homes and adoption services for all five of the Service Regions in Milwaukee County; and

WHEREAS, private sector agencies administer Child Welfare services in Service Regions 1, 3 and 4; and

WHEREAS, DHS reported that it overspent the 2000 contract for staff, administration and services by a total of \$6.0 million with the overspending being allocated as \$2.6 million for staff and administration costs and the remaining \$3.4 million for services; and

WHEREAS, total funding for staff and administration under the 2000 contract was \$13.8 million, with expenditures of \$16.4 million, a deficit resulted due to overspending of \$2.2 million for under-funded staff and administrative costs and \$466,061 for unfunded salary increases, including fringe benefits; and

WHEREAS, the State has expressed concern that DHS administrative and staffing costs are out-of-line with costs incurred by private sector providers administering child welfare services in the three other Service Regions in the county; and

WHEREAS, the State has charged that the County's administrative costs included overhead charges which are not relevant or necessary to provide child welfare services; and

WHEREAS, administrative costs for child welfare services in 2000 totaled \$3.8 million with a major category being crosscharges from other County departments and DHS divisions of \$2.5 million with \$1.5 million allocated to the DHS Director's Office, DHS Accounting and Budgeting sections and other internal departmental

support services such as DHS Human Resources with the remaining \$1 million allocated to support services costs from County departments such as Information Management Services Division (IMSD), Central Accounting, Risk Management, etc.; and

WHEREAS, State funding for Child Welfare services at both sites operated by the County in 2000 were a combined total of \$1.8 million (with incentives) while the amount allocated by the State for each of the private sector provider sites was \$1.7 million per site; and

WHEREAS, if the Child Welfare program were set up as a separate department instead of a division of the DHS, administrative overhead costs and streamlined management functions could generate reductions in expenditures; and

WHEREAS, the Child Welfare Division largely utilized the existing network of providers serving the Wraparound Milwaukee Program when it adopted a fee-for-service model of delivery beginning in 1999; and

WHEREAS, the Wraparound Program uses an information system called Synthesis, developed and owned by Milwaukee County, to authorize payments to vendors providing services, but payments authorized utilizing Synthesis were generated via the Department of Human Services' own system called SCRIPTS which lacked an automated interface with the Synthesis system forcing staff to manually enter payment authorization information; and

WHEREAS, the County operates a third financial information system, called Advantage, which created difficulties for the DHS-Management Services Division's attempts to reconcile information contained in three systems; and

WHEREAS, the housing of administrative, fiscal, case management and computer systems payment staff of a new Department of Child Welfare (DCW) under one program, might create the ability to provide direct supervision of all vendor recruitment, service and billing verification, payment authorization and processing, system monitoring and reporting functions resulting in program efficiencies and greater accuracy; and

WHEREAS, a separate Department of Child Welfare (DCW) could create its own network of service providers with specific agreements as to type of service, method of delivery, and rates paid for precise child welfare related services; and

WHEREAS, the identification of all factors contributing to the costs of providing child welfare services by Milwaukee County

would be invaluable in determining the actual expenditures that could be incurred by the operation of a separate DCW; now, therefore,

BE IT RESOLVED, that the County Board of Supervisors does hereby authorize and direct the Directors, Department of Administration, Human Services, Human Resources, and Labor Relations, and any other county staff deemed appropriate, to collaborate in developing a viable plan to explore creation of an independent Department of Child Welfare; and

BE IT FURTHER RESOLVED, that the Directors and others are directed to identify and present information to demonstrate the differences between the current Child Welfare Division operations and how it would compare to an independent Department of Child Welfare, such information would include fiscal figures for anticipated revenues, including tax levy, and expenditures; the types and numbers of professional, technical, semi-professional, skilled and unskilled staffing levels needed, including salary ranges and fringe benefits; location and number of facilities necessary for operations; transportation services for staff and clients; insurance, accounting/audit, risk management and legal services and/or consultants to maintain accountability; human resource functions; office and/or computer equipment and office supplies; security and safety personnel and equipment, etc.; and

BE IT FURTHER RESOLVED, that the Directors should provide sufficient financial and staff operational details to compare costs of an independent Department of Child Welfare (DCW) versus the current Child Welfare Division; a DCW in-house administrative operation versus the current DHS administrative functions; DCW in-house financial, accounting, staff recruitment and management, etc., oversight versus the current county-wide departmental and DHS administrative services, fiscal, legal, human resource, insurance, accounting, etc. delivery systems; and a DCW inhouse computer equipment, staffing, and technology management versus DOA-IMSD and Wrap Around provided services; and

BE IT FURTHER RESOLVED, that the Director, Department of Administration, shall report the information requested in this resolution to the Committee on Finance and Audit at its September, 2001 meeting.

Fiscal Note:

Adoption of this resolution will not require an additional expenditure of tax levy but it will require an expenditure of staff time and resources.

Thereupon, the foregoing Substitute Resolution by Supervisors White and Davis **WAS SUBSTITUTED** for the committee recommendation by the following vote:

AYES—Arciszewski, Bailey, Borkowski, Coggs-Jones, Davis, De Bruin, Holloway, Johnson, Krug, Launstein, Lutzka, Mayo, McGuigan, Podell, Ryan, Schmitt, White and Zielinski—18. **NOES**—Aldrich, Diliberti, Jasenski, Quindel, Weishan and the Chairman—6. **EXCUSED**—Nyklewicz—1.

Supervisor De Bruin asked that the foregoing Substitute Resolution be referred to the Committees on Finance and Audit; Personnel; and Health and Human Needs. As there was an objection, she then moved referral.

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

AYES—Aldrich, Arciszewski, De Bruin, Diliberti, Jasenski, Launstein, McGuigan, Quindel, Ryan, Weishan and the Chairman—11. **NOES**—Bailey, Borkowski, Coggs-Jones, Davis, Holloway, Johnson, Krug, Lutzka, Mayo, Podell, Schmitt, White and Zielsinski—13. **EXCUSED**—Nyklewicz—1.

Supervisor Launstein moved to lay over the Substitute Resolution to Item 2-Unfinished Business.

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

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

Thereupon, the Substitute Resolution to Item 2-Unfinished Business **WAS ADOPTED** by the following vote:

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

On a motion by Supervisor Diliberti, the Board **RECESSED** to 2:00 p.m.

The Board **RECONVENED** at 2:09 p.m. this same day.

Supervisor Ordians in the Chair.

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

UNFINISHED BUSINESS (continued)

File No. 01-321
(Journal, May 17, 2001)

(Item 3) (A) Report from the Committee on Parks, Energy and Environment, recommending adoption of a resolution adopting a comprehensive plan for the County Grounds Northeast Quadrant, as proposed by the County Executive, with minor amendments; further provisions as delineated in the resolution. (Vote 5-1)

(B) Report from the Committee on Economic and Community Development, recommending adoption of a resolution adopting a comprehensive plan for the County Grounds Northeast Quadrant, as proposed by the County Executive, with minor amendments; further provisions as delineated in the resolution. (Vote 5-1)

REFERRED TO CORPORATION COUNSEL 5/17/01.

[NOTE: The difference between the Economic and Community Development Committee recommendation and the Parks, Energy and Environment Committee recommendation is that the Parks, Energy and Environment Committee deleted the following language under the Section entitled, "CEMETERY LANDS": providing appropriate fencing to secure the perimeter of each site"]

The following Legal Opinion was presented in conjunction with Item 3(A) and 3(B)-Unfinished Business:

TO : Honorable County Board of Supervisors
SUBJECT : **LEGAL OPINION:** File No. 01-321, Northeast
Quadrant/County Grounds

After adoption File No. 01-236 relating to the Northeast Quadrant on the County Grounds, the County Board addressed File No. 01-321. That file was then referred to this office for reconciliation with the previously adopted File No. 01-236. The referral indicated that this office was requested to reconcile the two resolutions and prepare one resolution that incorporates the issues not adopted in File No. 01-236. Without more knowledge as to what the Board wants in a new resolution, that is not possible. I will, therefore, choose to approach this opinion from a number of starting points, all of which have a distinct bearing on the outcome.

First, if File No. 01-236 is vetoed by the County Executive and the County Board fails to override the veto, then all of File No. 01-321 is properly before the Board. I am dealing with only File No. 01-321 from the Economic and Community Development Committee and not the resolution from the Parks Committee as they are virtually identical and the minor changes have no bearing on this opinion.

If File No. 01-236 is not vetoed or, if vetoed, and the veto overridden, then it is necessary to delineate what would be appropriate for passage in File No. 01-321 and what would be moot because of the previously adopted File No. 01-236.

In the first instance, the adopted resolution makes specific reference to 265 acres which encompasses the lands contained in Sections A-1, A-2, A-3, A-4, E-1, E-2, F-1, F-2, D-1, D-2, and possibly part of B. File No. 01-321 directs that there be certain uses made of other portions of the Northeast Quadrant which are contradictory to the adopted resolution directing that all of it be used for a state forest. Second, the resolution 01-321 refers only to Section A-3.

As the Board is aware, previously adopted resolutions authorized negotiations with the Milwaukee Sewerage District that said the cemeteries located in the Northeast Quadrant would be negotiated, but did not say how they would be resolved. Also, File No. 01-321 mandates that there will be no sale of any of the properties whereas File No. 01-236 leaves open that question. It should be noted at this point that whatever agreements are negotiated with the State of Wisconsin, they will be subject to final review and approval by the County Board.

File No. 01-236 is very generic in its directions. It expresses that the Board declare an interest in Option No. 3 of the State Feasibility

Study and requests that the DNR consider the designation of the approximate 235 acres of the Northeast Quadrant on the County Grounds and the 30 acres of adjoining Underwood Parkway as a state forest and directs the appropriate County officials to negotiate with the DNR as to the terms of the purchase, lease agreement, or conservation easement agreement, or combination thereof, and makes provision for the Wisconsin Lutheran College proposal if the County Board and the City of Wauwatosa in the future approve their proposal, then the acreage needed would not be included in the agreement to be negotiated with the DNR. That paragraph clearly anticipates that the County Board might take further action with regard to the Wisconsin Lutheran College proposal. Lastly, that file directs that the community athletic fields that are presently located within the Northeast Quadrant will be replaced and relocated when plans are finalized for the state forest.

File No. 01-236 does not contain any specific directions to the proposed negotiating team on the subjects of Camp Wil-O-Way, community gardens, a state forestry education center, detention basins, cemetery lands, and mixed-use development for an area of approximately 60 acres adjacent to U.S. 45 and West Watertown Plank Road.

It is my opinion that it would be in order for the County Board to adopt those portions of File No. 01-321 that relate to the above subjects if, in fact, the Board wants the negotiating team to treat those subjects as indicated in the resolution. In other words, it is not inconsistent to say that the County wants to make a deal with the State for 265 acres to be a State Forest, honor its commitments to MMSD and to express its desires regarding Camp Wil-O-Way, community gardens, the forestry education center, the cemetery lands, and the mixed-use development.

As to the athletic fields, File No. 01-236 leaves their location and number up to the negotiations with the DNR. File No. 01-321 specifically states that they will be located in D-2 and E-2. Those two positions are not inconsistent and the Board can give direction to the negotiators as to where the Board would like the replacement field to be located and how many there should be.

Lastly, 01-236 does not specify if the County should sell, lease, or use easements or a combination thereof for lands that are part of its ambit. Whereas, 01-321 stipulates that no lands will be sold. Again, the Board could choose to put a limit on the negotiators with direction that no lands be sold. However, as indicated above, any and all agreements reached with any of the parties involved, will require further review and approval by the County Board.

Although the rules of the County Board provide for the order of business at a regular County Board meeting and, therefore, the unfinished business would come before the veto of the County Executive on File No. 01-236, it is my recommendation that the unfinished business matters relating to the Northeast Quadrant lie over until the veto message is acted upon. If the veto were to be sustained, this would allow the Board to deal with File No. 01-321 in its entirety and proceed without any fear of contradicting the file that is the subject of the veto. Obviously, if the veto is overridden, then the actions on File No. 01-321 would have to be in conformity with that adopted resolution.

In conclusion, if the veto of File No. 01-236 is overridden, then the Board can, if it wishes, address those parts of File No. 01-321 as indicated above that are not made moot and give directions to the negotiators relative to a state forest of approximately 265 acres. In my opinion, if the veto is overridden, the issues that are then decided are the size of the forest and the manner in which the Wisconsin Lutheran College proposal is to be treated.

ROBERT G. OTT
Corporation Counsel

Supervisor Krug **SUBMITTED the following Substitute Resolution to Item 3(A)-Unfinished Business, File No. 01-321:**

A SUBSTITUTE RESOLUTION

WHEREAS, the County Board has adopted, on September 30, 1999, by a vote of 25-0, the policy of preserving the available land (approximate 235 acres) in the Northeast quadrant except for 50-60 acres for commercial development along Watertown Plank Road. (Recommendation of the Land Use Study Committee, File No. 99-460); and

WHEREAS, in the 2000 Budget document, the approximate 235 acres of the County grounds Northeast Quadrant were designated for preservation and authorized discussion with the State DNR as to the feasibility of a State Forest at that location; and

WHEREAS, the County Board, on February 17, 2000, unanimously requested the Wisconsin Department of Natural Resources (DNR) to conduct a feasibility study of the approximate 235 acre area for the potential development of a State Forest at this site (File No. 00-85). The DNR was also asked that the feasibility study include approximately 30 acres of the existing forests along Underwood Creek Parkway south of US Highway 45; and

WHEREAS, as one of the options, the DNR Feasibility Study concluded that a State Forest could be created that would include the approximate 235 acres and 30 acres of adjoining Underwood Parkway, and requested county direction as to the size and scope of the State Forest; and

WHEREAS, the State Feasibility Study alternative #3 outlines the feasibility of establishing a unique urban state forest/nature preserve with an unusual combination of a confluence of two rivers, a mature forest, emerging forest, prairie and wetland, in a location and with natural features that will not again be available in our almost fully developed county; and

WHEREAS, the DNR Feasibility Study stated that, each year the DNR currently receives \$7.4-million in Milwaukee County property taxes for the State forestry tax. Except for the small Havenwoods Preserve, Milwaukee County residents have seen little direct return on the hundreds of millions of dollars that they have contributed to this fund and, instead these Milwaukee County property taxes are spent for upstate forests; and

WHEREAS, if purchased as a State Forest, the State would annually submit to local governments an annual payment in lieu of taxes or lease payments; if a lease or easement were negotiated, the state would pay an annual payment that would amount to millions of dollars over the lease period; and

WHEREAS, establishing a State Forest at this location will bring many additional resources to Milwaukee County and more than \$7-million over the lease period in State Forestry Taxes; and

WHEREAS, any combination of these state forestry funds would help in funding of approved plans for County Park's maintenance, recreation and improvement projects while, at the same time, establishing a forest preserve within Milwaukee County, creating a win-win for County residents; and

WHEREAS, the addition of 30 acres of Underwood Parkway, as noted in the Feasibility Study recommendation would link the State Forest to the Henry Aaron State Trail, which already connects the Menomonee Valley near Miller Park to nearby Hoyt Park and the state could contribute additional stewardship funds for the continued development of trails on the County grounds; and

WHEREAS, there are many advantages of a State Forest, nature preserve and forestry education center on the County grounds:

- It would be the most accessible State Forest in the entire state;

- It would be located on major bus lines and be accessible to all county residents;
- It would be located near the center of a major I-94 Interchange, within 20-minute freeway access to four counties;
- It would be a unique educational opportunity and an educational field trip for school children in this metropolitan area that would have a direct impact on their understanding and appreciation of nature;
- It is also within one and one-half hours of half the population of the State of Wisconsin; and

WHEREAS, the DNR has stated in remarks made to a Joint County Board Parks and Economic Development Committee meeting on June 12, 2000, that it is clear that the community has an interest in seeing other green space uses in areas of the NE Quadrant, including team sports athletic fields, UW Extension community gardens, and flood detention basins by MMSD and the DNR offered their assistance in developing plans for this site for trails, woodlots or prairies; and

WHEREAS, traditional park facilities already exist in the four parks that presently adjoin the County Grounds (Hart Park-presently under expansion, Hoyt Park, Hansen Park, Wisconsin Avenue Park), and the two adjoining parkways; and

WHEREAS, the Milwaukee County Grounds is approximately 1,000 acres of land within the City of Wauwatosa, originally purchased in the 1800's for use as a public "poor farm"; and

WHEREAS, by the 1960's the Grounds had evolved into an urban setting which was increasingly dominated by the medical and mental health facilities of the Milwaukee Regional Medical Center (MRMC) and the Milwaukee County Research Park Corporation (MCRPC); and

WHEREAS, because of the changing character of the Grounds in the late 1980's, Milwaukee County joined with the members of the MRMC to develop a land use plan that could serve as a guide for the orderly growth and development of the Grounds; and

WHEREAS, the primary focus of the plan that was adopted by the County Board of Supervisors in May, 1989 (File No. 89-357) was the contemplated growth of the Regional Medical Center in the

Southeast quadrant, with the largely undeveloped land to the north of Watertown Plank Road being reserved for medical center use and related development; and

WHEREAS, major changes have occurred on the County Grounds since adoption of the 1989 land use plan, including the decision to sell Doyne Hospital, sale of the County's power plant operation to the Wisconsin Electric Power Company, and a commitment by Milwaukee County to pursue zoning changes for approximately 50 acres of land located immediately west of the power plant site; and

WHEREAS, these changes led to a decision in early 1996 to review and update the existing land use plan, and a work group consisting of representatives from MRMC, MCRPC, the County's Department of Administration and Department of Public Works was established and contracts were issued for utility infrastructure studies, traffic and transportation impacts and economic feasibility analysis; and

WHEREAS, in December, 1996 the work group presented an "Interim Report - A Supplement to the Milwaukee County Grounds Land Use Plan" which included potential development options for the Grounds Northeast quadrant; and

WHEREAS, the interim plan presented to the public in May, 1997 suggested that up to 240 acres within the Northeast quadrant could be made available for development, including office, retail, owner occupied and rental housing, and a hotel/conference center; and

WHEREAS, the plan elicited a variety of citizen concerns, and, in response to those concerns, the County Board imposed a two-year moratorium (File No. 97-483) "on any action except planning, concerning the possible development of lands located within the County Grounds Northeast quadrant . . . to allow all interested parties to adequately consider all alternatives. . ."; and

WHEREAS, in response to this action, the County Executive appointed a seventeen-member citizens panel, the Milwaukee County Grounds Land Use Planning Committee (LUPC), and charged the committee with the task of developing a land use plan and guidelines for future development of approximately 240 acres of land located within the Northeast quadrant; and

WHEREAS, the LUPC utilized a participatory planning process which included a series of public meetings and hearings which

elicited comment from many individuals and organizations interested in the various types of development and community programming that might occur on the County Grounds; and

WHEREAS, during the LUPC study process, other entities; more specifically, the Wisconsin Department of Natural Resources (DNR), Milwaukee Metropolitan Sewerage District (MMSD) and Wisconsin Lutheran College, advanced proposals for a forestry education center, flood control basins and athletic fields in the Northeast quadrant, and asked that their proposals be reviewed as part of the land use planning process; and

WHEREAS, the LUPC presented its final report and recommendations to the County Executive in March, 1999, and those recommendations were subsequently transmitted to the County Board for review and approval; and

WHEREAS, in September 1999 the County Board of Supervisors endorsed the land use plan (File No. 99-460) and recommendations contained within the LUPC final report; and

WHEREAS, that same County Board resolution directed the DOA-Economic Development Division to continue discussions with MMSD regarding the establishment of flood prevention improvements within a portion of the Northeast quadrant, and to continue discussions with the DNR regarding the potential for a state presence on the County Grounds; and

WHEREAS, in September, 2000 the County Board adopted a resolution [File No. 00-85(a)(a)] which authorized staff of the County Board, Parks Department and DOA-Economic Development Division to work jointly with Wisconsin Lutheran College to develop a proposed plan detailing the construction, operation and maintenance of a complex of athletic fields, comprising approximately 20 acres, within the Grounds Northeast quadrant; now, therefore

BE IT RESOLVED, that the County Board hereby declares its interest in Option #3 in the State Feasibility Study and hereby requests the DNR to consider the designation of the approximate 235 acres of the NE quadrant of the County grounds and the 30 acres of adjoining Underwood Parkway of the NW quadrant as an ecological preserve/State Forest; and

BE IT FURTHER RESOLVED, Milwaukee County hereby adopts a comprehensive plan for the County Grounds Northeast quadrant, and could include some acreage from the Northwest quadrant, which shall contain the following elements:

Menomonee River Ecological Preserve (MREP) - An expanse of land that encompasses divergent natural resources, including hardwood groves, savannas and prairies, community gardens, and water management resources including the Menomonee River, wetland areas, and flood control management areas.

It also has educational programming that includes the Forestry Educational Center, historically significant sites, and Camp Wil-O-Way, a recreational facility.

The following areas within the County Grounds Northeast quadrant and Northwest quadrant will encompass a total area not to exceed two-hundred-and-sixty-five-acres to be offered to the Wisconsin Department of Natural Resources (DNR) for the purpose of creating the Menomonee River Ecological Preserve (MREP)/Urban State Forest and Environmental Corridor. Within this negotiable amount of acreage Milwaukee County will reach an agreement with the DNR to allow for several areas that will have operational easements that will allow for existing or new operations or programming to continue under the overall management of the DNR.

Area A = approximately 150 acres (includes Areas A-1, A-2, A-3, and A-4)

Area D-2 = approximately 30 acres

Area E = approximately 35 acres (includes Areas E-1 and E-2)

Area F-1 = approximately 16 acres

Area F-2 = approximately 4 acres

In addition, an approximately thirty-acre parcel that is currently part of the Underwood Parkway (west of North Underwood Creek Parkway and north of West Watertown Plank Road) will be offered to the DNR to be included in the MREP/State Forest.

FORESTRY EDUCATION CENTER Contingent upon obtaining the necessary approvals from the Wisconsin Department of Natural Resources (DNR) Board and the Wisconsin State Legislature, Milwaukee County will enter into an agreement with the DNR for construction and operation of a State of Wisconsin Forestry Education Center (Area A-3). The Forestry Education Center will be located to the north of Swan Boulevard, utilizing an area that formerly contained the Parks Department nursery and the adjoining "old growth" forest lands, with said lands to be conveyed to the DNR by means of a sale, land-lease, or conservation easement.

CAMP WIL-O-WAY - Camp Wil-O-Way recreation center (Area A-1) will remain in its current location, but will reside within the MREP/State Forest. The County will negotiate with the DNR to

obtain an operational easement to allow for continued programming at the existing site.

COMMUNITY GARDENS - Community garden plots that are currently scattered throughout the northeast quadrant will be relocated (Area A-2) to an area west of the Wil-O-Way center, and other suitable locations within Milwaukee County. A sufficient amount of land will be made available at these sites to ensure that any individual currently renting a garden plot in the Northeast quadrant will be able to continue their participation in the program. The County will enter into a lease agreement with the University of Wisconsin Extension Program for the operation of a garden plot program within the MREP/State Forest and under the overall management of the DNR within Area A-2 or other such suitable land within Milwaukee County, under such terms and conditions as are in best interests of Milwaukee County.

DETENTION BASINS - In order to comply with provisions contained in the "Stormwater Management Fee Adjustment Agreement" negotiated between Milwaukee County and the City of Wauwatosa, the County will permit MMSD to utilize lands within the Northeast quadrant for construction of two stormwater detention basins, said lands to be conveyed to MMSD by means of a land-lease or easement. Milwaukee County also supports the concept of having the DNR manage the Milwaukee Metropolitan Sewerage District (MMSD) detention basins located in Areas A-4, E-1, E-2, and F-1, and will work to facilitate the negotiation of an agreement between the DNR and MMSD for management of the aforementioned basin areas as part of the MREP/State Forest. The basin located north of Swan Boulevard (Area A-4) will be designed to function as a wet basin, and will utilize a bottom area of approximately thirty-five-acres with a surface area of approximately forty-acres. The basin located to the south and east of Swan Boulevard (Area E-1, E-2, and F-1) will be designed to function as a multi-purpose basin. This basin will utilize a bottom area of approximately twenty-acres with a surface area of approximately thirty-five-acres.

CEMETERY LANDS An archaeological investigation of the Northeast quadrant has been conducted by researchers from the University of Wisconsin - Milwaukee. In addition to the existing Milwaukee County cemetery (Area F-1), this investigation discovered a second burial site (Area F-2) within the area. Milwaukee County, in conjunction with the State of Wisconsin Historical Society, the DNR, and the MMSD, will ensure that each of these sites are preserved by designating their historical significance and to recognize and honor the deceased within the MREP/State Forest, and to create a respectful solution to potentially removing the

currently interred remains at the identified cemetery sites, which may include the creation of a mausoleum either on-site or off-site.

COMMUNITY ATHLETIC FIELDS AND WISCONSIN LUTHERAN COLLEGE - There are currently five soccer fields in the Northeast quadrant which are being utilized by various clubs and schools within the community. The adopted plan for redevelopment of the Northeast quadrant shall provide for the replacement of these fields, including a minimum of three regulation-size soccer fields and a minimum of two youth-size fields in suitable locations within the neighboring area of the County Grounds.

Milwaukee County will enter into a lease agreement with Wisconsin Lutheran College (WLC) for the construction, operation, and maintenance of a complex of athletic practice fields, a football stadium, and tennis courts. All of the facilities associated with such a complex would be available for community use, in addition to the Wauwatosa School System. The facilities will be located at a site of approximately twenty-to-twenty-seven-acres that shall be reserved for this purpose. There are three potential sites for this complex on the County Grounds or adjacent County Park land, which may be constructed in separate components or at a unified site:

- 1) A forty-acre site with thirty useable acres, located directly north of the Ronald McDonald House on West Watertown Plank Road, east of the WEPCO Power Plant facility, and south of Area E-2, located in the Northeast quadrant;
- 2) A twenty-five-acre site at the east end of the Wisconsin Avenue Park and adjacent County Research Park land north of West Wisconsin Avenue and west of U. S. Highway 45, located in the Southwest quadrant;
- 3) A twenty-seven-acre site adjacent to the development zone, which would create a seamless transition from the MIXED-USE DEVELOPMENT AREA (Areas B and C), along West Watertown Plank Road (Area D-1), located in the Northeast quadrant;

If Site #3 (twenty-seven-acres) is not, in whole or in part, the location selected for the WLC Complex, that site could be offered to the DNR to be included in the MREP/State Forest acreage.

MIXED-USE DEVELOPMENT - Upon approval of a development plan for a total area of approximately sixty-acres (Area B (approximately twenty-five-acres) and Area C (approximately thirty-five-acres)) adjacent to U. S. Highway 45 and West Watertown Plank

Road. Milwaukee County shall submit a re-zoning request to the City of Wauwatosa; and

BE IT FURTHER RESOLVED, staff of the Department of Parks, Department of Administration - Economic Development Division, County Board, and Corporation Counsel is directed to meet with representatives of the Milwaukee Metropolitan Sewerage District, Wisconsin Department of Natural Resources, Wisconsin Lutheran College, and the University of Wisconsin Extension Program for the purpose of negotiating any and all agreements necessary to carry out the intent of this resolution; and

BE IT FURTHER RESOLVED, all agreements, including purchase contracts, leases, permanent easements, or conservation easements, resulting from those negotiations shall be brought before the County Board of Supervisors for a review and approval; and

BE IT FURTHER RESOLVED, because all of the elements contained within this comprehensive redevelopment plan reflect both a complexity and community of interest, that Milwaukee County as owner of these lands reserves the right to modify this comprehensive plan or any land use provision referenced in this resolution in the event that the Milwaukee Metropolitan Sewerage District, Wisconsin Department of Natural Resources, Wisconsin Lutheran College, the University of Wisconsin Extension Program, and the City of Wauwatosa fail to approve through their respective ordinances, statutes, resolutions, permitting, or regulating powers that portion of this comprehensive plan related to their jurisdiction.

Fiscal Note:

Adoption of this resolution will not require an expenditure of funds but an expenditure of staff time will be required in order to implement the policies contained within this comprehensive development plan.

Thereupon, **the foregoing Substitute Resolution WAS NOT SUBSTITUTED** for the committee recommendation, by the following vote:

AYES—Diliberti, Krug and Mayo—3. **NOES**—Aldrich, Arciszewski, Bailey, Borkowski, Davis, De Bruin, Holloway, Jasenski, Johnson, Launstein, Lutzka, McGuigan, Podell, Quindel, Ryan, Schmitt, Weishan, White, Zielinski and the Chairman—20. **EXCUSED**—Coggs-Jones and Nyklewicz—2.

Supervisors Ryan, Ordians and Krug **SUBMITTED the**

following Amendment No. 1 to Item 3-Unfinished Business, File No. 01-321 (A):

ADD the following language under section FORESTRY EDUCATION CENTER & STATE FOREST:

"Milwaukee County also supports including approximately 30 acres of the adjacent Underwood Parkway lands (west of North Underwood Creek Parkway and north of West Watertown Plank Road) in the State Forest negotiations."

AMEND the BE IT FURTHER RESOLVED clause under section CEMETERY LANDS as follows:

"An archaeological investigation of the NE quadrant has been conducted by researchers from UW-Milwaukee. In addition to the existing Milwaukee County cemetery (F-1), this investigation discovered a second burial site (F-2) within the area. It is understood and agreed that Milwaukee County and MMSD ~~will ensure that each of these sites is preserved and protected by pledging to make any improvements necessary to ensure the integrity of burial sites and erecting a suitable monument to recognize and honor the deceased MMSD, in conjunction with the State of Wisconsin Historical Society and the DNR, will ensure that each of these sites is preserved and protected by pledging to create a respectful solution which might include either making any improvements necessary to ensure the integrity of the burial sites and erecting a suitable monument recognizing and honoring the deceased or removing the currently interred remains from the identified sites to another location which may include the creation of a mausoleum either on site or off site.~~"

DIVISION OF THE QUESTION was requested on the foregoing Amendment.

SEPARATE ACTION was requested.

Thereupon, ~~that portion of the Amendment~~ relating to including 30 acres of Underwood Parkway lands in the State Forest negotiations **WAS ADOPTED** by the following vote:

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

Thereupon, that portion of the Amendment relating to Cemetery Lands **WAS ADOPTED** by the following vote:

AYES—Aldrich, Arciszewski, Bailey, Borkowski, Coggs-Jones, Davis, Diliberti, Holloway, Johnson, Krug, Launstein, Lutzka, McGuigan, Podell, Quindel, Ryan, Schmitt, Weishan, White, Zielinski and the Chairman—21. **NOES**—De Bruin, Jasenski and Mayo—3. **EXCUSED**—Nyklewicz—1.

Supervisor Podell **SUBMITTED** the following Amendment No. 2 to Item 3(A)-Unfinished Business, File No. 01-321:

In the BE IT RESOLVED Clause, under the heading "**COMMUNITY ATHLETIC FIELDS & WISCONSIN LUTHERAN COLLEGE**", delete the following language:

Milwaukee County will enter into a lease agreement with Wisconsin Lutheran College (WLC) for the construction, operation and maintenance of a complex of athletic fields, a football stadium and tennis courts (Area D-1) adjacent to the development zone along West Watertown Plank Road. A site of approximately 27 acres shall be reserved for this purpose.

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

AYES—Bailey, Diliberti, Jasenski, Krug, Lutzka, Podell, Schmitt and Zielinski—8. **NOES**—Aldrich, Arciszewski, Borkowski, Coggs-Jones, Davis, De Bruin, Holloway, Johnson, Launstein, Mayo, McGuigan, Quindel, Ryan, Weishan, White and the Chairman—16. **EXCUSED**—Nyklewicz—1.

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

AYES—Aldrich, Arciszewski, Borkowski, Coggs-Jones, Davis, De Bruin, Holloway, Johnson, Launstein, Mayo, McGuigan, Podell, Quindel, Ryan, Weishan, White and the Chairman—17.

NOES—Bailey, Diliberti, Jasenski, Krug, Lutzka, Schmitt and Zielinski—7. **EXCUSED**—Nyklewicz—1.

File No. 01-320
(Journal, May 17, 2001)

(Item 4) Report from the Committee on Intergovernmental Relations, recommending adoption of a resolution by Supervisors Ryan, Nyklewicz, Jasenski, and others, supporting the proposed tax exemption plan for Midwest Express Airlines and Air Wisconsin now pending before the Legislature and calling on the Assembly and Senate to expedite passage of the measure. (Vote 6-0)

LAI D O V E R 5/17/01.

Supervisor Launstein **SUBMITTED** the following **Amendment to Item 4-Unfinished Business, File No. 01-320:**

Amend the resolution as follows:

"BE IT RESOLVED, that the Milwaukee County Board of Supervisors does hereby support the concept of the proposed tax exemption plan for Midwest Express Airlines and Air Wisconsin ~~now pending before the Legislature and calls on the Assembly and Senate to pass this measure in a timely manner to benefit both the airlines and the community, and~~

~~BE IT FURTHER RESOLVED, that the Division of Intergovernmental Relations is hereby directed to make this policy known to the Legislature and the Governor, and~~

BE IT FURTHER RESOLVED, that the County Clerk is hereby directed to send a copy of this resolution to the Governor and the leadership of both parties in the Assembly and the Senate and the Milwaukee County delegation."

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

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

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

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

File No. 01-261
(Journal, April 12, 2001)

(Item 5) Report from the Special Committee on Redistricting, recommending adoption of a resolution adopting a tentative plan for the redistricting of the County Board based on 25 supervisory districts; further, that the County Clerk shall provide this plan to each municipality in Milwaukee County upon adoption of this resolution. (Vote 4-3)

LAI D O V E R 5/17/01.

Supervisors Coggs-Jones, Holloway, Mayo, Johnson, Davis, White and Zielinski **SUBMITTED the following Substitute Resolution to Item 5-Unfinished Business, File No. 01-261:**

A SUBSTITUTE RESOLUTION

WHEREAS, the County Board established a Special Committee on Redistricting to carry out the requirements of State law which requires the redistricting of the County Board based on the official 2000 census; and

WHEREAS, State Statutes require the adoption by the County Board of a tentative plan within 60 days of receipt of the 2000 census block data and the forwarding of this plan to all municipalities so that they may establish ward lines; and

WHEREAS, the redistricting process for Milwaukee County was overseen by a redistricting consultant and an associate consultant hired by and under direction of the Special Committee on Redistricting, and in addition to the two consultants, assistance was provided by a member of the County Board staff; and

WHEREAS, an additional County Board staff member, and a Milwaukee County Supervisor were called upon to assist in developing a redistricting plan; and

WHEREAS, leaders of the African American community presented grievances to the Special Committee on Redistricting

about the questionable manner in which the redistricting consultant and associate consultant were hired; and

WHEREAS, leaders in the Latino Hispanic community presented grievances to the Special Committee on Redistricting regarding the committee's lack of responsiveness to the needs and interests of Latino Hispanic voters; and

WHEREAS, several members of the County Board have expressed a lack of trust in the redistricting process, and a lack of comfort and lack of confidence in the redistricting plans drafted by both the redistricting consultant and County Board staff; now, therefore

BE IT RESOLVED, that the Milwaukee County Board of Supervisors, accepts for consideration by the full County Board, a redistricting plan, prepared by the African American Coalition for Empowerment (ACE), that maximizes voting opportunities for Milwaukee County's ethnic minority population; and

BE IT FURTHER RESOLVED, that the African American Coalition for Empowerment be compensated for their efforts to develop an alternative redistricting plan at the same rate, and the same terms, and through the same funding mechanism used to compensate both the redistricting consultant and the associate consultant; and

BE IT FURTHER RESOLVED, that if the ACE redistricting plan adequately demonstrates that a seventh African American ~~super~~ voting age majority district, a super majority Latino/Hispanic district, and a second district with a minority population of forty-five percent or higher can be achieved within the Federal Redistricting guidelines, that the ACE plan will be substituted for the plan being recommended by the County Board's redistricting consultant and the plan recommended by the County Board staff as well.

Fiscal Note:

Adoption of the subject resolution will result in an additional expenditure for consulting fees paid from the \$50,000 fund already allocated for County Board redistricting expenses.

Supervisor Coggs-Jones moved lay over of Item 5-Unfinished Business.

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

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

Thereupon, the foregoing Substitute Resolution **WAS NOT SUBSTITUTED** for the committee recommendation by the following vote:

AYES—Coggs-Jones, Davis, Holloway, Johnson, Lutzka, Mayo, White and Zielinski—8. **NOES**—Aldrich, Arciszewski, Bailey, Borkowski, De Bruin, Diliberti, Jasenski, Krug, Launstein, McGuigan, Podell, Quindel, Ryan, Schmitt, Weishan and the Chairman—16. **EXCUSED**—Nyklewicz—1.

Supervisors Diliberti and Krug **SUBMITTED** the following Amendment to Item 5-Unfinished Business, File No. 01-261:

Amend as follows:

Amend the Redistricting Plan as specified in the redistricting data and maps, which shall be made part of File No. 01-261 for the following Supervisory Districts:

4, 6, 8, 9, 11, 14, 16, 18, 20 and 22

The new Redistricting Data and Maps for the above specified Supervisory Districts are attached hereto and shall be incorporated as part of File No. 01-261 approving a Redistricting Plan if this amendment is adopted.

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

AYES—Aldrich, Arciszewski, Bailey, Borkowski, De Bruin, Diliberti, Jasenski, Krug, Launstein, McGuigan, Podell, Quindel, Ryan, Schmitt, Weishan and the Chairman—16. **NOES**—Coggs-Jones, Davis, Holloway, Johnson, Lutzka, Mayo, White and Zielinski—8. **EXCUSED**—Nyklewicz—1.

Thereupon, Item 5-Unfinished Business, File No. 01-261, as amended, **WAS ADOPTED** by the following vote:

AYES—Aldrich, Arciszewski, Borkowski, De Bruin, Diliberti, Jasenski, Krug, Launstein, McGuigan, Podell, Quindel, Ryan,

Schmitt, Weishan and the Chairman—15. **NOES**—Bailey, Coggs-Jones, Davis, Holloway, Johnson, Lutzka, Mayo, White and Zielinski—9. **EXCUSED**—Nyklewicz—1.

REPORTS OF COUNTY OFFICERS

File Returned VETOED by the County Executive:

TO: The Honorable County Board of Supervisors

SUBJECT: Veto File Returned

The County Executive has returned to my office File No. 01-236, a resolution authorizing negotiations with the DNR for the lease, conservation easement or purchase of 235 acres of the Northeast Quadrant of the County Grounds and 30 acres of adjoining Underwood Parkway.

He has 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 May 17, 2001 by a vote of 12 ayes - 11 noes.

Your reconsideration is required.

MARK RYAN
County Clerk

TO: The Honorable County Board of Supervisors

SUBJECT: **VETO OF FILE NUMBER 01-236**

I am returning County Board File Number 01-236. I am 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.

This resolution, as adopted by your Honorable Body, authorizes negotiations with the State Department of Natural Resources for the lease, conservation easement or purchase of 235 acres of the Northeast Quadrant of the County Grounds and 30 acres of adjoining Underwood Parkway. This resolution does not address the needs and desires of the overwhelming majority of Milwaukee County's citizens.

The resolution requires that virtually all land within the County Grounds Northeast Quadrant be devoted to a single, limited use and

ignores the community's expressed desire that this land be devoted to a variety of park uses. In recommending a comprehensive plan for utilization of this area, the County Grounds Land Use Planning Committee (LUPC) stated that "a consensus has developed among the citizen members of the LUPC that leads us to recommend a plan that attempts to balance a wide array of community needs and interests." The LUPC further emphasized this point by specifically recommending that the areas north and west of Swan Boulevard and adjacent to Hoyt Park "be devoted to a variety of public park and open space uses."

In three previous resolutions, your Honorable Body has been very specific with regard to making provisions for the proposed floodwater detention basins, athletic fields and community garden plots. The vetoes resolution before you treats these important community needs as an afterthought and would simply prolong the process of selecting a definitive and comprehensive plan for use of these valuable public lands.

We have spent nearly six years debating this issue and the time for making a balanced decision about the future use of these lands is overdue. It is time to bring this matter to a conclusion in a manner that will meet the varied needs and desires of our citizens. There is a clear desire to have a balanced plan that includes Camp Wil-O-Way, UW-Extension community gardens, a State Forest, Milwaukee Metropolitan Sewerage District detention basins, community athletic fields and Wisconsin Lutheran College as well as mixed-use development. I respectfully request that you achieve this goal by voting to sustain the veto before you and approving the comprehensive, balanced plan that was referred to Corporation Counsel.

F. THOMAS AMENT
County Executive

Thereupon, the Chair put the question: "Shall the foregoing resolution, File No. 01-236 be adopted, notwithstanding the objection of his honor, the County Executive? If you wish to override the veto, you vote 'aye'; if you wish to sustain the veto, you vote 'no'."

Thereupon, the **veto action** of the County Executive relative to File No. 01-236 **WAS SUSTAINED** by the following vote:

AYES—Bailey, Diliberti, Jasenski, Krug, McGuigan, Podell, Schmitt and Zielinski—8. **NOES**—Aldrich, Arciszewski, Borkowski, Coggs-Jones, Davis, De Bruin, Holloway, Johnson, Launstein, Lutzka, Mayo, Quindel, Ryan, Weishan, White and the Chairman—16. **EXCUSED**—Nyklewicz—1.

COUNTY BOARD CITATIONS

File No. 01-2-225

On motion by Supervisors Schmitt, Davis, Holloway, Johnson, Lutzka, Mayo and McGuigan, the Board approved a Citation congratulating Theodore Coyer 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. 01-2-226

On motion by Supervisor Lutzka, the Board approved a Citation congratulating the Fisler family on the occasion of earning the title of the 2001 Rotary Club of Mitchell Field Family of the Year for St. Francis, commending their dedicated efforts and contributions to the community and wishing for their continued prosperity and fulfillment in all personal and professional endeavors.

File No. 01-2-227

On motion by Supervisor Lutzka, the Board approved a Citation commending Lawrence Kallay for his many years of faithful and distinguished County service, thanking him for his contributions on behalf of the citizens of Milwaukee County and wishing him a future filled with health, happiness and continued success.

File No. 01-2-228

On motion by Supervisor Holloway, the Board approved a Citation congratulating Pastor R.E. McRory, Sr., on the occasion of his 43rd anniversary as a minister and 34th anniversary as pastor of St. Luke Emmanuel Missionary Baptist Church, commending his dedicated efforts and contributions to the community and wishing for continued prosperity and fulfillment in all of his personal and professional endeavors.

File No. 01-2-229

On motion by Supervisors Mayo and Ordians, the Board approved a Citation congratulating the organizers and participants of the Minority Memorial Golf Connection, recognizing the contributions this event has made to Milwaukee County and wishing for them continued success in future endeavors.

File No. 01-2-230

On motion by Supervisors Mayo and Ordinans, the Board approved a Citation congratulating the Scott and Howard families on the occasion of their reunion, welcoming their family members to Milwaukee and wishing for everyone involved with the reunion continued success, health and happiness.

Thereupon, the foregoing Citations **WERE APPROVED** by a voice vote.

.....

On a motion by Supervisor Diliberti, the Board **ADJOURNED** at 5:30 p.m. to Thursday, June 21, 2001, at 9:30 a.m., by a voice vote.

MARK RYAN
County Clerk

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County Courthouse for the purpose of action on the veto by the County Executive of adopted County Board File No. 01-261, dealing with the decennial reapportionment plan for the Milwaukee County Supervisory Districts.

Your presence is required!

MARK RYAN
County Clerk

REPORTS OF COUNTY OFFICERS

File Returned UNSIGNED by the County Executive:

TO: The Honorable County Board of Supervisors

SUBJECT: UNSIGNED FILE RETURNED

The County Executive has returned to my office, without his signature of approval, File No. 01-300, a resolution directing the Dept. of Audit to conduct a study to determine the number of Chinese-made novelty items sold at the Milwaukee County Zoo, the amount of lost revenue the Zoo would incur if these products were no longer sold and the potential to recapture this lost revenue through the sale of replacement items made in other countries.

This resolution was adopted by a vote of 15 ayes - 8 noes, during your meeting of May 17, 2001, and remains in full force and effect.

MARK RYAN
County Clerk

File Returned UNSIGNED by the County Executive:

TO: The Honorable County Board of Supervisors

SUBJECT: UNSIGNED FILE RETURNED

The County Executive has returned to my office, without his signature of approval, File No. 01-30(a)(a), a resolution authorizing and directing the Directors, Dept. of Administration, Human Services, Human Resources and Labor Relations, and any other county staff deemed appropriate to collaborate in developing a viable plan to explore creation of an independent Dept. of Child Welfare.

This resolution was adopted by a vote of 23 ayes - 1 no, during your meeting of May 23, 2001, and remains in full force and effect.

MARK RYAN
County Clerk

File Returned VETOED by the County Executive:

TO: The Honorable County Board of Supervisors
SUBJECT: Veto File Returned

The County Executive has returned to my office File No. 01-261, a resolution constituting the decennial reapportionment plan for the Milwaukee County Board supervisory districts.

He has 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 May 23, 2001 by a vote of 15 ayes - 9 noes.

Your reconsideration is required.

MARK RYAN
County Clerk

TO: The Honorable County Board of Supervisors
SUBJECT: Veto of File No. 01-261

I am returning County Board File No. 01-261. I am vetoing this resolution pursuant to authority granted to me by Article IV, Section 23 (a) of the Wisconsin Constitution and Section 59.17 (6) of the Wisconsin Statutes.

This resolution, as adopted by your Honorable Body, constitutes the decennial reapportionment plan for the Milwaukee County Board Supervisory districts. In vetoing this plan, it is not my intent to cast any aspersions on the work done by the redistricting committee or any member of the County Board. From personal experience, I know the task is challenging and difficult. In fact, it is with great reluctance that I am vetoing this plan since it is incumbent to approve a plan shortly.

The plan, for the most part, is a good plan which meets the requirements of the United States Constitution regarding "one person/one vote" and is in compliance with the requirements of the Voting Rights Act with one exception which will be discussed later. Further, the redistricting plan appears to comply with all requirements of Wisconsin law.

In respect to the Voting Rights Act, the plan creates seven African-American majority districts on the north side of Milwaukee County and one Hispanic majority district on the south side of Milwaukee County. The plan further creates two districts on the south side of approximately 25% each Hispanic population and 20% each Hispanic voting population. It is in this respect that I feel this plan is subject to possible challenge under Section Two of the Voting Rights Act. The Hispanic population is 8.8% of the County population and 7.2% of the County voting population, with the one Hispanic district, the 12th, constituting 4% of the County population. It has been shown that it is possible to create a Hispanic influence district of at least 36% Hispanic population and 30% Hispanic voting age population in the 8th supervisory district. In my opinion, the failure to maximize a Hispanic influence district creates a potential violation of Section Two of the Voting Rights Act. This could and should be corrected by changing the present plan to make the 8th district approximately 36% Hispanic by population and 30% Hispanic by voting age population.

Moreover, I believe to create a Hispanic district of influence as I described it is simply the right thing to do. We will not have this opportunity for another 10 years. For these reasons, I respectfully suggest the veto be sustained and the reapportionment plan be redrafted in the manner suggested.

F. THOMAS AMENT
County Executive

Supervisor Holloway present.

Thereupon, the Chair put the question: "Shall the foregoing resolution, File No. 01-261 be adopted, notwithstanding the objection of his honor, the County Executive? If you wish to override the veto, you vote 'aye'; if you wish to sustain the veto, you vote 'no'."

Thereupon, the **veto action** of the County Executive relative to File No. 01-261 **WAS SUSTAINED** by the following vote:

AYES—0. NOES—Aldrich, Arciszewski, Bailey, Borkowski, Coggs-Jones, Davis, De Bruin, Diliberti, Holloway, Jasenski,

Johnson, Krug, Launstein, Lutzka, Mayo, McGuigan, Nyklewicz, Podell, Quindel, Ryan, Schmitt, Weishan, White, Zielinski and the Chairman—25.

The Chair called for a brief **recess**.

The Board **RECONVENED** at 10:02 a.m. this same day.

Supervisor Ordinans in the Chair.

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

PRESENTATION OF COMMUNICATIONS

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

File No. 01-261(a)

From Chairperson, Special Committee on Redistricting, submitting a revised tentative plan for the redistricting of the County Board.

Referred to the Special Committee on Redistricting.

RESOLUTIONS/ORDINANCES BY AND FROM STANDING COMMITTEES

By Supervisor Diliberti, Chairperson:

From the Special Committee on Redistricting, reporting on 1 Item.

File No. 01-261(a)
(Journal, June 5, 2001)

(Item 1) From Chairperson, Special Committee on Redistrict-

ing, submitting a revised tentative plan for the redistricting of the County Board, by recommending adoption of the following:

A RESOLUTION

WHEREAS, the County Board established a Special Committee on Redistricting to carry out the requirements of State law which requires the redistricting of the County Board based on the official 2000 census; and

WHEREAS, State Statutes require the adoption by the County Board of a tentative plan within 60 days of receipt of the 2000 census block data and the forwarding of this plan to all municipalities so that they may establish ward lines; and

WHEREAS, the County Board adopted a tentative redistricting plan on May 23, 2001, which was vetoed by the County Executive; and

WHEREAS, a majority of the County Board called a special meeting of the County Board to consider this veto and a new redistricting plan; and

WHEREAS, a new redistricting plan, as modified, was recommended by the Special Committee on Redistricting on June 5, 2001 (vote 5-2); now, therefore,

BE IT RESOLVED, that the County Board hereby adopts a tentative plan for the redistricting of the County Board based on 25 supervisory districts (copies of the population data and maps with boundaries of each district are incorporated by reference and have been included in this file); and

BE IT FURTHER RESOLVED, that the County Clerk shall provide this plan to each municipality in Milwaukee County upon the adoption of this resolution.

Fiscal Note:

Adoption of this resolution will not increase or decrease expenditures or revenue of Milwaukee County.

The foregoing report correctly states the action taken by the said committee at a meeting held June 5, 2001.

DANIEL J. DILIBERTI
Chairperson

The question was on adoption.

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

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

Supervisor Diliberti moved immediate reconsideration of the report from the Special Committee on Redistricting.

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

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

COUNTY BOARD CITATIONS

File No. 01-2-231

On motion by Supervisor White, the Board approved a Citation expressing extreme sorrow at the passing of Dorothy Brodzik, a friend to the community who has left a legacy of love and dedication to her family and touched the lives of those who had the privilege to know her.

File No. 01-2-232

On motion by Supervisor White, the Board approved a Citation commending Greater Galilee Baptist Church's dedicated efforts and contributions to the community and wishing for its continued prosperity and fulfillment.

File No. 01-2-233

On motion by Supervisor Johnson, the Board approved a Citation congratulating the class of 2001 graduates of the Charles H. Mason Bible College & Graduate School of Theology, the Wisconsin

Christian Leadership University & Seminary and Brenda Pijoo High School, commending their leadership and dedication to their faith and wishing for their continued success in future endeavors.

File No. 01-2-234

On motion by All Supervisors, the Board approved a Citation congratulating the Milwaukee Bucks on a winning season, commending the team's dedicated efforts, thanking the team for its contributions to the community and wishing for the team's continued success in upcoming seasons.

File No. 01-2-235

On motion by Supervisors White, Arciszewski, Borkowski, Davis, Holloway and Lutzka, the Board approved a Citation expressing extreme sorrow at the passing of Olive Zeller, a friend to the community who has left a legacy of success and service, who was a role model to many and touched the lives of those who had the privilege to know her.

Thereupon, **the foregoing Citatlons WERE APPROVED** by a voice vote.

.....

On a motion by Supervisor Diliberti, the Board **ADJOURNED** at 10:10 a.m. to Thursday, June 21, 2001 at 9:30 a.m., by a voice vote.

**MARK RYAN
County Clerk**

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Milwaukee, Wisconsin, Thursday, June 21, 2001, 9:46 a.m.

Supervisor Ordinans in the Chair.

PRESENT: Aldrich, 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: Holloway and Podell—2.

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

Supervisors Holloway and Podell are hereinafter noted present.

APPROVAL OF JOURNAL OF PROCEEDINGS

Supervisors Holloway and Podell present.

On a motion by Supervisor Diliberti, the Journal of Proceedings of June 22, 2000 **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:**

File No. 99-350(a)(a)

From Director, Department of Administration, requesting authorization to enter into an Intergovernmental Cooperation Agreement with the City of Milwaukee to assist in the redevelopment planning for the lands resulting from the termination and removal of the Park East Freeway (STH 145) in the City of Milwaukee.

Referred to the Committee on Economic & Community Development.

File No. 00-520(a)(a)

From Director, Department of Administration, submitting a report and recommendations on negotiations with Children's Hospital of Wisconsin for the acquisition of a parcel of land on County Grounds.

Referred to the Committee on Transportation, Public Works & Transit, Committee on Economic & Community Development and Committee on Finance & Audit.

File No. 00-666(a)(a)

From Director of Human Resources, requesting adoption of a resolution to clarify the implementation dates of the 2001 through 2004 wage adjustments for non-represented employees contained in a resolution adopted November 2, 2000.

Referred to the Committee on Personnel.

File No. 01-3

From Milwaukee County Clerk, submitting a listing of Summons & Complaints, Discrimination Complaints, et. al., served on Milwaukee County.

Placed on file.

File No. 01-6

From Phillips, Donohue & Cymerman, S.C., submitting a Notice of Injury in behalf of Julian Aguirre for injuries and damages allegedly sustained due to treatment received while at the House of Correction.

Placed on file.

File No. 01-6

From Kelli Barnhill, submitting a Notice for injuries and damages allegedly sustained when her property was not returned from the House of Correction.

Placed on file.

File No. 01-6

From Daniel P. Kondos, S.C. Law Offices, submitting a Notice

of Injury in behalf of Joseph Bell for injuries and damages allegedly sustained while a passenger on a Milwaukee Transport Services, Inc. bus.

Placed on file.

File No. 01-6

From Michael F. Hupy & Associates, S.C., submitting a Notice of Injury in behalf of Joseph Campbell for injuries and damages allegedly sustained while a passenger on a Milwaukee Transport Services, Inc. bus.

Placed on file.

File No. 01-6

From Safer & Stein Law Firm, S.C., submitting a Notice of Injury in behalf of Timeka Copening for injuries and damages allegedly sustained while at Lindsay Park.

Placed on file.

File No. 01-6

From Universal Loss Management, Inc. for Avemco Insurance Company, submitting a Notice under their subrogation rights of their insured, Michael Hartman, for damages allegedly sustained to their insured's hangar at Timmerman Airport.

Placed on file.

File No. 01-6

From Shawn Hinton, submitting a Notice for injuries and damages allegedly sustained when his property was not returned to him from the Criminal Justice Facility.

Placed on file.

File No. 01-6

From Kevin W. Lychwick, submitting a Notice for injuries and damages allegedly sustained when he was denied benefits by the Dept. of Human Services.

Placed on file.

File No. 01-6

From Law Office of Karen D. Dardy, submitting a Notice in behalf of A.T.T., Jr., a minor and LaShonda Martin, for injuries and damages allegedly sustained by the minor while in a Milwaukee County foster home.

Placed on file.

File No. 01-6

From Gendlin & Safran, S.C., submitting a Notice of Injury in behalf of Isabelle Naylor, Denton McDonald and Linda P. Naylor, a minor, for injuries and damages allegedly sustained by the minor while a passenger on a Milwaukee Transport Services, Inc. bus.

Placed on file.

File No. 01-6

From Tammy Sylvester, submitting a Notice for injuries and damages allegedly sustained in a fall in the stairwell in the Milwaukee County Courthouse.

Placed on file.

File No. 01-9

From Sauk County Clerk, submitting an adopted resolution opposing the funding of expenses for the Wisconsin Veterans Museum and Veterans Education Center from the Veterans Trust Fund.

Placed on file.

File No. 01-9

From Sauk County Clerk, submitting an adopted resolution opposing eliminating the emergency health care payment benefit from the Wis. Dept. of Veterans Affairs Health Care Aid Grant Program.

Placed on file.

File No. 01-9

From La Crosse County Clerk, submitting an adopted resolution

requesting legislation to exempt employee health care cost increases from the operating levy rate calculation.

Placed on file.

File No. 01-9

From Buffalo County Clerk, submitting an adopted resolution requesting complete funding of probation and parole violation inmates.

Placed on file.

File No. 01-9

From Dodge County Clerk, submitting an adopted resolution in support of complete funding of probation and parole violation inmates and Assembly Bill AB 197.

Placed on file.

File No. 01-9

From Washburn County Clerk, submitting an adopted resolution requesting complete funding of probation and parole violation inmates.

Placed on file.

File No. 01-17

From President, Milwaukee Building and Construction Trades Council, submitting 2001/2002 Wage Rates and Fringe Benefits for skilled trades workers.

Placed on file.

File No. 01-361

From the Corporation Counsel, requesting that the Director, Department of Administration, be authorized to pay the law firm of Friebert, Finnerty & St. John, S.C., for professional services performed in association with Miller Aviation vs. Milwaukee County et. al, from February 15, 2001 through the term of the contract.

Referred to the Committee on Finance & Audit.

File No. 01-362

From the Corporation Counsel, requesting that the Director, Department of Administration, be authorized to pay the law firm of Wildman, Harrold, Allen & Dixon for professional services performed in association with patent and trademark matters from November 22, 2000 through the term of the contract.

Referred to the Committee on Finance & Audit.

File No. 01-363

From Derek Edwards, submitting a claim for the alleged loss of personal property while incarcerated in the Milwaukee County House of Correction.

Referred to the Committee on Judiciary, Safety & General Services.

File No. 01-364

From Attorneys Domnitz, Mawicke & Goisman, S.C., submitting a claim in behalf of First Choice General Contractors-Wisconsin, Inc. and Amwest Surety Insurance Corp. for damages allegedly sustained due to Milwaukee County's failure to make payment for work performed and/or materials supplied by its subcontractors.

Referred to the Committee on Judiciary, Safety & General Services.

File No. 01-365

From General Casualty Company of Wisconsin, submitting a claim under their subrogation rights of their insured, Andrew C. Johnson, for reimbursement of payment made for the alleged damages sustained to his automobile when involved in an accident with a Milwaukee County-owned vehicle at the Milwaukee County Zoo on March 15, 2001.

Referred to the Committee on Judiciary, Safety & General Services.

File No. 01-366

From Thomas W. Springfield, Jr., submitting a claim for injuries

and damages allegedly sustained when he fell to the ground while crossing the intersection on the southwest corner of 10th & State St.

Referred to the Committee on Judiciary, Safety & General Services.

File No. 01-367

From Attorneys Tylicki, Witkowiak & Jennings S.C., submitting a claim in behalf of A.T.T. Jr. for injuries and damages allegedly sustained due to Milwaukee County allowing him to be placed in a foster home which was an unsafe environment; and a claim in behalf of Anthony Tate, Sr. father of claimant, for damages allegedly sustained due to the future loss of comfort and companionship of his son.

Referred to the Committee on Judiciary, Safety & General Services.

File No. 01-368

From the Village of Greendale, submitting a claim for damages allegedly sustained to a street light pole that was hit by a Milwaukee County-owned vehicle.

Referred to the Committee on Judiciary, Safety & General Services.

File No. 01-369

From Bruce N. Bieber, submitting a claim for injuries and damages allegedly sustained due to the treatment and lack of treatment received while incarcerated at the Milwaukee County Criminal Justice Facility.

Referred to the Committee on Judiciary, Safety & General Services.

File No. 01-370

From Jerome C. Johnson, submitting a claim for damages allegedly sustained to his automobile as a result of an accident occurring with a Milwaukee County-owned vehicle on January 31, 2001.

Referred to the Committee on Judiciary, Safety & General Services.

File No. 01-371

From Paul M. Meier, submitting a claim for damages allegedly sustained to his automobile while parked in the surface parking lot on the west side of 6th Street.

Referred to the Committee on Judiciary, Safety & General Services.

File No. 01-372

From American Trans Air, submitting a claim for water damage allegedly sustained to their operations area as a result of a water pipe bursting.

Referred to the Committee on Judiciary, Safety & General Services.

File No. 01-373

From Director, Department of Administration, regarding results of a sealed bid to lease lands for parking beneath the East-West Freeway (I-794) between North Water Street and the Milwaukee River, Milwaukee, Wisconsin.

Referred to the Committee on Transportation, Public Works & Transit.

File No. 01-374

From Director, Department of Administration, recommending the renewal of the lease of freeway land as surface parking between North Broadway Street and North Milwaukee Street north of West St. Paul (411 North Broadway) in the City of Milwaukee.

Referred to the Committee on Transportation, Public Works & Transit.

File No. 01-375

From Director of Public Works, requesting authorization to extend Airport Agreement CN-1155 with Adelman Travel Systems, Inc. on a month-to-month basis, effective August 1, 2001, for operation of a travel agency concession at General Mitchell International Airport pending solicitation of Requests for Proposals and award of a new agreement.

Referred to the Committee on Transportation, Public Works & Transit.

File No. 01-376

From Director of Public Works, requesting authorization for Airport staff and Corporation Counsel to complete negotiations for a settlement with Union Oil Company of California (UNOCAL) (Airport Agreement OL-469) and Shell Oil Company (Airport Agreement OL-1162) regarding land leased at General Mitchell International Airport.

Referred to the Committee on Transportation, Public Works & Transit.

File No. 01-377

From Director of Public Works, requesting authorization to execute a professional services agreement with Vanderweil Facility Advisors to conduct an assessment of the condition of Zoo and Park facilities and to develop a five-year major maintenance and capital improvement plan.

Referred to the Committee on Transportation, Public Works & Transit.

File No. 01-379

From Director of Public Works, requesting authorization to pursue appropriate legal action to terminate Airport Agreement HP-1092 at General Mitchell International Airport with Miller Aviation Co. for its lease of land at the airport on which the company's aircraft hangar is located.

Referred to the Committee on Transportation, Public Works & Transit.

File No. 01-380

From Administrator-Support Services, House of Correction, requesting for retroactive authorization to apply for and accept a Federal Mediation and Conciliator Service Grant for Labor Management Committee Activities.

Referred to the Committee on Judiciary, Safety & General Services.

File No. 01-381

From Director, City of Milwaukee Department of Public Works Building & Fleet Division, relative to improvements to the existing

children's play area in Riverside Park which is Milwaukee County parkland now under lease to Milwaukee Public Schools.

Referred to the Committee on Parks, Energy & Environment.

File No. 01-382

From Director, County Health Related Programs, requesting authorization to issue a sole source purchasing document to Zoll Medical Corporation for the purpose of purchasing defibrillator equipment and supplies from Zoll and to trade in older physiocontrol defibrillator equipment and supplies.

Referred to the Committee on Finance & Audit and Committee on Health & Human Needs.

File No. 01-383

From Director, County Health Related Programs, requesting authorization to enter into a mutual development and support agreement with Fairfax County, Virginia, County Health Department/NOVA Health Systems, for the purpose of sharing technology solutions addressing the registration of indigent clients.

Referred to the Committee on Finance & Audit and Committee on Health & Human Needs.

File No. 01-384

From Fiscal and Budget Administrator, submitting the 2001 Corrective Action Plan and Budget Projections for 2001-2002.

Referred to the Committee on Finance & Audit.

File No. 01-385

From Director, Department of Administration, requesting approval of two lease agreements for wireless communication facilities on County property - WCF Site #627, McCarty Park.

Referred to the Committee on Finance & Audit and Committee on Parks, Energy & Environment.

File No. 01-388

From Director of Audits, submitting an Audit Review of Wauwatosa School District's Reimbursement of Operating Costs of

the Milwaukee County Department of Human Services (MCDHS) Schools for the 1999-2000 School Year.

Referred to the Committee on Finance & Audit.

File No. 01-389

From the Controller, submitting the 2000 Report of Departmental Surpluses and Deficits.

Referred to the Committee on Finance & Audit.

File No. 01-390

From Director of Audits, submitting Audit of General Mitchell International Airport Parking Operations, dated June, 2001.

Referred to the Committee on Finance & Audit.

File No. 01-392

From Director, Department on Aging, requesting authorization to submit a proposal totaling \$234,000 to the federal Centers for Disease Control and Prevention and to accept any funding awarded thereunder.

Referred to the Committee on Health & Human Needs.

File No. 01-394

From MMA Services, requesting a grant from the Economic Development fund to be applied toward development of MMA Services Complex to be located at 3211 W. Burleigh Street.

Referred to the Committee on Economic & Community Development.

File No. 01-395

From Director, Department of Administration, regarding a request from the Latino Community Center for a County Economic Development Brownfield grant to assist in the remediation and redevelopment of the property located at 807 S. 14th Street in the City of Milwaukee.

Referred to the Committee on Economic & Community Development.

File No. 01-396

From Director, Department of Administration, regarding a request from the YMCA for a County Economic Development Brownfield grant to assist in the remediation of the property located at the northwest corner of North and Teutonia Avenues in the City of Milwaukee.

Referred to the Committee on Economic & Community Development.

File No. 01-397

From Made in Milwaukee, Inc. d/b/a Wild Flour Bakery, requesting a grant from the Economic Development fund to be applied toward improvements to the façade of the building located at 2800 W. Lincoln Avenue.

Referred to the Committee on Economic & Community Development.

File No. 01-398

From Director, Department of Administration, requesting authorization to enter into an Intergovernmental Cooperation Agreement with the Village of West Milwaukee for remediation and development of property located at 4809 W. National Avenue in the Village of West Milwaukee.

Referred to the Committee on Economic & Community Development.

File No. 01-399

From Attorneys Friebert, Finerty & St. John, S.C., submitting communication and proposal of Oak Shore Development LLC for the Cooperative Development of a Tournament Quality Public Golf Course at Bender Park in the City of Oak Creek, Wisconsin.

Referred to the Committee on Parks, Energy & Environment.

File No. 01-400

From Director, Department of Administration, recommending a disposition plan for County-owned properties obtained through the Tax Deed foreclosure action by the County Treasurer.

Referred to the Committee on Economic & Community Development.

File No. 01-401

From Director, Department of Administration, requesting subordination of County home repair liens on the property located at 119 N. 92nd Street in the City of Milwaukee.

Referred to the Committee on Economic & Community Development.

File No. 01-402

From Director, Department of Administration, requesting subordination of County home repair liens on the property located at 5744 S. Merrill Avenue in the City of Cudahy.

Referred to the Committee on Economic & Community Development.

File No. 01-403

From Director of Audits, submitting Audit of Information Management Services Division, dated June, 2001.

Referred to the Committee on Finance & Audit.

File No. 01-404

From Director, Department of Parks, Recreation and Culture, requesting that appropriate County staff be authorized and directed to prepare, review, approve and record all documents required to grant an easement to the City of Oak Creek for a water main and to execute the required documents, including the easement, and right of entry permit; further authorizing waiver of certain fees, in return for which the City of Oak Creek will waive water main assessments to Milwaukee County.

Referred to the Committee on Parks, Energy & Environment.

File No. 01-405

From Director, Department of Parks, Recreation and Culture, requesting authorization to apply for a Federal Urban Park and Recreation Recovery Program grant application for Washington Park, to accept the grant if it is awarded, and to submit any documentation related to the grants disbursement.

Referred to the Committee on Parks, Energy & Environment.

File No. 01-406

From Director of Public Works, submitting Milwaukee County Pest Control/Pesticide Management Program Annual Report for calendar year 2000.

Referred to the Committee on Parks, Energy & Environment.

File No. 01-407

From Director of Public Works, requesting authorization to apply for and accept an Urban Nonpoint Source and Stormwater grant from the Department of Natural Resources for fiscal year 2002-2003.

Referred to the Committee on Parks, Energy & Environment.

File No. 01-408

From Director of Public Works, requesting authorization to apply for and accept a Local Assistance grant from the Department of Agriculture, Trade and Consumer Protection for fiscal year 2002.

Referred to the Committee on Parks, Energy & Environment and Committee on Land Conservation.

File No. 01-409

Form Co-Chair of Dylan's Run, Autism Society, requesting the closing of Lincoln Memorial Drive for "Dylan's Run for Autism to Indian Summer Festival" on Sunday, September 9, 2001.

Referred to the Committee on Parks, Energy & Environment.

File No. 01-410

From Pension Board Chairman, submitting a copy of the complete actuarial valuation of Milwaukee County Employee's Retirement System as of December 31, 2000.

Referred to the Committee on Finance & Audit and Committee on Personnel.

File No. 01-411

From Director, Department of Human Services, reporting on the

results of the Mental Health Division's Strategic Planning Process, 2001-2004.

Referred to the Committee on Finance & Audit and Committee on Health & Human Needs.

File No. 01-414

From Judy Hagner, submitting a claim for injuries and damages allegedly sustained due to violation of her civil rights.

Referred to the Committee on Judiciary, Safety & General Services.

File No. 01-415

From Catherine Dahlman, submitting a claim for damages allegedly sustained to her automobile while parked in the O'Donnell parking structure.

Referred to the Committee on Judiciary, Safety & General Services.

File No. 01-416

From Ruben R. Ward, submitting a claim for injuries and damages allegedly sustained while incarcerated at the Milwaukee County Criminal Justice Facility.

Referred to the Committee on Judiciary, Safety & General Services.

File No. 01-417

From Florine Hicks, submitting a claim for damages allegedly sustained due to the violation of civil rights, false arrest and discrimination while a client under the Community Correctional Center.

Referred to the Committee on Judiciary, Safety & General Services.

File No. 01-418

From David L. Truvillion, submitting a claim for injuries and damages allegedly sustained due to the treatment and lack of

treatment received while incarcerated at the Milwaukee County Criminal Justice Facility.

Referred to the Committee on Judiciary, Safety & General Services.

File No. 01-419

From Walter L. Vogel, submitting a claim for damages allegedly sustained due to the discrimination and violation of his constitutional rights.

Referred to the Committee on Judiciary, Safety & General Services.

File No. 01-420

From Marvin W. Vogel, submitting a claim for damages allegedly sustained due to the discrimination and violation of his constitutional rights.

Referred to the Committee on Judiciary, Safety & General Services.

File No. 01-422

From County Executive, appointing Mrs. Irene Brown to serve on the Milwaukee County Commission on Aging for a three-year term expiring January 31, 2004. Mrs. Brown is replacing Sylvester Polk.

Referred to the Committee on Health & Human Needs.

File No. 01-423

From County Executive, appointing Mr. David L. Hoffman to serve on the Milwaukee County Commission on Aging for a three-year term expiring January 31, 2004. Mr. Hoffman is replacing Hazel Shegonee.

Referred to the Committee on Health & Human Needs.

File No. 01-424

From Director-Event Services, Milwaukee Brewers Baseball Club, submitting a claim for damages allegedly sustained to the

medians in the "River East" parking lot areas of Miller Park caused by Milwaukee County snow plows.

Referred to the Committee on Judiciary, Safety & General Services.

File No. 01-425

From Christian Legal Services, Ltd., submitting a claim in behalf of Dorothy Benson for injuries and damages allegedly sustained when she slipped and fell on the icy sidewalk at the Children's Detention Center.

Referred to the Committee on Judiciary, Safety & General Services.

File No. 01-426

From Bruce N. Bieber, submitting a claim for injuries and damages allegedly sustained due to the treatment and lack of treatment received while incarcerated at the Milwaukee County House of Correction.

Referred to the Committee on Judiciary, Safety & General Services.

RESOLUTIONS/ORDINANCES **REFERRED TO STANDING COMMITTEES**

File No. 01-386

By Supervisors Krug and Quindel:

WHEREAS, on May 22, 1997, the County adopted a resolution, File No. 96-670, to establish a minimum "living wage" of \$6.25 per hour in the areas of janitorial, unarmed security guard, and parking lot attendant and to establish a "living wage" goal for purchase of care and service contracts, as defined under Milwaukee County Code of General Ordinances (CGO), Section 46.09, through use of a wage rate of \$6.25 or higher per hour for skilled or unskilled workers as one of the criteria upon which outside contractors/vendors shall be evaluated during the Request for Proposal process along with consideration of employee benefits where applicable; and

WHEREAS, the living wage goal would be contingent upon the same or better level of services being provided and/or the same or additional number of constituents continuing to receive services; and

WHEREAS, excluded from this policy are County service positions of a seasonal, temporary, or classifications for training purposes; positions paid through vouchers or daily rates determined by the state, aids to handicapped individuals, or in-house work positions at the Criminal Justice Facility and House of Correction and victim/witness positions, and any positions usually filled by volunteers; and

WHEREAS, the policy established that the wage per hour requirement and goal shall be increased annually at the same percentage level as wage increases approved for county employees represented by officially recognized collective bargaining units and this provision shall sunset on December 31, 2000, so as to provide for a review in three years when contracts between Milwaukee County and collective bargaining units are scheduled to expire and/or be renegotiated; and

WHEREAS, the impacted County departments reported back to the County Board during the March 2001 committee cycle on the impact of the "living wage" requirement and goal, including information on the fiscal and administrative expenditures of funds and staff time; and

WHEREAS, based upon this report, it appears reasonable and desirable to continue the policy establishing a living wage requirement and goal; now, therefore,

BE IT RESOLVED, that the County Board of Supervisors does hereby authorize and direct the re-establishment of the "Living Wage" provision which allows for an increase in wages based upon the same annual percentage level as wage increases approved for county employees represented by collective bargaining units, specifically District Council 48; and

BE IT FURTHER RESOLVED, that the County Board of Supervisors does hereby authorize and direct that procurement contracts for services previously provided by county employees entered into after June 30, 1997, by the Director, Department of Administration, shall require that procurement contract agencies/vendors, as defined under Milwaukee County General Ordinances (CGO), Chapter 32, continue to pay their employees a minimum "living wage" with prior achieved increases and any new increases granted county employees for the years 2001 through 2004 for positions in the area of janitorial, unarmed security guard, and parking lot attendant; and

BE IT FURTHER RESOLVED, that Milwaukee County shall continue to strive towards achieving a "living wage" goal for purchase of care and service contracts, as defined under CGO, Section 46.09, through the continued use of a living wage escalator provision for skilled or unskilled workers as one of the criteria upon which outside contractors/vendors shall be evaluated during the Request for Proposal process along with consideration of employee benefits where applicable; and

BE IT FURTHER RESOLVED, that the continuation of a minimum "living wage" for all skilled and unskilled workers employed in any work performed as part of a service or vendor contract between Milwaukee County and a provider contain the provision that obtainment of this goal shall be contingent upon the same or better level of services being provided and/or the same or additional number of constituents continuing to receive services; and

BE IT FURTHER RESOLVED, that excluded from this policy are County service positions of a seasonal, temporary, or classifications for training purposes, i.e. School of Work, school related internships, etc.; contracts funded through Milwaukee County with locally derived funds and/or a combination of local, state and/or federal funding to provide General Assistance-Medical Program (GAMP) eligible persons by hospitals and other health care providers, W-2 service or wage subsidized jobs, etc.; positions paid through vouchers or daily rates determined by the state, i.e., day care and Alcohol and Other Drug Abuse (AODA) programs, Child Caring Institutions (CCIs), Community Development Block Grants (CDBG), aids to handicapped individuals, etc., or in-house work positions at the Criminal Justice Facility and House of Correction and victim/witness positions, and any positions usually filled by volunteers; and

BE IT FURTHER RESOLVED, that the Director, Department of Administration, report back to the County Board in April, 2005 on the impact of the "living wage" requirement on procurement contracts for janitorial, security and parking lot attendant services, and Directors of the Departments of Human Services and Aging report back to the County Board in April, 2005 on the impact of the "living wage" goal on purchases of service contracts; and

BE IT FURTHER RESOLVED, that this matter could be revisited should the federal or state governments alter the minimum wage requirements or make other changes related to the minimum wage or employer-employee benefits that would have consequences for Milwaukee County.

Fiscal Note:

The Directors, Departments of Administration, Human Services and Aging, submitted a report, dated February 21, 2001 which contained information on the costs for various "living wage" scenarios. Based upon the figures contained in this report, the future anticipated costs would be as addressed below.

In order to understand the possible impact that may occur, it is helpful to understand the wage adjustments approved for most employees, including District Council 48 (DC48) and the wage increases will be applied as follows: 2% effective June 24, 2001; 2% effective December 23, 2001; 2% effective June 23, 2002; 3% effective December 22, 2002; 2% effective December 21, 2003; and 2% effective June 20, 2004.

The Departments of Administration and the Airport reported that the current minimum contract labor rates were \$7.00/hr. for janitorial, \$7.15/hr. for unarmed security guard and \$8.86/hr. for parking lot attendant services. This compares to the County living wage of \$6.66/hr. This new "living wage" rate would not have an impact on janitorial services wages until the year 2003 and 2004 with minimal increases occurring as an additional \$850 and \$1,150 respectively for those years. The same is anticipated for unarmed security guard wages with increases of \$8,000 for 2003 and \$19,000 for 2004. The Airport has already taken steps to inform their contractor for parking lot attendants that wages would increase.

These percentages are expected to increase expenditures by \$19,800 for 2001, \$40,000 for 2002, \$30000 for 2003 and \$40,000 for 2004. Since these costs are reimbursed through airline fees, they will not have an impact on tax levy.

The Department of Human Services has Purchase of Service contracts for 2001 totaling \$46,943,392 and would expect expenditures to increase for the cost of wages related to these contracts starting in 2001 by \$68,350; in 2002, \$81,181; 2003, \$97,125 and in 2004 by \$122,285. The source of these additional funds has yet to be identified for 2001 while the remaining years would be addressed during the budget review and adoption process for those years.

The Department on Aging service providers achieved the "living wage" goals previously established without significant reductions in services as a result of this policy.

Some types of employees, such as those cutting grass, shoveling snow, providing clerical or maintenance services at Senior Centers, or meal drivers, are part-time workers earning less than the living wage but at or above the federal minimum wage. It is unlikely that the re-establishment of the "living wage" as a "goal" for purchase of service contracts would have any significant impact.

REFERRED TO THE COMMITTEE ON FINANCE AND AUDIT.

File No. 01-387

By Supervisors De Bruin and Krug:

WHEREAS, County Board Resolution File No. 97-452, adopted in June 1997, directed the Director, Department of Administration (DOA) and County Board staff to provide a joint report to the County Executive and County Board regarding specific ways to reduce County "overhead" costs; and

WHEREAS, Resolution File No. 97-452 referenced the County's recent divestiture of several programs - including the sale of John L. Doyne Hospital, elimination of the General Assistance grant program and sale of the County Grounds Power Plant - and suggested that the County may be able to significantly reduce overhead costs in light of this "downsizing"; and

WHEREAS, on January 30, 1998, DOA and County Board staff submitted an interim report to the County Executive and County Board that, among other things, noted that both expenditures and position equivalents for departments included in the Central Service Allocation - which reflects costs related to Labor Relations, Audit, Human Resources, Procurement, Accounting and other central services and is therefore one important component of the County's overall overhead costs - had declined significantly since 1988; and

WHEREAS, on July 2, 1998, the Fiscal and Budget Administrator submitted a final report to the County Board that was based on a DOA staff review of a variety of materials related to overhead definitions and costs, as well as meetings with several County departments and a survey of other jurisdictions; and

WHEREAS, the final report noted the complexity of the County's application of overhead and the fact that Milwaukee County had been addressing overhead costs in a number of ways and contained no specific recommendations to reduce overhead; and

WHEREAS, since DOA and County Board staff last conducted a comprehensive review of County overhead definitions and costs in

1998, the County's Central Service Allocation has increased from \$8,199,428 in the 1998 Adopted Budget to \$10,529,803 in the 2001 Adopted Budget, and the Controller has determined that the Central Service Allocation in the 2002 Budget will grow to \$12,693,576; and

WHEREAS, the County recently was informed by the State of Wisconsin that the State will not contract with Milwaukee County to provide child welfare services in 2001, which likely will lead to the elimination of a significant area of responsibility for Milwaukee County Government and more than 250 jobs, and which would indicate a need to analyze whether general County overhead should be downsized in an equivalent fashion; and

WHEREAS, a report submitted to the County Board by the Fiscal and Budget Administrator on May 22, 2001 projects an increase in County tax levy requirements for 2002 of \$59.8 million and states that the effort to put together a 2002 Budget "will be a daunting task"; now, therefore,

BE IT RESOLVED, that the Director, Department of Administration, working in conjunction with the Department of Audit and County Board staff, is hereby authorized and directed to conduct a comprehensive analysis of County "overhead" costs and to provide a report to the Committee on Finance and Audit for its September 2001 meeting, which shall include the following:

1. A comparison between Milwaukee County's overhead costs and those budgeted by similar-sized counties.
2. An explanation as to why the Central Service Allocation has increased from \$8.2 million in 1998 to a projected \$12.7 million in 2002 (an increase of \$4.5 million).
3. Recommendations for reducing County overhead costs, including specific plans for reducing total overhead costs by 10%, 15% and 20%.

Fiscal Note:

Adoption of this Resolution will not require an appropriation or expenditure of funds, but will require a significant expenditure of staff time by the Department of Administration, Department of Audit and County Board staff.

REFERRED TO THE COMMITTEE ON FINANCE AND AUDIT.

File No. 01-393

By Supervisors Podell and Aldrich:

WHEREAS, in 1997 the City of Milwaukee created Business Improvement District No. 20 to facilitate improvements to the North Avenue business district; and

WHEREAS, the Business Improvement District No. 20 and the City of Milwaukee have agreed to mutually finance and install various streetscape improvements along E. North Avenue between N. Prospect Avenue and N. Oakland Avenue; and

WHEREAS, the plans include the construction of sculptural bus shelters at the southeast and southwest corners of North Avenue and Oakland Avenues; and

WHEREAS, this construction is designed to visually improve the area, increase public safety and provide better functionality to the surrounding neighborhood and businesses; and

WHEREAS, the construction of the bus shelters and related improvements would be located primarily within City of Milwaukee right-of-way, but portions of the southwest structure would extend onto Milwaukee County property; and

WHEREAS, this small piece of County land is located at the top of the retaining wall along the Oak Leaf Trail and is under the jurisdiction of the Parks Department; and

WHEREAS, the proposed improvements would be constructed per plans and specifications to be reviewed and approved by Milwaukee County prior to construction; and

WHEREAS, all improvement construction, site restoration and future maintenance will be done at no expense to the County; now, therefore

BE IT RESOLVED, that the Milwaukee County Board of Supervisors does hereby authorize and direct the Parks Director and appropriate County staff are authorized to prepare, review, approve and execute the required documents, to issue permits and to perform actions needed to facilitate the implementation of this bus shelter construction project; and

BE IT FURTHER RESOLVED, that due to the mutual benefits of these improvements, the City will not charge the County for any costs or special assessments related to this work and that the County will execute the required agreement and issue needed permits for this project at no cost to the City.

Fiscal Note:

Adoption of this resolution will not result in any additional expenditure to the County.

REFERRED TO THE COMMITTEE ON PARKS, ENERGY AND ENVIRONMENT.**File No. 01-412****By Supervisors White, Davis and Quindel:**

WHEREAS, the Food Stamp Program is vital to the nutritional well-being of the residents of nearly 42,000 Milwaukee County households or more than 100,000 individuals each month; and

WHEREAS, the Food Stamp Program provides net benefits of over \$6.5 million each month to Milwaukee County's participants, resulting in an average monthly benefit of \$65 per participant; and

WHEREAS, higher participation levels in the Food Stamp Program would result in lower levels of hunger and increased federal tax dollars being recouped by the local economy due to an increase in revenues for local grocers and suppliers; and

WHEREAS, the Food Stamp Program must be reauthorized by Congress in Federal Fiscal Year 2002; and

WHEREAS, the Milwaukee County Board of Supervisors does hereby support the original recommendations given by the "Wisconsin Department of Administration Federal Food Stamp Policy Work Group" for policy improvements to the Food Stamp Program to Secretary George Lightbourn and delineated as follows:

- The Food Stamp Program should provide a minimum benefit of at least \$50 per person,
- There should be no asset or vehicle test used to determine client eligibility for food stamps,
- All Medicaid eligible persons should be categorically eligible for food stamps,
- Food stamp clients should not have to report any changes in their case status for at least six-month intervals, but clients should be able to report changes sooner if the changes would result in higher benefit levels,

- Gross income benchmark for food stamp eligibility should be raised from 130 percent of the Federal Poverty Guidelines to at least 185 percent of the Federal Poverty Guidelines,
- States should be allowed to develop a standard shelter deduction for food stamp eligibility determinations that would best reflect local housing costs and characteristics,
- All legal noncitizens should be eligible for food stamps,
- The Food Stamp Program, like the Medicaid Program, should include a six-month transitional benefit for individuals and families leaving cash assistance to help them move from government assistance to self-sufficiency, and
- The Food Stamp Program should be measured by outcomes based on program access and the number of eligible families that receive benefits, as opposed to outcomes based on error rates and work-based achievement.

; now, therefore

BE IT RESOLVED, that the County Board of Supervisors does hereby authorize and direct the Director, Division of Intergovernmental Relations, to convey to the Secretary of the U.S. Department of Agriculture, the Governor of the State of Wisconsin, the Secretary of the Department of Workforce Development, the Wisconsin State Legislature, and the Wisconsin Congressional Delegation, its support of the original recommendations given by the "Wisconsin Department of Administration Federal Food Stamp Policy Work Group" for policy improvements to the Food Stamp Program to Secretary George Lightbourn; and

BE IT FURTHER RESOLVED, that the County Clerk is hereby authorized and directed to send copies of this resolution to the agencies indicated; and

BE IT FURTHER RESOLVED, that the Director, Division of Intergovernmental Relations, is authorized and directed to forward a copy of this resolution to the Wisconsin Counties Association (WCA) and to request that they include the intent of this resolution in their legislative platform.

Fiscal Note:

Adoption of this resolution will not result in an increase in

tax levy funded expenditures but it will require an expenditure of staff time and resources.

REFERRED TO THE COMMITTEE ON HEALTH AND HUMAN NEEDS AND TO THE COMMITTEE ON INTER-GOVERNMENTAL RELATIONS.

File No. 01-413

By Supervisor Quindel:

WHEREAS, in 1998 the State of Wisconsin assumed responsibility for the child welfare function within Milwaukee County and contracted with Milwaukee County for the provision of only a portion of the services which had been performed by Milwaukee County prior to 1998; and

WHEREAS, a decision has been made by the State of Wisconsin that Milwaukee County will no longer be involved in the provision of child welfare services and the State has contracted with private agencies to provide the services which had been performed by County staff and is already involved in planning the transitioning of such services to the new agencies; and

WHEREAS, the agencies which will assume responsibility for the services which had been performed by County staff, have indicated that they will need to hire more staff than remain in the County's child welfare unit and have made a commitment to give first consideration to County staff before non-County applicants are considered for employment at their respective agency; and

WHEREAS, employment of County staff by the new agencies will ensure a smooth transition and minimize the disruption of services to children and families in need; and

WHEREAS, some County employees may be reluctant to resign from, or leave, County service to accept employment with the new agencies and give up their layoff/recall rights to County employment; now, therefore

BE IT RESOLVED, that the Director of Human Resources is hereby encouraged to consider actions necessary to permit County staff not represented by a labor union and impacted by the discontinuation of the County's child welfare unit to leave County employment and retain their layoff/recall rights under Civil Service Rules; and

BE IT FURTHER RESOLVED, that the Directors of Human Resources and Labor Relations are hereby authorized to explore the extension of this provision to represented employees via the execution of a collateral agreement, if desirable.

Fiscal Note:

Adoption of this resolution is unlikely to result in any significant expenditure other than staff time. The actions taken as a result of this resolution may reduce the unemployment compensation expenditures incurred by Milwaukee County due to the closure of the child welfare unit.

REFERRED TO THE COMMITTEE ON HEALTH AND HUMAN NEEDS AND TO THE COMMITTEE ON PERSONNEL.

File No. 01-421

By Supervisors Davis, White and Borkowski:

WHEREAS, the Milwaukee County Department of Human Services (DHS) has provided child welfare services under contract with the Wisconsin Department of Health and Family Services (DHFS) since 1998, which included child welfare case management and services to children removed from their homes because of neglect or abuse; and

WHEREAS, the Department of Human Services-Division of Child Welfare (DCW) relinquished its financial monitoring and payment processing to the Wraparound Program with Wraparound Milwaukee serving as the Administrative Service Organization to coordinate purchasing for certain monies within the Child Welfare budget; and

WHEREAS, a joint meeting of the Committees on Finance & Audit and Health and Human Needs was held on May 10, 2001 to review An Audit of the Department of Human Services Child Welfare Division Overspending of 2000 State Contract; and

WHEREAS, the State Department of Health and Family Services' Office of Program Review and Audit (OPRA) forwarded an audit review containing recommendations to enhance the county's ability to ensure that purchased services are efficiently provided and cost-effectively meeting the needs of children; and

WHEREAS, on September 1, 2000, OPRA conducted a review of the billing process for submitting and paying claims for children

enrolled in Wraparound Milwaukee, and confirmed that Wraparound Milwaukee's inability to achieve and sustain a high degree of accuracy and reliability in processing claims has been an on-going problem; and

WHEREAS, the county audit report stated that the DCW was not satisfied with the specific services and reports provided by Wraparound and it did not appear that usable management reports were available until May 2000; and

WHEREAS, the Wraparound Program uses an information system called Synthesis, developed and owned by Milwaukee County, to authorize payments to vendors providing services, but payments authorized utilizing Synthesis were generated via the Department of Human Services' own system called SCRIPTS, which lacked an automated interface with the Synthesis system, forcing staff to manually enter payment authorization information; and

WHEREAS, the identification of certain factors contributing to the costs of providing child welfare services by Milwaukee County would be invaluable in determining how the actual expenditures occurred and how over-expenditures could be controlled, reduced or avoided in the future; and

WHEREAS, an audit of the Wraparound Program's cost allocation practices, methods used to verify units of services, billing and payment systems and overall application and adherence to administrative and management practices would further progress towards cost containment and management oversight; and

WHEREAS, State and county officials both confirm that verbal authorization was provided to the county to use a portion of excess net income in 1999 for the Safety Services program to fund other child welfare costs; and

WHEREAS, the State of Wisconsin's Department of Health and Family Services performed audit reviews of Milwaukee Wrap-around's Safety Services Program; and

WHEREAS, the impetus for the review was the persistently high error rates in claims for payment by Wraparound, errors which were frequently not being corrected by the sites before the claims were then forwarded to BMCW for payment; and

WHEREAS, the OPRA review of billing practices for Wrap-around Milwaukee Services stated for the first six months of 2000, of the \$4.9 million in claims submitted to Bureau of Milwaukee Child Welfare (BMCW), 15.7 percent of the dollar value of the claims, or \$777,100, were in error and could not be paid by BMCW without additional work by the sites or Wraparound to correct the claim; and

WHEREAS, Milwaukee County does an extensive amount of subcontracting to provide services required under its contract with the Wisconsin Department of Health and Family Services (DHFS) for safety services and the subcontracting is done through agreements with Wraparound's network providers for direct services and through other area agencies for case management services; and

WHEREAS, the data produced from an audit of Wraparound would serve as an invaluable resource in assisting Milwaukee County with its recently adopted policy to develop a Child Welfare Program model that could be competitive in pursuing future bidding contracting opportunities; now, therefore,

BE IT RESOLVED, that the Milwaukee County Board of Supervisors does hereby authorize and direct the Director of Audit, pursuant to Section 57.02 (2) of the Milwaukee County Code of General Ordinances, to perform a fiscal and programmatic audit of Milwaukee County's Wraparound Milwaukee Program and submit a report to the County Board on a timely basis outlining its findings and recommendations for programmatic and fiscal improvements; and

BE IT FURTHER RESOLVED, that the audit shall include an analysis of Wraparound's cost allocation practices, methods used to verify units of services, billing and payments systems and overall application and adherence to prudent administrative and management practices.

Fiscal Note:

Adoption of this Resolution would have no impact on property tax levy but would require the use of significant staff resources by the Department of Audit.

REFERRED TO THE COMMITTEE ON FINANCE AND AUDIT.

RESOLUTIONS/ORDINANCES
BY AND FROM STANDING COMMITTEES

By Supervisor Arclszewski, Chairman:

From the Committee on Personnel, reporting on 4 items.

File No. 01-413
(Journal, June 21, 2001)

(Item 1) Resolution by Supervisor Quindel, directing the

Director, Department of Human Resources, to request a rule waiver from the Civil Service Commission to allow non-represented employees involved in the Child Welfare function to resign from County Service and remain on appropriate layoff/recall and placement lists and to work with the Director of Labor Relations to ensure the execution of appropriate collateral agreements to provide similar options for represented employees, by recommending adoption of the said resolution as appearing in the Journal of Proceedings of June 21, 2001, as recommended by the Committee on Personnel (6-1) and as also recommended by the Committee on Health and Human Needs (Vote 7-0).

File No. 01-15(a)(c)
(Journal, December 21, 2000)

(Item 2) A file created as a reference file for actions reported to the County Board during 2001 from the Personnel Committee to recommend extension of certain temporary and emergency appointments in existence for less than one year, by recommending adoption of the following:

A RESOLUTION

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

WHEREAS, the Director 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 June 6, 2001, a copy of which report is on file in File No. 01-15(a) and is incorporated in this resolution by reference; and

WHEREAS, on June 15, 2001, 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 December 1, 2000 and January 31, 2001 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.

File No. 01-27(a)(a)
(Journal, December 21, 2000)

(Item 3) Reference file established by the County Board Chairperson relative to proposed Civil Service Rule amendments, by recommending adoption of the following:

A RESOLUTION

WHEREAS, the Civil Service Commission has the sole authority to adopt and amend civil service rules; and

WHEREAS, Chapter 33 of the County General Ordinances includes a requirement that no County manager may forward a civil service rule proposal to the Commission unless it has been reviewed by the Committee on Personnel and the County Board; and

WHEREAS, the Milwaukee County Sheriff requested support and endorsement to the Civil Service Commission to amend Civil Service Rule IV, Section 5 to require the probationary period of an additional 520.0 hours of straight-time hours paid for a total probationary period of 1,560.0 straight-time hours paid; and

WHEREAS, on June 15, 2001, the Committee on Personnel reviewed and acted (Vote 7-0) to support the requested recommendation of the Milwaukee County Sheriff; now, therefore

BE IT RESOLVED, that the County Board of Supervisors does hereby authorize the Director, Department of Human Resources, to convey to the Civil Service Commission the support and endorsement of the Milwaukee County Board of Supervisors to amend Civil Service Rule IV, Section 5 to require the probationary period for Milwaukee County Sheriff Deputies to be an additional 520.0 hours of straight-time hours paid for a total probationary period of 1,560.0 straight-time hours paid.

Fiscal Note:

Adoption of this resolution will not result in an additional

expenditure of funds, but it will require an expenditure of staff time and resources.

File No. 00-666(a)(a)
(Journal, June 21, 2001)

(Item 4) From the Director, Department of Human Resources, requesting adoption of a resolution to clarify the implementation dates of the 2001 through 2004 wage adjustments for non-represented employees contained in a resolution adopted November 2, 2000, by recommending adoption of the following:

A RESOLUTION

WHEREAS, most of the various labor agreements for 2001 included a general wage adjustment in mid-year and it was intended that such adjustments shall be received for thirteen (13) of the twenty-six (26) pay periods which comprise the 2001 budget and labor agreements were also executed for 2002, 2003 and 2004 which include wage adjustments; and

WHEREAS, most of the labor agreements which include this provision also include the date June 24 as clarification of the date in 2001 that the adjustment shall be implemented and this date was not included in the resolution impacting non-represented employees which was adopted by the Milwaukee County Board of Supervisors in November, 2000; and

WHEREAS, it was intended that the wage adjustment for 2001 would be received for thirteen (13) pay periods of the 2001 budget year; and

WHEREAS, it was intended that all employee groups eligible to receive a wage adjustment in mid-2001 and 2002, 2003 and 2004 would receive such adjustments on the same date and clarification of the actual implementation date of all wage adjustments included in this file will eliminate any further confusion and ensure consistency; now, therefore

BE IT RESOLVED, that the intent of the action taken in County Board Resolution, File No. 00-666, which was adopted on November 2, 2000, was that all wage adjustments for non-represented employees included in that resolution were to be implemented in as consistent a manner as possible with the various labor agreements as follows:

<u>YEAR</u>	<u>INCREASE</u>	<u>IMPLEMENTATION DATE</u>
2001	2% (two percent)	June 24, 2001

2002	3% (three percent)	December 23, 2001
2003	3% (three percent)	December 22, 2002
2004	2% (two percent)	December 21, 2003
2004	2% (two percent)	June 20, 2004.

Fiscal Note:

Adoption of this resolution shall not result in an expenditure of funds beyond what was contained in the 2001 Adopted Budget.

The foregoing report correctly states the action taken by the said committee at a meeting held June 15, 2001.

KATHLEEN A. ARCISZEWSKI
Chairman

The question was on adoption.

SEPARATE ACTION was requested on **Items 1 and 4.**

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

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

Supervisors Launstein, Quindel and Nyklewicz **SUBMITTED** the following **Amendment to Item 1, File No. 01-413:**

1) **MODIFY** the "BE IT RESOLVED" Clause as follows:

BE IT RESOLVED, that the Director of Human Resources is hereby directed to request a rule waiver from the Civil Service Commission to allow non-represented employees involved in the Child Welfare function to resign from County service and remain on appropriate layoff/recall and placement lists and ~~encouraged to consider actions necessary to take any other appropriate actions~~ to permit County staff not represented by a labor union and impacted by the discontinuation of the County's child welfare unit to leave County employment and retain their layoff/recall rights under Civil Service Rules; and

2) MODIFY the "BE IT FURTHER RESOLVED"
Clause as follows:

BE IT FURTHER RESOLVED, that the Director of Human Resources and Labor Relations are hereby ~~authorized~~ directed to ~~explore~~ offer the extension of this provision to represented employees via the execution of collateral agreements, if desirable.

On a motion by Supervisor Launstein, **Item 1 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, De Bruin, 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 1, as amended, WAS ADOPTED** by the following vote:

AYES—Aldrich, Arciszewski, Bailey, Borkowski, Coggs-Jones, Davis, De Bruin, 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 Mayo, **Item 4 WAS LAID OVER UNTIL LATER IN THE MEETING.**

Later, Supervisors Mayo and Lutzka **SUBMITTED** the following **Minority Report to Item 4, File No. 00-666(a)(a):**

A MINORITY REPORT

WHEREAS, most of the various labor agreements for 2001 included a general wage adjustment in mid-year and it was intended that such adjustments shall be received for thirteen (13) of the twenty-six (26) pay periods which comprise the 2001 budget and labor agreements were also executed for 2002, 2003 and 2004 which include wage adjustments; and

WHEREAS, most of the labor agreements which include this provision also include the date June 24 as clarification of the date in

2001 that the adjustment shall be implemented and this date was not included in the resolution impacting non-represented employees which was adopted by the Milwaukee County Board of Supervisors in November, 2000; and

WHEREAS, it was intended that the wage adjustment for 2001 would be received for thirteen (13) pay periods of the 2001 budget year; and

WHEREAS, it was intended that all employee groups eligible to receive a wage adjustment in mid-2001 and 2002, 2003 and 2004 would receive such adjustments on the same date and clarification of the actual implementation date of all wage adjustments included in this file will eliminate any further confusion and ensure consistency; and

WHEREAS, since November 2000, non-represented employees have anticipated and in many instances budgeted their individual or family expenses based upon the 13th pay period contained in the original resolution adopted by the board as providing a wage adjustment of 2% (two percent); and

WHEREAS, for payroll purposes the 13th pay period is defined as beginning on May 27, 2001; now, therefore

BE IT RESOLVED, that the County Board of Supervisors does hereby authorize and direct that wage adjustments for non-represented employees, as adopted on November 2000, be implemented consistent with the 13th pay period as anticipated and budgeted by non-represented employees and that future year wage adjustments shall be implemented as indicated:

<u>YEAR</u>	<u>INCREASE</u>	<u>IMPLEMENTATION DATE</u>
2001	2% (two percent)	May 27, 2001
2002	3% (three percent)	December 23, 2001
2003	3% (three percent)	December 22, 2002
2004	2% (two percent)	December 21, 2003
2004	2% (two percent)	June 20, 2004

Fiscal Note:

Each additional pay period with a 2% (two percent) wage increase, including FICA expenses, would increase tax levy expenditures by approximately \$66,000. Adoption of this resolution would allow for two additional pay periods with a 2% (two percent) wage increase for non-represented employees. Adoption of this resolution would result in an

additional unanticipated tax levy expenditure of approximately \$132,000, including FICA expenses.

By unanimous consent of the Board, Mr. Robert G. Ott, Corporation Counsel, answered questions from board members on Item 4.

Thereupon, the foregoing **Minority Report WAS NOT SUBSTITUTED** for the committee recommendation by the following vote:

AYES—Coggs-Jones, Holloway, Johnson, Launstein, Lutzka, Mayo, Schmitt, White and Zielinski—9. **NOES**—Aldrich, Arciszewski, Bailey, Borkowski, Davis, Diliberti, Jasenski, Krug, McGuigan, Nyklewicz, Podell, Quindel, Ryan, Weishan and the Chairman—15. **EXCUSED**—De Bruin—1.

Supervisor Mayo **SUBMITTED** the following **Amendment No. 1 to Item 4, File No. 00-666(a)**:

DELETE the figures and words relating to the Year 2002 wage increase of 3% as follows:

~~"2002 3% (three percent) December 23, 2001~~

and instead, **INSERT** the figures and words, relating to 2% and 2% increases for the year 2002 as granted to employees represented by District Council 48, AFSCME, AFL-CIO, and its appropriate affiliated locals as follows:

"2002 2% (two percent) December 23, 2001
2002 2% (two percent) June 23, 2002"

INSERT the following "BE IT FURTHER RESOLVED" clause:

"BE IT FURTHER RESOLVED, that non-represented employees with an assigned work week of 20 or more hours who are on the payroll as of January 1, 2001 shall be provided with a \$175 one time retention bonus.

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

AYES—Davis, Holloway, Johnson, Launstein, Lutzka, Mayo, Schmitt and White—8. **NOES**—Aldrich, Arciszewski, Borkowski,

Coggs-Jones, Diliberti, Jasenski, Krug, McGuigan, Nyklewicz, Podell, Quindel, Ryan, Weishan and the Chairman—14.
EXCUSED—Bailey, De Bruin and Zielinski—3.

Supervisor Launstein **SUBMITTED** the following **Amendment No. 2 to Item 4, File No. 00-666(a)(a)**:

In the BE IT RESOLVED Clause, under year 2002, delete "June 24, 2001" and insert **June 10, 2001**.

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

AYES—Coggs-Jones, Holloway, Johnson, Launstein, Lutzka, Mayo, McGuigan, Schmitt, White and Zielinski—10. **NOES**—Aldrich, Arciszewski, Borkowski, Davis, Diliberti, Jasenski, Krug, Nyklewicz, Podell, Quindel, Ryan, Weishan and the Chairman—13. **EXCUSED**—Bailey and De Bruin—2.

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

AYES—Aldrich, Arciszewski, Borkowski, Coggs-Jones, Davis, Diliberti, Holloway, Jasenski, Johnson, Krug, McGuigan, Podell, Quindel, Ryan, Weishan, White, Zielinski and the Chairman—18. **NOES**—Launstein, Lutzka, Mayo, Nyklewicz and Schmitt—5. **EXCUSED**—Bailey and De Bruin—2.

By Supervisor De Bruin, Chairperson:

From the Committee on Finance and Audit, reporting on 15 Items.

File No. 00-206(a)(a)
(Journal, March 16, 2000).

(Item 1) An adopted resolution transferring \$110,725.24 from the Appropriation for Contingencies for the purpose of paying in to court or to SCS of Wisconsin, Inc. said sum to satisfy in whole or in part the claims raised in the lawsuit brought by SCS of Wisconsin, Inc. against Milwaukee County, by recommending adoption of the following:

A RESOLUTION

WHEREAS, in 1995 the Department of Public Works let bids for the demolition and rebuilding of three County pools, including Kosciuszko Pool, with the work to commence in the spring of 1995,

but due to budgetary reasons the work was put off to the 1996 season and all bids therefore expired; and

WHEREAS, the bids for the demolition contracts for the Kosciuszko pool ran from \$80,800 to \$400,000, with SCS of Wisconsin, Inc., being the low bidder; and

WHEREAS, in 1996, upon inquiry from the Department of Public Works, SCS agreed to keep its price even though its bid had expired, and commenced work in April of 1996; and

WHEREAS, the Department intended that the demolition contractor was to both demolish the existing structures and perform substantial earth moving and grading duties; and

WHEREAS, in May 1996, the Department of Public Works terminated the Kosciuszko Park Pool demolition contract previously awarded to SCS of Wisconsin, Inc., upon learning that the latter believed the contract required only demolition of the existing structures and no earth work and grading and therefore refused to perform such earth work; and

WHEREAS, SCS subsequently brought suit against the County for breach of contract, seeking lost profits and other items, and Milwaukee County counter-claimed for additional demolition contract costs it incurred in completing SCS's contract; and

WHEREAS, on February 11, 2000, a jury found that Milwaukee County had breached its contract, in effect adopting SCS's construction of the contract, and awarded SCS of Wisconsin, Inc., damages in the sum of \$14,256; and

WHEREAS, in addition to the amount awarded by the jury, Milwaukee County had agreed before the case was submitted to the jury to pay three disputed items totaling \$48,064.59, producing a total sum of \$62,320.59 owed by the County; and

WHEREAS, on March 13, 2000, following the hearing on post trial cross-motions, the Judge granted defense motions which substantially increased the award to the plaintiffs by including interest at a 12% rate from June 18, 1996 to March 18, 2000 on the original judgment and settlement amounts at a total cost of \$35,199.35, attorneys fees at a total cost of \$7,840.92 and additional statutory costs of \$5,064.52, bringing the award to the plaintiffs to a total of \$110,725.24; and

WHEREAS, on March 14, 2000, the Office of Corporation Counsel indicated that it planned to appeal the judgment but

recommended to the County Board that a payment of \$110,725.24 be provided to the court as soon as possible in order to halt the accrual of interest during the 18-month appeal period; and

WHEREAS, on March 16, 2000, the Milwaukee County Board of Supervisors adopted a Resolution (File No. 00-206) directing the Director, Department of Administration, to transfer the sum of \$110,725.24 from the Appropriation for Contingencies to the appropriate account to be determined by the Department of Administration for the purpose of, at the discretion of Corporation Counsel, paying into court or to SCS of Wisconsin, Inc. said sum to satisfy in whole or in part the claims raised in the lawsuit brought by SCS of Wisconsin, Inc. against Milwaukee County; and

WHEREAS, the trial court denied permission to the County to pay the original judgment amount into court in order to halt the accrual of interest during the appeal period, and the Controller set aside the funds in the Miscellaneous Legal Fees account; and

WHEREAS, on May 22, 2001, the Principal Assistant Corporation Counsel submitted a report informing the County Board that the Court of Appeals had ruled against the County and recommending that payment of the final judgment amount be made; and

WHEREAS, the report indicated further that the original judgment had grown from \$110,725.24 to \$129,871.12 due to an error in the calculation of the original judgment of \$900 and interest on the original judgment that had accrued during the appeal period; and

WHEREAS, the Controller has indicated that he attributed \$9,000 in interest earnings to the \$110,725.24 transferred in March 2000 from the Appropriation for Contingencies to Miscellaneous Legal Fees, producing a total of \$119,725.24 available for paying the final judgment to SCS of Wisconsin, Inc.; and

WHEREAS, an additional appropriation of \$10,145.88 is therefore needed to enable the County to pay the final judgment amount of \$129,871.12; now, therefore,

BE IT RESOLVED, that the Director, Department of Administration, is directed to transfer the sum of \$10,145.88 from the Appropriation for Contingencies (Org. Unit 1945) to the appropriate account to be determined by the Department of Administration for the purpose of paying in to court or to SCS of Wisconsin, Inc. the full amount of the judgment resulting from the lawsuit brought by SCS of Wisconsin, Inc. against Milwaukee County.

Fiscal Note:

Adoption of this resolution would result in the expenditure of an additional \$10,145.88 in order to pay the full amount of the judgment resulting from the lawsuit brought by SCS of Wisconsin, Inc. against Milwaukee County. The full amount of the judgment is \$129,871.12, but \$110,725.24 was appropriated from the Appropriation for Contingencies in March 2000 and an additional \$9,000 in interest earnings related to this appropriation was booked in 2000. In order to accommodate this additional expenditure, there would be a fund transfer of \$10,145.88 from the Appropriation for Contingencies (Org. Unit 1945) to an appropriate account to be determined by the Department of Administration. Due to the timeliness of the request and the necessity to limit Milwaukee County exposure to additional interest costs, funds for this expenditure cannot be processed through the normal fund transfer procedure. This fiscal note was prepared by the County Board Fiscal and Budget Analyst.

File No. 01-1

(Journal, December 21, 2000)

(Item 2)

WHEREAS, department requests for transfers within their own accounts have been received by the Department of Administration, Fiscal Affairs, and the Director finds that the best interests of Milwaukee County will be served by allowance of such transfers;

THEREFORE, BE IT RESOLVED, that the Director, Department of Administration, is hereby authorized to make the following transfers in the 2001 appropriations of the respective listed departments:

	<u>From</u>	<u>To</u>
1) 2000 Combined Court Related Operations		
6148 Professional Services Recurring Operations		\$43,080
6149 Professional Services Nonrecurring Operations		31,900
6812 Meetings Other Authorized Travel		1,700
7910 Office Supplies		559
2699 Other Federal Grants & Reimbursements	\$77,239	

Transfer of \$77,239 is requested by the Clerk of Circuit Court to establish expenditure and revenue authority for the third year of a three-year grant for the Milwaukee Permanency Project, an initiative designed to move children to permanency faster through collaboration between child welfare agencies and the court.

The Milwaukee Permanency Project has been developed through the award of a three-year, \$511,200 grant from the U.S. Department of Health and Human Services. County Board Resolution 01-349 adopted May 17, 2001 authorized the Clerk of Circuit Court to accept grant funds for the

third year of the Milwaukee Permanency Project grant. The program has three objectives: first, to facilitate collaboration between child welfare agencies and the court; second, to reduce the amount of time between initial agency involvement with the family, reunification, the execution of a termination of parental rights (TPR) where appropriate, and the finalization of an adoption; and third, to implement mediation and other forms of alternative dispute resolution to expedite the resolution of Children in Need of Protection or Services (CHIPS) cases. The third year of the three-year grant is March 15, 2001 through March 14, 2002.

This transfer provides \$43,080 for professional services to continue consulting contracts, \$31,900 for mediation services, \$1,700 for meetings and travel expenses and \$559 for office supplies. Total expenditures of \$77,239 are completely offset with Federal grant revenue for no net tax levy impact.

TRANSFER APPROVED BY COUNTY EXECUTIVE 06-08-01.

TRANSFER APPROVED BY FINANCE AND AUDIT COMMITTEE 06-14-01 VOTE (6-0).

	<u>From</u>	<u>To</u>
2) 5300 DPW-Fleet Maintenance		
6691 R/M Vehicle Labor		\$100,000
4905 Sale of Capital Assets	\$45,273	
5199 Salaries & Wages	50,838	
5312 Social Security Taxes	3,889	

Transfer of \$100,000 is requested by the Director of the Department of Public Works (DPW) to transfer surplus funds from Personal Services (\$70,000) and Motor Vehicle Operations (\$30,000) to Repair and Maintenance Vehicle Services (\$100,000) in the Fleet Maintenance Division, to provide funding for outside vendors to perform vehicle and equipment repairs.

Fleet Maintenance is requesting \$100,000 to cover anticipated repairs of vehicles and equipment by outside sources, due to vacancies in various auto and equipment service positions, an accumulated backlog of service work, the need for several major truck repairs, an increasing number of major accident repairs and approximately \$30,000 needed to repair three bucket trucks overdue for mandatory overhauls.

The vehicles and equipment provided by Fleet Maintenance are critical to the operations of user departments and must be maintained in a safe and reliable condition.

Fleet Maintenance is currently in the process of interviewing candidates to fill six of their remaining 10 vacancies. At the beginning of 2001, Fleet had 14 vacant service positions. Due to vacancies in 2001, sufficient funds to cover the \$70,000 transfer from Personal Services are available in the DPW - Fleet Maintenance Division.

DOA MODIFICATION

While some savings have been experienced in Motor Vehicle Operations for repair parts, resulting from sending service work to outside vendors, the Department of Administration does not recommend reducing Motor Vehicle Operations due to increased fuel costs, which is a major use of Motor Vehicle Operations funds. Through the first quarter of 2001, \$538,220 has been expended on Motor Vehicle Operations, representing approximately one fourth of the \$2,153,970 budget.

The May 2001 auction of surplus vehicles and equipment resulted in net proceeds of \$76,273 for Fleet Maintenance, reflecting a surplus of \$45,273 over the budgeted revenue of \$31,000 for the sale of capital assets. The Department of Administration recommends recognizing the surplus revenue from the sale of capital assets (\$45,273) and transferring surplus funds from Personal Services (\$54,727) to offset the funds requested for outside repairs and maintenance of vehicles (\$100,000).

STANDING COMMITTEES OF THE BOARD OF SUPERVISORS OF MILWAUKEE COUNTY

COMMITTEE ON ECONOMIC AND COMMUNITY DEVELOPMENT

Ryan (Chair), Johnson (Vice Chair), Launstein, Mayo
Lutzka, Schmitt, Weishan

COMMITTEE ON FINANCE AND AUDIT

De Bruin (Chair), Diliberti (Vice Chair), Nyklewicz,
Podell, Krug, White, Davis

COMMITTEE ON HEALTH AND HUMAN NEEDS

Quindel (Chair), Nyklewicz (Vice Chair), Zielinski,
Borkowski, Arciszewski, Johnson, Weishan

COMMITTEE ON INTERGOVERNMENTAL RELATIONS

Krug (Chair), Ordinans (Vice Chair), Nyklewicz,
Diliberti, Quindel, White, Arciszewski

COMMITTEE ON JUDICIARY, SAFETY AND GENERAL SERVICES

Jasenski (Chair), McGuigan (Vice Chair), Bailey,
Coggs-Jones, Zielinski, Holloway, Quindel

COMMITTEE ON PARKS, ENERGY AND ENVIRONMENT

Aldrich (Chair), Podell (Vice Chair), Borkowski,
Diliberti, Launstein, McGuigan, Davis

COMMITTEE ON PERSONNEL

Arciszewski (Chair), Schmitt (Vice Chair), Coggs-Jones,
De Bruin, Holloway, Mayo, Ryan

COMMITTEE ON TRANSPORTATION, PUBLIC WORKS AND TRANSIT

White (Chair), Bailey (Vice Chair), Aldrich, Krug,
Jasenski, Ryan, Lutzka

COMMITTEE OF THE WHOLE

Ordinans (Chair), Diliberti (Vice Chair), Nyklewicz, Bailey,
Podell, Coggs-Jones, Zielinski, Aldrich, Borkowski,
De Bruin, Holloway, Launstein, Quindel, Mayo, Krug,
Jasenski, McGuigan, Ryan, White, Lutzka, Arciszewski,
Schmitt, Davis, Johnson, Weishan

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File No. 01-2-265

On motion by Supervisors Coggs-Jones, Davis, Johnson and Mayo, the Board approved a Citation commending Annie Ruth Woodward 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.

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

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On a motion by Supervisor Diliberti, the Board **ADJOURNED** at 12:22 p.m. to Thursday, July 19, 2001, at 9:30 a.m., by a voice vote.

MARK RYAN
County Clerk

File No. 01-2-260

On motion by Supervisors Ryan, Aldrich, Arciszewski, Borkowski, Coggs-Jones, Davis, Diliberti, Holloway, Jasenski, Johnson, Krug, Launstein, Lutzka, Mayo, McGuigan, Podell, Quindel, Schmitt, Weishan, White, Zielinski and Ordinans, the Board approved a Citation congratulating the sponsors of the Milwaukee County Senior Statesman Program and thanking the 21 wonderful participants of the fourth class for giving of their time and energy and congratulating them on their successful completion of the Fourth Annual Milwaukee County Senior Statesman Program.

File No. 01-2-261

On motion by Supervisors Nyklewicz, Borkowski, Coggs-Jones, Davis, Holloway, Johnson, Lutzka, Mayo and Ordinans, the Board approved a Citation congratulating Father Albin F. Sowinski on 50 years of faithful and dedicated service to the members of our community, thanking him for his valuable contributions to the betterment of our moral and spiritual lives and extending him our sincere best wishes for a future filled with health, happiness and God's choicest blessings.

File No. 01-2-262

On motion by Supervisors Weishan, Davis, Johnson and Mayo, the Board approved a Citation commending Thomas E. Smiley for his many years of faithful and distinguished County service, thanking him for his contributions on behalf of the citizens of Milwaukee County and wishing him a future filled with health, happiness and continued success.

File No. 01-2-263

On motion by Supervisor White, the Board approved a Citation welcoming Frances Smith into the community, congratulating her on her new position as superintendent of the Glendale-River Hills and Maple Dale-Indian Hill school districts and extending a wish for her continued success and fulfillment in the field of education.

File No. 01-2-264

On motion by Supervisors McGuigan, Borkowski, Davis, Mayo and Schmitt, the Board approved a Citation congratulating Scott Van Roo on his graduation, commending his dedicated efforts and contributions to the community and wishing him continued prosperity and fulfillment.

Division 2 Individual Tennis Tournament, commending his dedicated efforts throughout the season and wishing for his continued success in all future endeavors.

File No. 01-2-255

On motion by Supervisors Arciszewski, Launstein, Borkowski, Coggs-Jones, Davis, Holloway, Lutzka, Mayo, McGuigan and Ordians, the Board approved a Citation congratulating Lyn Mikolajczak on the occasion of capturing first place in the 1,600 meter relay at the Wisconsin Intramural Athletic Association State Meet, commending her dedicated efforts throughout the season and wishing for her continued success in all future endeavors.

File No. 01-2-256

On motion by Supervisors Nyklewicz, Davis, Johnson, Mayo and Ordians, the Board approved a Citation commending Dennis J. Rackowski for his many years of faithful and distinguished County service, thanking him for his contributions on behalf of the citizens of Milwaukee County and wishing him a future filled with health and happiness, continued success and God's choicest blessings.

File No. 01-2-257

On motion by Supervisors De Bruin and Davis, the Board approved a Citation congratulating the St. Sebastian parish choir on their success and recognizing the contributions the choir has made to Milwaukee County and wishing them continued success in future endeavors.

File No. 01-2-258

On motion by Supervisors McGuigan, Davis, Johnson and Mayo, the Board approved a Citation commending Mae A. Sanders 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. 01-2-259

On motion by Supervisors Borkowski, Davis, Johnson, Mayo and Ordians, the Board approved a Citation commending Marvin R. Seeger for his many years of faithful and distinguished County service, thanking him for his contributions on behalf of the citizens of Milwaukee County and wishing him a future filled with health, happiness and continued success.

Holloway, Johnson, Mayo, McGuigan and Weishan, the Board approved a citation congratulating Kyle Herwig 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. 01-2-250

On motion by Supervisors Arciszewski, Launstein, Borkowski, Coggs-Jones, Davis, Holloway, Lutzka, Mayo, McGuigan and Ordinans, the Board approved a Citation congratulating Melissa Janson on the occasion of capturing first place in the 1,600 meter relay at the Wisconsin Intramural Athletic Association State Meet, commending her dedicated efforts throughout the season and wishing her continued success in all of her future endeavors.

File No. 01-2-251

On motion by Supervisors Mayo, Coggs-Jones, Davis, Holloway, Johnson, Krug, Launstein, Lutzka and Schmitt, the Board approved a Citation congratulating Louvenia Johnson on the occasion of her 90th birthday, commending her dedicated efforts and contributions to the community and wishing her continued prosperity and fulfillment.

File No. 01-2-252

On motion by Supervisors Borkowski, Davis, Johnson and Mayo, the Board approved a Citation commending Barbara Kurth 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. 01-2-253

On motion by Supervisors Schmitt, Davis, Johnson, Mayo and Weishan, the Board approved a Citation congratulating Alex Lorenzen 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. 01-2-254

On motion by Supervisors Arciszewski, Coggs-Jones, Davis, Lutzka, Mayo and Ordinans, the Board approved a Citation congratulating Greg Lovas on his second place finish in the doubles competition of the 2001 Wisconsin Intramural Athletic Association

File No. 01-2-244

On motion by Supervisors Ordinans, Aldrich, Borkowski, Coggs-Jones, Davis, Diliberti, Holloway, Krug, Lutzka, Mayo, McGuigan, Podell and Schmitt, the Board approved a Citation congratulating James Ericson on the occasion of his retirement, commending his dedicated efforts and contributions to the community and wishing for his continued success in all of his personal and professional endeavors.

File No. 01-2-245

On motion by Supervisors Launstein, Borkowski, Coggs-Jones, Davis and Mayo, the Board approved a Citation congratulating the Fisher family on the occasion of earning the title of the 2001 Rotary Club of Mitchell Field Family of the Year for the city of Franklin, commending their dedicated efforts and contributions to the community and wishing for their continued prosperity and fulfillment in all personal and professional endeavors.

File No. 01-2-246

On motion by Supervisors McGuigan, Borkowski, Coggs-Jones, Davis and Mayo, the Board approved a Citation congratulating Bradley Flees on his graduation, commending his dedicated efforts and contributions to the community and wishing him continued prosperity and fulfillment.

File No. 01-2-247

On motion by Supervisors Arciszewski, Launstein, Borkowski, Coggs-Jones, Davis, Holloway, Lutzka, Mayo, McGuigan and Ordinans, the Board approved a Citation congratulating Lisa Foss on the occasion of capturing first place in the 1,600 meter relay at the Wisconsin Intramural Athletic Association State Meet, commending her dedicated efforts throughout the season and wishing her continued success in all of her future endeavors.

File No. 01-2-248

On motion by Supervisors Weishan, Davis, Johnson, Mayo and Ordinans, the Board approved a Citation commending Robert C. Hauenstein for his great many years of faithful and distinguished County service, thanking him for his contributions on behalf of the citizens of Milwaukee County and wishing him a future filled with health, happiness and continued success.

File No. 01-2-249

On motion by Supervisors Schmitt, Coggs-Jones, Davis,

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. 01-2-239

On motion by Supervisors Arciszewski, Coggs-Jones, Davis, Lutzka and Mayo, the Board approved a Citation congratulating Grant Bernard on his second place finish in the doubles competition of the 2001 Wisconsin Intramural Athletic Association Division 2 Individual Tennis Tournament, commending his dedicated efforts throughout the season and wishing for his continued success in all of his future endeavors.

File No. 01-2-240

On motion by Supervisors Arciszewski, Borkowski, Davis, Diliberti, Jasenski, Lutzka, Podell, Quindel, Ryan, Schmitt, White and Ordians, the Board approved a Citation congratulating Dr. John R. Birkholz on the occasion of his retirement, commending his dedicated efforts and contributions to the community and wishing for his continued prosperity and fulfillment.

File No. 01-2-241

On motion by Supervisors Borkowski, Davis, Johnson and Mayo, the Board approved a Citation commending Stephen T. Collins for his many years of faithful and distinguished County service, thanking him for his contributions on behalf of the citizens of Milwaukee County and wishing him a future filled with health, happiness and continued success.

File No. 01-2-242

On motion by Supervisors Bailey, Borkowski, Diliberti, Lutzka and Ordians, the Board approved a Citation expressing extreme sorrow at the passing of Ross Dean, a friend to the community who has left a legacy of success and service, who was a role model to many and touched the lives of those who had the privilege to know him.

File No. 01-2-243

On motion by Supervisor Podell, the Board approved a Citation expressing extreme sorrow at the passing of Laura A. Dresselhuys, a friend to the community who has left a legacy of success and service, who was a role model to many and touched the lives of those who had the privilege to know her.

June 13, 2001 in behalf of Federated Mutual Insurance Company, for damages allegedly sustained by their insured, Roman Electric Company, in an accident involving a Milwaukee Transport Services, Inc. bus.

File No. 01-4

From Gimbel, Reilly, Guerin & Brown, submitting a Claim on June 7, 2001 in behalf of Gary Johnson for damages and injuries allegedly sustained when his vehicle was struck by 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.

COUNTY BOARD CITATIONS

File No. 01-2-236

On motion by Supervisor Holloway, the Board approved a Citation commending Jo Ella Adams for her many years of faithful and distinguished service, thanking her for her contributions and wishing her a future filled with health, happiness and continued success.

File No. 01-2-237

On motion by Supervisors Arciszewski, Launstein, Borkowski, Cogg-Jones, Davis, Holloway, Lutzka, Mayo and McGuigan, the Board approved a Citation congratulating Rachel Acker on the occasion of capturing first place in the 1,600 meter relay at the Wisconsin Intramural Athletic Association State Meet, commending her dedicated efforts throughout the season and wishing her continued success in all of her future endeavors.

File No. 01-2-238

On motion by Supervisors Bailey, Davis, Johnson and Mayo, the Board approved a Citation commending Paula M. Anderson for her many years of faithful and distinguished County service, thanking

3) MODIFY as follows:

given by the "~~Wisconsin Department of Administration~~ Federal Food Stamp Policy Work Group" convened by the State of Wisconsin for policy improvements to the Food Stamp Program; and

4) MODIFY as follows:

"~~Wisconsin Department of Administration~~ Federal Food Stamp Policy Work Group" convened by the State of Wisconsin for policy improvements to the Food Stamp Program, but with the following modifications to the second and ninth recommendations of the Work Group:

5) MODIFY as follows:

"~~Wisconsin Department of Administration~~ Federal Food Stamp Policy Work Group" convened by the State of Wisconsin for policy improvements to the Food Stamp Program as follows:

Thereupon, the foregoing Amendment WAS ADOPTED by a voice vote.

Thereupon, Item 1, as amended, WAS ADOPTED by the following vote:

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

TRANSIT SYSTEM CLAIMS

File No. 01-4

From Brennan & Collins, submitting a Claim on May 11, 2001 in behalf of Tyshika Brown, a minor, and Earnese Brown, for damages and injuries allegedly sustained by the minor while a passenger on a Milwaukee Transport Services, Inc, bus.

File No. 01-4

From Steinhafel, Smith & Rowen, S.C., submitting a Claim on

receive benefits, as opposed only to outcomes based on error rates and work-based achievement.

; and

BE IT FURTHER RESOLVED, that the County Clerk is hereby authorized and directed to send copies of this resolution to the agencies indicated; and

BE IT FURTHER RESOLVED, that the Director, Division of Intergovernmental Relations, is authorized and directed to forward a copy of this resolution to the Wisconsin Counties Association (WCA) and to request that they include the intent of this resolution in their legislative platform.

Fiscal Note:

Adoption of this resolution will not result in an increase in tax levy funded expenditures but it will require an expenditure of staff time and resources.

The foregoing report correctly states the action taken by the said committee at a meeting held June 18, 2001.

ROBERT KRUG
Chairperson

The question was on adoption.

Supervisor Quindel **SUBMITTED** the following Amendment to Item 1, File No. 01-412:

1) ADD the following "WHEREAS" clause:

WHEREAS, the American Public Human Services Association (APHS) recommends sweeping changes to reform the Food Stamp Program; and

2) MODIFY as follows:

WHEREAS, the "~~Wisconsin Department of Administration~~ Federal Food Stamp Policy Work Group" convened by the State of Wisconsin for policy improvements to the Food Stamp Program forwarded has recommended the following ~~recommended~~ policy improvements to ~~Secretary George Lightbourn~~:

receive benefits, as opposed only to outcomes based on error rates and work-based achievement.

; now, therefore,

BE IT RESOLVED, that the County Board of Supervisors does hereby authorize and direct the Director, Division of Intergovernmental Relations, to convey to the Secretary of the U.S. Department of Agriculture, the Governor of the State of Wisconsin, the Secretary of the Department of Workforce Development, the Wisconsin State Legislature, and the Wisconsin Congressional delegation, its support of the recommendations given by the "Wisconsin Department of Administration Federal Food Stamp Policy Work Group" for policy improvements to the Food Stamp Program, modified as follows:

- The Food Stamp Program should provide a minimum benefit of at least \$50 per person,
- There should be ~~no~~ a new limited asset test and no ~~or~~ vehicle test used to determine client eligibility for food stamps,
- All Medicaid eligible persons should be categorically eligible for food stamps,
- Food stamp clients should not have to report any changes in their case status for at least six-month intervals, but clients should be able to report changes sooner if the changes would result in higher benefit levels,
- Gross income benchmark for food stamp eligibility should be raised from 130 percent of the Federal Poverty Guidelines to at least 185 percent of the Federal Poverty Guidelines,
- States should be allowed to develop a standard shelter deduction for food stamp eligibility determinations that would best reflect local housing costs and characteristics,
- All legal noncitizens should be eligible for food stamps,
- The Food Stamp Program, like the Medicaid Program, should include a six-month transitional benefit for individuals and families leaving cash assistance to help them move from government assistance to self-sufficiency, and
- The Food Stamp Program should be measured by outcomes based on program access and the number of eligible families that

for food stamp eligibility determinations that would best reflect local housing costs and characteristics,

- All legal noncitizens should be eligible for food stamps,
- The Food Stamp Program, like the Medicaid Program, should include a six-month transitional benefit for individuals and families leaving cash assistance to help them move from government assistance to self-sufficiency, and
- The Food Stamp Program should be measured by outcomes based on program access and the number of eligible families that receive benefits, as opposed to outcomes based on error rates and work-based achievement.

; and

WHEREAS, on June 13, 2001 the Committee on Health and Human Needs reviewed the resolution and voted 7-0 to approve the resolution, thereby authorizing and directing the Director, Division of Intergovernmental Relations, to convey to the Secretary of the U.S. Department of Agriculture, the Governor of the State of Wisconsin, the Secretary of the Department of Workforce Development, the Wisconsin State Legislature, and the Wisconsin Congressional delegation, its support of the original recommendations given by the "Wisconsin Department of Administration Federal Food Stamp Policy Work Group" for policy improvements to the Food Stamp Program; and

WHEREAS, on June 18, 2001, the Committee on Intergovernmental Relations voted 5-0 to approve the resolution with an amendment specifying that the Director, Division of Intergovernmental Relations, shall be authorized and directed to convey to the Secretary of the U.S. Department of Agriculture, the Governor of the State of Wisconsin, the Secretary of the Department of Workforce Development, the Wisconsin State Legislature, and the Wisconsin Congressional delegation, its support of the recommendations given by the "Wisconsin Department of Administration Federal Food Stamp Policy Work Group" for policy improvements to the Food Stamp Program, but with the following modifications to the second and ninth recommendations of the Work Group:

- There should be ~~no~~ a new limited asset test and no ~~or~~ vehicle test used to determine client eligibility for food stamps,
- * The Food Stamp Program should be measured by outcomes based on program access and the number of eligible families that

policy improvements must be made to the Federal Food Stamp Program when it is next reauthorized by Congress, by recommending adoption of the following:

AN AMENDED RESOLUTION

WHEREAS, the Food Stamp Program is vital to the nutritional well-being of the residents of nearly 42,000 Milwaukee County households or more than 100,000 individuals each month; and

WHEREAS, the Food Stamp Program provides net benefits of over \$6.5 million each month to Milwaukee County's participants, resulting in an average monthly benefit of \$65 per participant; and

WHEREAS, higher participation levels in the Food Stamp Program would result in lower levels of hunger and increased federal tax dollars being recouped by the local economy due to an increase in revenues for local grocers and suppliers; and

WHEREAS, the Food Stamp Program must be reauthorized by Congress in Federal Fiscal Year 2002; and

WHEREAS, the "Wisconsin Department of Administration Federal Food Stamp Policy Work Group" for policy improvements to the Food Stamp Program forwarded the following recommended policy improvements to Secretary George Lightbourn:

- The Food Stamp Program should provide a minimum benefit of at least \$50 per person,
- There should be no asset or vehicle test used to determine client eligibility for food stamps,
- All Medicaid eligible persons should be categorically eligible for food stamps,
- Food stamp clients should not have to report any changes in their case status for at least six-month intervals, but clients should be able to report changes sooner if the changes would result in higher benefit levels,
- Gross income benchmark for food stamp eligibility should be raised from 130 percent of the Federal Poverty Guidelines to at least 185 percent of the Federal Poverty Guidelines,
- States should be allowed to develop a standard shelter deduction

SEPARATE ACTION was requested on **Items 3 and 5.**

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

AYES—Aldrich, Arciszewski, Bailey, Borkowski, Coggs-Jones, Davis, De Bruin, 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 moved to refer Item 3, File No. 99-350(a)(a) to the Corporation Counsel for an Opinion.

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

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

Thereupon, **Item 5 WAS ADOPTED** by the following vote:

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

By Supervisor Krug, Chairperson:

From Committee on Intergovernmental Relations, reporting on 1 Item.

File No. 01-412
(Journal, June 21, 2001)

(Item 1) Resolution by Supervisors White, Davis and Quindel to authorize and direct the Director, Division of Intergovernmental Relations, to convey to the Wisconsin State Legislature and Governor and to the Secretary of the U. S. Department of Agriculture, and to the Secretary of the Wisconsin Department of Workforce Development, and to the members of Wisconsin's Congressional delegation, Milwaukee County's position that certain

event the purchase price of The Avian At Tuckaway proposal is not increased to \$955,000, or they don't exercise their option to purchase or close the sale, staff is authorized to accept the Fairway's Edge proposal as submitted and grant Icon Development an option to purchase pursuant to the RFP; now, therefore,

BE IT RESOLVED, that the Milwaukee County Board of Supervisors does hereby authorize the Director of the Department of Administration to grant the option to purchase to Mark Carstensen Construction & Development Companies, Inc., and/or assigns for The Avian At Tuckaway proposal, as submitted, at a purchase price of \$955,000; and

BE IT FURTHER RESOLVED, that the County Executive and County Clerk are authorized to convey by Warranty Deed the 21.7-acre subject parcel to Mark Carstensen Construction & Development Companies, Inc. pursuant to the terms of the option and RFP; and

BE IT FURTHER RESOLVED, that, in the event the purchase price of The Avian At Tuckaway proposal is not increased to \$955,000, or the option is not exercised and the purchase closed, the Director of the Department of Administration is authorized to grant the option to purchase to Icon Development and/or assigns for the Fairway's Edge proposal, as submitted, and the County Executive and County Clerk are authorized to convey by Warranty Deed the subject parcel pursuant to the terms and conditions of the option and the RFP; and

BE IT FURTHER RESOLVED, that the County Executive and County Clerk and/or other appropriate County Officials are 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.

Fiscal Note:

Adoption of this resolution will not require an expenditure of funds. Net proceeds from the sale of the property will be deposited in the Economic Development Revenue Account.

The foregoing report correctly states the action taken by the said committee at a meeting held June 11, 2001.

LINDA RYAN
Chairperson

The question was on adoption.

development, such as site density and design, building materials and style, elevations, estimated unit and project value, the estimated development schedule and to achieve the highest quality development and compatibility with the surrounding area development guidelines were also made part of the RFP; and

WHEREAS, two (2) proposals were submitted to the Milwaukee County Clerk by the required deadline; and

WHEREAS, one proposal was submitted by Mr. Jeff Klement of Icon Development, in cooperation with Millennium Development Partners LLC, for a condominium development entitled Fairway's Edge; and

WHEREAS, the Fairway's Edge proposal, in the amount of \$1,000,000, comprises a mix of 84 two-family and four-family units with an estimated project value of \$22,000,000; and

WHEREAS, a second condominium proposal was received from Mark Carstensen Construction & Development Companies, Inc., entitled The Avian At Tuckaway; and

WHEREAS, The Avian At Tuckaway proposal, in the amount of \$800,000, comprises 70 two-family units with an estimated project value of \$27,300,000; and

WHEREAS, the two developers who submitted proposals each have the experience to complete their proposed developments and each proposal includes high quality materials and varied architectural design as well as providing for future vehicular access to the adjacent Tuckaway land; and

WHEREAS, both proposals have generally satisfied the requirements and criteria of the RFP; however, The Avian At Tuckaway proposal has best captured the overall objective of the RFP although their purchase price for the land is less; and

WHEREAS, The Avian At Tuckaway is a less dense development and has a higher unit and project value, thus generating a higher tax base; and

WHEREAS, the Committee on Economic and Community Development, at its meeting on June 11, 2001, recommended acceptance of The Avian At Tuckaway proposal, subject to the purchase price for the land being increased to \$955,000 with all other terms of their proposal to remain the same; and

WHEREAS, the Committee further recommended that in the

County Board of Supervisors the above described disposition plan; now, therefore,

BE IT RESOLVED, that the Milwaukee County Board of Supervisors does hereby declare surplus the listed properties acquired through tax lien foreclosure on April 5 and 9, 2001 by the County Treasurer, attached to and made a part of this file.

Fiscal Note:

Adoption of this resolution will not require an expenditure of funds. Net proceeds from the sale of excess properties will be deposited in the Economic Development account.

File No. 01-14(a)(b)
(Journal, December 21, 2000)

(Item 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 the following:

A RESOLUTION

WHEREAS, the Real Estate staff of the Economic Development Division solicited Request for Proposals (RFPs) to purchase and develop an excess 21.7-acre vacant parcel of County-owned land located north of West Puetz Road, between South 68th and South 76th Streets in the City of Franklin; and

WHEREAS, County staff has worked closely with City of Franklin staff and officials concerning the potential use and development of the subject parcel; and

WHEREAS, because of the size, location, development potential and proximity to existing single-family and condominium developments, it was decided to seek purchase and development proposals by means of a comprehensive RFP; and

WHEREAS, the RFP, with an asking price of \$955,000, was seeking a high quality residential condominium development that complimented the surrounding area and since the subject parcel is adjacent to vacant land owned by Tuckaway Country Club, the RFP asked that each proposal give consideration to providing future vehicular access to the undeveloped Country Club land to the north; and

WHEREAS, the RFP process enabled County staff to request specific information about the developer and their proposed

Agreement between Milwaukee County and the Village of West Milwaukee CDA.

Fiscal Note:

Pursuant to the Division of Economic Development, adoption of this resolution will not require an appropriation or expenditure of funds; however, it will result in Milwaukee County writing off as "uncollectible bad debt" approximately \$38,537.85 in back taxes, penalty and interest owed on the property.

File No. 01-400
(Journal, June 21, 2001)

(Item 5) From Director, Department of Administration, recommending a disposition plan for County-owned properties obtained through the Tax Deed foreclosure action by the County Treasurer, by recommending adoption of the following:

A 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 the tax lien foreclosure action by the County Treasurer; and

WHEREAS, the Real Estate Section of the Economic Development Division has received tax deed property from the County Treasurer through a tax lien foreclosure hearing on April 5 and April 9, 2001; and

WHEREAS, in accordance with Chapter 6 of the County Ordinances, staff has notified the appropriate County departments of the availability of the listed properties prior to recommending a disposition plan; and

WHEREAS, no County departments expressed an interest in the listed properties; and

WHEREAS, staff recommended, in a disposition plan, that the listed tax deed properties be declared excess and offered for sale, with the exception of the property located at 3545 East Squire Avenue, Cudahy, which is recommended to be conveyed to the City of Cudahy as part of a city redevelopment plan; and

WHEREAS, the Committee on Economic and Community Development, at its meeting on June 11, 2001, recommended to the

- The County will commence foreclosure proceedings, acquire title to the property and simultaneously transfer the property to the CDA.
- The County will write off the taxes, penalties and interest for years 1991-1999 as "bad debt" and the CDA will accept responsibility for the taxes for years 2000, 2001 and the year of closing.
- The CDA will be responsible for all the costs associated with the environmental assessment and remediation of the property. The CDA will release the County from any and all liability arising out of or in any way connected with or based upon the environmental condition of the property.
- The CDA will pursue the sale and redevelopment of the property to a taxable private party at a sale price based upon the fair market value of the property giving consideration to the highest and best use of the property.
- The County and the CDA will be entitled to reimbursement on an equal 50/50 basis to the extent that the net property sale proceeds will cover certain costs and expenses incurred by the CDA and the County. The CDA's reimbursable expenses shall be considered to be the cost of environmental investigation and remediation of the property, minus any PECFA reimbursements and grant monies received therefor, the appraisal fee and real estate taxes. The County's reimbursable expenses shall be considered all delinquent property taxes and charges against the property. Any remaining balance, if any, shall be divided equally between the County and CDA.

; and

WHEREAS, entering into the subject Agreement will return the property to a productive tax-paying ownership and eliminate the burden of the annual tax delinquency to Milwaukee County; and

WHEREAS, the Economic and Community Development Committee, at its meeting on June 11, 2001, recommended that the County Board approve the above described Agreement and authorize the County Executive and County Clerk to execute said Agreement after approval of Corporation Counsel; now, therefore,

BE IT RESOLVED, that the Milwaukee County Board of Supervisors does hereby authorize the County Executive and the County Clerk to sign the above described Intergovernmental

with potentially environmentally contaminated commercial and industrial sites that are tax delinquent and blighted; and

WHEREAS, in an effort to eliminate the tax delinquent status of these properties, remediate the environmental impairment of the properties and redevelop them into productive tax paying uses, Milwaukee County has on various occasions entered into Inter-governmental Cooperation Agreements ("Agreement") with local municipalities pursuant to Section 66.431(13) of the Wisconsin Statutes; and

WHEREAS, the previous Agreements gave the local municipality, through its Community Development Authority ("CDA") and/or its Common Council or Board, the ability to enter upon the tax delinquent properties to determine the presence, nature and extent of the environmental pollution of the properties, if any; and

WHEREAS, if the municipality was satisfied with the environmental condition of the property, Milwaukee County transferred title of the properties to the municipality after foreclosing on the properties and, thereafter, the CDA cleaned up the properties and returned them to a productive use; and

WHEREAS, entering into such Agreements eliminates the burdensome tax delinquent liability to Milwaukee County and allows the properties to be redeveloped for uses that benefit the neighborhoods and generate collectible real estate taxes for the local unit of government and County; and

WHEREAS, the Village of West Milwaukee has requested that Milwaukee County enter into similar Agreement for a property located at 4809 West National Avenue; and

WHEREAS, the property is currently a vacant parcel and is possibly environmentally contaminated with heating oil and the property is tax delinquent for years 1991-1999 with taxes and charges totaling \$38,537.85 as of June 2001; and

WHEREAS, Corporation Counsel, Economic Development and the County Treasurer have worked with the Village staff and Village Attorney and developed an Agreement between the County and the Village CDA and the Agreement generally provides for the following terms and conditions:

- The CDA will conduct an environmental assessment of the property at their expense.
- Depending on the results of the assessment, the CDA will notify the County of its desire to acquire the property.

WHEREAS, the redevelopment plan is to be considered in the Land Disposition Plan that is required by the State of Wisconsin and made part of the State/Municipal Agreement for a Highway Improvement Project, dated October 22, 1999, between the State, County and City; and

WHEREAS, a consultant is currently being retained by the City to prepare the redevelopment plan and the County is not funding the redevelopment plan, but staff is being asked to cooperate and participate in the planning process; and

WHEREAS, to define the respective roles of the County, City and RACM in the disposition planning for the Project, it is proposed that the County, City and RACM enter into an Intergovernmental Cooperation Agreement; and

WHEREAS, the Committee on Economic and Community Development, at its meeting on June 11, 2001, recommended that the County Board of Supervisors authorize the County Executive and County Clerk to enter into the subject Intergovernmental Cooperation Agreement with the City and RACM; now, therefore,

BE IT RESOLVED, that the Milwaukee County Board of Supervisors does hereby authorize the County Executive and the County Clerk to enter into the above described Intergovernmental Cooperation Agreement between Milwaukee County, the City of Milwaukee and the RACM.

Fiscal Note:

Pursuant to the Division of Economic Development, adoption of this resolution will not require an appropriation or expenditure of County funds; however, staff time will be required.

File No. 01-398
(Journal, June 21, 2001)

(Item 4) From Director, Department of Administration, requesting authorization to enter into an Intergovernmental Cooperation Agreement with the Village of West Milwaukee for remediation and development of property located at 4809 West National Avenue in the Village of West Milwaukee, by recommending adoption of the following:

A RESOLUTION

WHEREAS, Milwaukee County and its municipalities are faced

WHEREAS, the Committee on Economic and Community Development, at its meeting on June 11, 2001, considered this matter and determined this was in the County's interest to approve; now, therefore,

BE IT RESOLVED, that the Director of the Department of Administration, or his designee, is hereby authorized and directed to subordinate the County's Home Repair Liens for the refinancing sought by Michael and Cindy Tanel of 119 North 92 Street.

Fiscal Note:

Pursuant to the Division of Housing and Community Development, adoption of this resolution will not require an expenditure of funds.

File No. 99-350(a)(a)
(Journal, June 21, 2001)

(Item 3) From Director, Department of Administration, requesting authorization to enter into an Intergovernmental Cooperation Agreement with the City of Milwaukee to assist in the redevelopment planning for the lands resulting from the termination and removal of the Park East Freeway (STH 145) in the City of Milwaukee, by recommending adoption of the following:

A RESOLUTION

WHEREAS, County Board Resolution File No. 99-350 directed the appropriate County officials to take all steps necessary to effectuate the modification of STH 145 (Park East Freeway), which includes participating in the disposition planning for those freeway lands no longer being used for transportation purposes and subsequently considered for redevelopment; and

WHEREAS, the disposition planning is to take into account a redevelopment plan of the area that shall include the excess subject freeway lands; and

WHEREAS, County staff has been in discussion with the City of Milwaukee, Department of City Development staff concerning the ultimate disposition of the lands made available for development due to the Park East Freeway removal project ("Project"); and

WHEREAS, the City adopted a resolution directing the Redevelopment Authority of the City of Milwaukee ("RACM") to prepare a redevelopment plan for the redevelopment project area that includes the Park East Freeway lands; and

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

AYES—Aldrich, Arciszewski, Bailey, Borkowski, Coggs-Jones, Davis, De Bruin, 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 4 WAS ADOPTED** by the following vote:

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

By Supervisor Ryan, Chairperson:

From the Committee on Economic and Community Development, reporting on 6 Items.

File No. 01-402
(Journal, June 21, 2001)

(Item 1) From Director, Department of Administration, requesting subordination of County home repair liens on the property located at 5744 South Merrill Avenue in the City of Cudahy, by recommending that the said request be placed on file as it is no longer needed.

File No. 01-401
(Journal, June 21, 2001)

(Item 2) From Director, Department of Administration, requesting subordination of County home repair liens on the property located at 119 North 92 Street in the City of Milwaukee, by recommending adoption of the following:

A RESOLUTION

WHEREAS, Michael and Cindy Tanel received three loans from the Home Repair Program for their property at 119 North 92 Street, Milwaukee; and

WHEREAS, the Tanels have requested the County to subordinate its liens to a refinanced first mortgage; and

negotiations for a settlement in this matter with UNOCAL and Shell under the following terms:

1. Shell and UNOCAL will pay Milwaukee County \$200,000 for all environmental damage to the leased site and for back rent owed by Shell and UNOCAL;
2. In return for the \$200,000 payment, Milwaukee County will:
 - a. Release UNOCAL from all environmental damages for all leased areas;
 - b. Release Shell from environmental damages except for those involving the 10 foot wide easement containing the existing fuel pipeline.
3. Shell Oil will:
 - a. Continue to be responsible for the term of the lease (up to 9/30/2005 with two (2) five (5) year extension options) for the 10 foot wide easement area containing the existing fuel pipeline;
 - b. Pay all back rent for the 10 foot wide easement containing the existing fuel pipeline (\$1,020 through 9/30/2001); and

BE IT FURTHER RESOLVED, that the Director of Public Works and the County Clerk are hereby authorized to sign the negotiated amendment to Airport Agreement No. OL-1162 or a new agreement with Shell Oil Company for the easement/right-of-way for the pipeline.

Fiscal Note:

The \$200,000 settlement will be applied to the costs of remediating the environmental contamination for the site.

The foregoing report correctly states the action taken by the said committee at a meeting held June 6, 2001.

JAMES G. WHITE
Chairperson

The question was on adoption.

SEPARATE ACTION was requested on item 4.

into Airport Agreement No. OL-1162 with Shell Oil Company, a partner with UNOCAL; and

WHEREAS, UNOCAL agreed to sell its interest to Shell, contingent upon Shell entering into a land lease for the 75,400 sq. ft. of land under lease to UNOCAL in Airport Agreement No. OL-469 and the pipeline easement; and

WHEREAS, the Agreement was for ten (10) years, effective October 1, 1995, with two (2) successive renewal terms of five (5) years; and

WHEREAS, the 75,400 sq. ft. of land leased in both Agreements contains environmental damage which resulted from fuel spills occurring when fuel was pumped into refueler trucks by numerous parties using the truck loading station, which primarily occurred between 1972 and 1986 when aircraft fueling was performed exclusively by transfer from trucks; and

WHEREAS, with the construction of the Hydrant Fuel System in 1986, the truck loading station was no longer needed and was later removed; and

WHEREAS, due to the emergence of environmental laws, UNOCAL transferred responsibility for the remediation of any environmental damage to Shell with the sale of its interest to Shell; and

WHEREAS, Airport staff has informed UNOCAL of the County's position that UNOCAL is liable for the environmental damages at the site; and

WHEREAS, Shell Oil Company no longer uses the 75,400 sq. ft. of land contained in Airport Agreement No. OL-1162; and

WHEREAS, Corporation Counsel has negotiated a settlement with UNOCAL and Shell Oil Company; and

WHEREAS, the Transportation, Public Works and Transit Committee, at its meeting on June 6, 2001, by a vote of 5-0, concurred with Airport staff's recommendation that the County Board authorize Corporation Counsel and Airport staff to complete negotiations for a settlement with UNOCAL and Shell; now, therefore

BE IT RESOLVED, that the County Board of Supervisors does hereby authorize Corporation Counsel and Airport staff to complete

BE IT RESOLVED, that the Milwaukee County Board of Supervisors does hereby authorize the Director of Public Works and the County Clerk to amend Airport Agreement No. CN-1155 with Adelman Travel Systems, Inc. to provide for continuation of the agreement on a month-to-month basis, effective August 1, 2001, pending solicitation of Request for Proposals and award of a new agreement.

Fiscal Note:

Airport revenue will be approximately \$416.67 per month.

File No. 01-376
(Journal, June 21, 2001)

(Item 6) From Director of Public Works, requesting authorization for Airport staff and Corporation Counsel to complete negotiations for a settlement with Union Oil Company of California (UNOCAL) and Shell Oil Company regarding land leased at General Mitchell International Airport (GMIA), by recommending adoption of the following:

A RESOLUTION

WHEREAS, on August 22, 1973, Milwaukee County entered into Airport Agreement No. OL-469 with Union Oil Company of California (UNOCAL) for the lease of land at General Mitchell International Airport for the construction of a refueler truck loading station for the dispensing of aviation fuels; and

WHEREAS, the Agreement also authorized the installation of a 10" diameter underground pipeline for the transportation of aviation fuels across County lands, from the West Shore Pipeline and the fuel storage tanks located at College and Pennsylvania Avenues to the refueler truck loading station located on the Airport; and

WHEREAS, the Agreement was effective July 1, 1972 for a term of twenty (20) years, with the Lessee having two (2) five (5) year options to extend the Agreement; and

WHEREAS, at the end of the initial term, UNOCAL advised Airport staff of its intent to terminate the Agreement, and the County Board authorized extending the Agreement on a month-to-month basis until the sale of UNOCAL's interest in the fuel terminal and facility could be completed; and

WHEREAS, on October 17, 1995, Milwaukee County entered

included in the Department of Public Works 2001 operating budget for this purpose.

File No. 01-240(a) (a)
(Journal, April 12, 2001)

(Item 4) From the Chairman, DBE Steering Committee, submitting status report relative to FAA Concession Goal Setting Methodology and timetable for FFY 2002, by recommending that the said report be received and placed on file.

File No. 01-375
(Journal, June 21, 2001)

(Item 5) From Director of Public Works, requesting authorization to extend Airport Agreement No. CN-1155 between Milwaukee County and Adelman Travel Systems, Inc. on a month-to-month basis, effective August 1, 2001, for the operation of a travel agency concession at General Mitchell International Airport, by recommending adoption of the following:

A RESOLUTION

WHEREAS, on October 27, 1995, Milwaukee County entered into Airport Agreement No. CN-1155 with Adelman Travel Systems, Inc. for the operation of a travel agency concession at General Mitchell International Airport; and

WHEREAS, the agreement was for an initial term of three (3) years, beginning August 1, 1995, with the concessionaire having the right to extend the agreement for two (2) additional one (1) year terms; and

WHEREAS, on June 13, 2000, the Airport Director extended the agreement on a month-to-month basis, not to exceed one year, effective August 1, 2000, as authorized by Milwaukee County General Ordinances 4.31 (a) (7); and

WHEREAS, Airport staff is now requesting approval to continue the agreement on a month-to-month basis, pending solicitation of Request for Proposals and award of a new agreement; and

WHEREAS, the Transportation, Public Works and Transit Committee, at its meeting on June 6, 2001, by a vote of 5-0, concurred with Airport staff's recommendation to continue the agreement on a month-to-month basis, pending solicitation of Request for Proposals and award of a new agreement; now, therefore

Fiscal Note:

Adoption of this resolution will result in monthly rental revenue of \$2,820, less expenses, being shared between Milwaukee County and the WisDOT for the lease term commencing September 1, 2001.

File No. 01-377
(Journal, June 21, 2001)

(Item 3) From the Director of Public Works requesting authorization to execute a professional services agreement with Vanderweil Facility Advisors to assess the condition of Zoo facilities and Park pool buildings; to develop a five (5) year major maintenance and capital improvement plan; and to review and make recommendations on Zoo and Park buildings' existing maintenance program, by recommending adoption of the following:

A RESOLUTION

WHEREAS, funds have been approved and allocated in the Department of Public Works' 2001 operating budget to inventory and assess the condition of Milwaukee County facilities, establish maintenance program standards, and develop a five (5) year major maintenance and capital improvement plan; and

WHEREAS, the Director of Public Works has recommended the firm of Vanderweil Engineering Associates be retained as the prime consultant to assess the condition of several county facilities, including Zoo facilities and Park indoor pool buildings; and

WHEREAS, the project team includes local DBE (25%) participation; and

WHEREAS, the Transportation, Public Works and Transit Committee, at its meeting on June 6, 2001, by a vote of 7-0, recommended approval of the recommendation; now therefore,

BE IT RESOLVED, that the Milwaukee County Board of Supervisors does hereby authorize the Director of Public Works to execute a professional services agreement with Vanderweil Facility Advisors to conduct an assessment of the condition of Zoo facilities and Park indoor pool buildings and to develop a five (5) year major maintenance and capital improvement plan for these facilities.

Fiscal Note:

The cost to complete this project is \$250,000. Funds are

File No. 01-374
(Journal, June 21, 2001)

(Item 2) From the Director of Administration recommending the renewal of the lease with LoDuca Brothers, Inc. for freeway land as surface parking located between N. Broadway St. and N. Milwaukee St. north of W. St. Paul (411 N. Broadway) in the City of Milwaukee, by recommending adoption of the following:

A RESOLUTION

WHEREAS, the Real Estate Section of the Department of Administration is responsible for leasing and managing freeway lands, subject to the approval of the Milwaukee County Board of Supervisors, Wisconsin Department of Transportation (WisDOT), and the Federal Highway Administration (FHWA); and

WHEREAS, LoDuca Brothers, Inc. is interested in renewing its existing lease for an additional five (5) years for the parking lot located between N. Broadway St. and N. Milwaukee St., north of W. St. Paul (411 N. Broadway), in the City of Milwaukee; and

WHEREAS, pursuant to standard procedures, County staff obtained an appraisal to determine the fair market rental of the parking lot for a new five (5) year lease period, commencing September 1, 2001, and the appraiser concluded that the new monthly rental should be \$2,820 per month; and

WHEREAS, staff is in receipt of a written communication from Vincent James LoDuca, President of LoDuca Brothers, Inc. agreeing to the revised lease term and the new monthly rental amount; and

WHEREAS, the Director of Administration has recommended the renewal of the lease with LoDuca Brothers, Inc. for the freeway land as surface parking for a five-year period, commencing September 1, 2001 for the monthly rental of \$2,820 per month; and

WHEREAS, the Transportation, Public Works and Transit Committee, at its meeting on June 6, 2001 by a vote of 7-0 recommended approval of the above described five (5) year lease with LoDuca Brothers, Inc. for the consideration of \$2,820 per month, subject to the approval of the WisDOT and FHWA; now, therefore

BE IT RESOLVED, that the Milwaukee County Board of Supervisors does hereby authorize the County Executive and the County Clerk to execute the five (5) year lease with LoDuca Brothers, Inc. and/or assigns for the operation of the subject parking lot under terms and conditions as outlined in the agreement.

provides that the successful bidder take occupancy of the lot subject to the County reserving the right to grant the City or assigns, a future riverwalk easement, if necessary, for public access across the westerly 25 feet of the lot adjacent to the Milwaukee River; and

WHEREAS, granting of said riverwalk easement would be subject to County Board approval; and

WHEREAS, the bids were opened on May 24, 2001 in Room 307-C of the Courthouse by a representative of the County Clerk's Office and are as follows:

BIDDER	MONTHLY RENTAL
InterParking, Inc.	\$ 13,333.41
Central Parking Systems	12,546.92
Business Improvement District #2	12,088.14
System Parking	11,533.00
Downtown Auto Parks	10,700.00
Standard Parking	9,470.85
Imperial Parking	9,211.00

; and

WHEREAS, the Director of Administration has recommended acceptance of the high bid from InterParking, Inc. in the amount of \$13,333.41 per month; and

WHEREAS, the Transportation, Public Works and Transit Committee, at its meeting on June 6, 2001, by a vote of 7-0, recommended approval of the five (5) year lease with InterParking, Inc. for the consideration of \$13,333.41 per month subject to the approval of the WisDOT and FHWA; now, therefore

BE IT RESOLVED, that the Milwaukee County Board of Supervisors does hereby authorize the County Executive and County Clerk to execute the five (5) year lease with InterParking, Inc. and/or assigns for the operation of the subject parking lot under terms and conditions as outlined in the lease.

Fiscal Note:

Adoption of this resolution will result in \$13,333.41 in gross monthly revenue, less expenses, being shared by Milwaukee County and WisDOT during the five (5) year lease term commencing October 1, 2001.

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

Fiscal Note:

Adoption of this resolution will not require an expenditure of funds but an expenditure of staff time will be required on the part of the Parks Department staff to work with the Rolling Dice Riders of Franklin, Inc. Snowmobile Club to carry out the intent of this resolution.

Thereupon, **Item 5 WAS ADOPTED** by the following vote:

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

By Supervisor White, Chairperson:

From the Committee on Transportation, Public Works and Transit, reporting on 6 Items.

File No. 01-373
(Journal, June 21, 2001)

(Item 1) From the Director of Administration, regarding results of a sealed bid to lease lands for parking beneath the East-West Freeway (I-794) between North Water Street and the Milwaukee River in the City of Milwaukee, recommending acceptance of the high bid from InterParking, Inc., by recommending adoption of the following:

A RESOLUTION

WHEREAS, the Real Estate Section of the Department of Administration is responsible for leasing and managing freeway lands for the Wisconsin Department of Transportation (WisDOT) and the Federal Highway Administration; and

WHEREAS, sealed bids were solicited from the general public to lease and operate the subject parking lot located at 415 N. Water St. in the City of Milwaukee for the standard five (5) year term commencing October 1, 2001; and

WHEREAS, to accommodate the possible extension of the riverwalk system, the bid proposal requires and the lease agreement

BE IT RESOLVED, the Milwaukee County Board of Supervisors does hereby authorize the Rolling Dice Riders of Franklin, Inc. Snowmobile Club to develop snowmobile trails in Franklin Park and Rainbow Airport Park; and

BE IT FURTHER RESOLVED, that the Parks Department is hereby directed to work with the Rolling Dice Riders of Franklin, Inc. Snowmobile Club to facilitate this development and report back to the Committee on Parks, Energy and Environment on issues which may develop after the first season of snowmobile use on these trails; and

BE IT FURTHER RESOLVED, that the County Board of Supervisors does hereby amend Chapter 47.10(15) as follows:

AN ORDINANCE

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

SECTION 1. Section 47.10 (15) of the General Ordinances of Milwaukee County, as amended to and including _____ is hereby amended as follows:

47.10 (15) Regulation of snowmobiles.

- (a) Definition. Snowmobile means a motor-driven vehicle designed to travel over a snow surface with an operator or an operator and one (1) or more passengers. Such vehicle shall derive traction from a continuous track-laying device, the periphery of which shall be rubber or metal reinforced rubber but shall not include any block, studs, flange, spike or other protuberance. The term "snowmobile" shall not mean a vehicle driven by an airplane propeller or a vehicle driven by wind action and specifically designed for ice sailing.
- (b) No person shall be permitted to operate or drive a snowmobile in any park or parkway except for designated snowmobile trails in Franklin Park and Rainbow Airport Park.

Supervisor Launstein moved approval of Item 5, File No. 01-183, which became the following resolution/ordinance:

A RESOLUTION/ORDINANCE

WHEREAS, the Rolling Dice Riders of Franklin, Inc. Snowmobile Club has requested permission to develop snowmobile trails in the City of Franklin on County park land located in the City of Franklin; and

WHEREAS, in order to accommodate the club's request, Chapter 47.10(15), which prohibits snowmobiling in county parks, must be amended; and

WHEREAS, the club has cited the fact that the areas which it would like to develop, located on the east side of S. 76th Street from a point 1/10th of a mile south of Ryan Road to approximately Oakwood Road and about 2/10th of a mile along the north edge of Franklin Park, are agricultural lands and no environmental encumbrances will occur; and

WHEREAS, the club has stated that while this land is plowed and planted on a regular basis, after crops are harvested in late fall or early winter a trail route could be established; and

WHEREAS, trail routes would be marked and signed after receiving owner's permission and the markings would be removed in late winter or early spring so as to not interfere with spring planting; and

WHEREAS, the trails would be inspected by the Wisconsin Department of Natural Resources and would be required to conform to all DNR rules; and

WHEREAS, the Rolling Dice Riders of Franklin Inc. Snowmobile Club has insurance as required by law; and

WHEREAS, the Parks, Energy and Environment Committee at its meeting on June 12, 2001, by a vote of 4-2, acted to place this item on file; and

WHEREAS, at the County Board meeting of June 21, 2001, the recommendation to place on file failed of adoption; and

WHEREAS, Supervisor Launstein moved approval of the resolution; now, therefore

Consumer Protection for partial funding of the County Conservationist's office for the 2002 budget year.

Fiscal Note:

Approval of this resolution will allow application for and acceptance of a \$85,000 (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.

The foregoing report correctly states the action taken by the said committee at a meeting held June 12, 2001.

**SHEILA A. ALDRICH
Chairperson**

The question was on adoption.

SEPARATE ACTION was requested on **Items 1 and 5.**

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

AYES—Aldrich, Arciszewski, Bailey, Borkowski, Coggs-Jones, Davis, De Bruin, 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 1 WAS ADOPTED** by the following vote:

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

Thereupon, **Item 5 FAILED OF ADOPTION** by the following vote:

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

This local match funding will be requested in the 2002 Zoo Budget Request.

File No. 01-408
(Journal, June 21, 2001)

(Item 8) From the Director of Public Works, requesting authorization to apply for and accept a Local Assistance grant from the Department of Agriculture, Trade and Consumer Protection for fiscal year 2002, 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 Committee on Parks, Energy and Environment; and

WHEREAS, the purpose of these funds is to provide technical assistance in the form of a County Conservationist, fund small initiatives and defray some minor Committee expenses; and

WHEREAS, the Director of Public Works has requested authorization to apply for and accept a Local Assistance grant from the Department of Agriculture, Trade and Consumer Protection for fiscal year 2002; and

WHEREAS, the funds will be used to partially offset the salary, training and office expenses of the County Conservationist's office in accordance with DATCP regulations; and

WHEREAS, on June 12, 2001 the Committee on Parks, Energy and Environment voted 6-0 to recommend that the said request be approved, subject to the approval of the Milwaukee County Land Conservation Committee; and

WHEREAS, on June 12, 2001, the Milwaukee County Land Conservation Committee also voted 6-0 to recommend that the said request be approved; now, therefore,

BE IT RESOLVED, that the 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

WHEREAS, Milwaukee County Government is the largest riparian landowner in Milwaukee County and has been playing an active role in the Nonpoint Source Water Pollution Abatement Program since 1991. The Department of Public Works is requesting authorization to continue that involvement; and

WHEREAS, a dumpster area, located in the South Yard Maintenance Area of the Milwaukee County Zoological Gardens, has nonpoint source pollution (rainwater contaminated with yard waste and petroleum products) that discharges into the storm sewer; and

WHEREAS, to keep the pollution in a contained area, an impervious pad and pole building will need to be constructed around the dumpsters. In addition, to keep nonpoint source pollution out of the storm sewers, the stormwater runoff from this area will need to be discharged to a local sanitary sewer system that is currently on site; and

WHEREAS, The following represents the cost summary for the Zoo Dumpster Containment Pad 2002/2003 Urban Nonpoint Source and Stormwater Grant Request:

State: \$99,250.40 (Planning, Design & Construction - 49.6%)

DPW: \$100,750.60 (Planning, Design & Construction - 50.4%)

Total: \$200,001.00

; and

WHEREAS, the Director of Public Works has requested authorization to apply for and accept an Urban Nonpoint Source and Stormwater Grant from the Department of Natural Resources for fiscal year 2002-2003; and

WHEREAS, on June 12, 2001 the Committee on Parks, Energy and Environment voted 6-0 to recommend that the said request be approved; now, therefore,

BE IT RESOLVED, that the County Board of Supervisors does hereby authorize and direct the Director of Environmental Services apply for and accept 2002/2003 State of Wisconsin Urban Nonpoint Source and Stormwater grant funds for the project described above.

Fiscal Note:

A local match of \$100,750.60 is required by Milwaukee County to capture the \$99,250.40 in Nonpoint Source funds.

authorizing the execution of an agreement between the Parks Department and the City of Milwaukee to allow construction of a bus shelter partially on County property, by recommending adoption of the said resolution, File No. 01-393, appearing in the Journal of Proceedings of June 21, 2001.

File No. 01-183
(Journal, March 15, 2001)

(Item 5) A resolution and ordinance by Supervisors Launstein, Borkowski, Arciszewski and others, to amend Chapter 47.10(15) of the County General Ordinances to allow snowmobiling in Franklin Park and Rainbow Airport Park and permit the Rolling Dice Riders of Franklin, Inc. Snowmobile Club to develop snowmobile trails in these two parks, by recommending that the said resolution and ordinance be placed on file.

File No. 01-406
(Journal, June 21, 2001)

(Item 6) From the Director of Public Works, submitting Milwaukee County Pest Control/Pesticide Management Program Annual Report for calendar year 2000, by recommending that the said report be received and placed on file.

File No. 01-407
(Journal, June 21, 2001)

(Item 7) From the Director of Public Works, requesting authorization to apply for and accept an Urban Nonpoint Source and Stormwater Grant from the Department of Natural Resources for fiscal year 2002-2003, by recommending adoption of the following:

A RESOLUTION

WHEREAS, The State of Wisconsin Nonpoint Source Water Pollution Abatement Program is designed to clean up and protect water resources through the control of water pollution from sources that cannot be easily traced to a single point; and

WHEREAS, examples of such sources include stormwater runoff from streets and parking lots, and eroding stream banks; and

WHEREAS, the Milwaukee River South, the Menomonee River, Root River and the Kinnickinnic River drainage areas have been designated "priority watersheds" and thereby eligible for state assistance for activities associated with the implementation of the program; and

WHEREAS, the Parks Department intends to implement the elements of the revitalization plan that relate to personal security including landscaping, circulation, lighting, and the construction of a picnic shelter; and

WHEREAS, Federal Urban Park and Recreation Recovery Program (UPARR) grants are available for the rehabilitation of critically needed recreation facilities; and

WHEREAS, the Director of the Department of Parks, Recreation and Culture has requested authorization to apply for a Federal urban Park and Recreation Recovery Program grant for Washington Park, to accept the grant if it is awarded, and to submit any documentation related to the grants disbursement; and

WHEREAS, at a meeting on June 12, 2001, the Committee on Parks, Energy and Environment voted 6-0 to recommend that the said request be approved; now, therefore

BE IT RESOLVED, that the Milwaukee County Board of Supervisors does hereby authorize the Parks Director to submit a UPARR grant application for \$714,000 for park user security enhancements at Washington Park; and

BE IT FURTHER RESOLVED, that the Milwaukee County Board of Supervisors does hereby authorize the Parks Director to accept the grant, if it is awarded to Milwaukee County, and to submit any documentation related to its disbursement.

Fiscal Note:

The estimated cost to implement all the recommended Phase 1 elements of the Washington Park Revitalization Plan is \$1,418,000. The Parks Department is submitting a grant proposal that has an estimated cost of \$714,000 due to the fact that the maximum award for a UPARR grant is \$500,000. If the Parks Department's grant application were to be approved, up to \$500,000 (70%) of the estimated total project cost of \$714,000 would be funded by the Federal government. Milwaukee County would be responsible for the balance, or at least \$214,000 (30%). The County's share would be drawn from the \$1,418,000 the Parks Department will include in its Requested 2002 Capital Improvements Budget.

File No. 01-393
(Journal, June 21, 2001)

(Item 4) A resolution by Supervisors Podell and Aldrich,

and Environment voted 6-0 to approve the said request; 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, or her designee, to prepare, review, approve and record all the documents as required to grant an easement for a water main to the City of Oak Creek and to execute the required documents and right of entry permit; and

BE IT FURTHER RESOLVED, that the Milwaukee County Board of Supervisors does hereby waive the usual easement fee and right of entry fee, due to the City of Oak Creek's intent to waive water main assessments to Milwaukee County.

Fiscal Note:

The adoption of this resolution will not require additional expenditures; however, it will require additional staff time to prepare the legal documents to execute the easement. By entering into this easement, Milwaukee County will save \$89,836 in future water main assessments. Information for this fiscal note was provided by the Department of Parks, Recreation and Culture staff.

File No. 01-405
(Journal, June 21, 2001)

(Item 3) From the Director of the Department of Parks, Recreation and Culture, requesting authorization to apply for a Federal Urban Park and Recreation Recovery Program grant for Washington Park, to accept the grant if it is awarded, and to submit any documentation related to the grants disbursement, by recommending adoption of the following:

A RESOLUTION

WHEREAS, Washington Park is not meeting its potential as a top-rate community resource because it is not being fully utilized; and

WHEREAS, in 1999, Milwaukee County appropriated \$50,000 to retain a consultant to prepare a revitalization plan for the park; and

WHEREAS, one of the major findings of the study was that people do not feel safe in the park and, therefore, they do not view it as a resource available to them; and

after the first year, for 20 years. After year 20, County has the option to renegotiate the rent for the remaining 5 years. Information for this fiscal note was provided by Department of Administration staff.

File No. 01-404
(Journal, June 21, 2001)

(Item 2) From the Director of the Department of Parks, Recreation and Culture, requesting that appropriate County staff be authorized and directed to prepare, review, approve and record all documents required to grant an easement to the City of Oak Creek for a water main and to execute the required documents, including the easement and right of entry permit; further authorizing waiver of certain fees, in return for which the City of Oak Creek will waive water main assessments to Milwaukee County, by recommending adoption of the following:

A RESOLUTION

WHEREAS, the City of Oak Creek is in the process of designing a water main extension parallel to Nicholson Road to service future development from Puetz Road to Ryan Road; and

WHEREAS, the proposed 33-foot wide easement will impact tax key number 861-9988 (9100 South Nicholson Road) of the Oak Creek Parkway; and

WHEREAS, the City has requested this easement in order to avoid expensive construction costs associated with keeping the water main in the current City road right of way; and

WHEREAS, in exchange for the typical charges for an easement on Milwaukee County Park property (\$4,000), the City of Oak Creek will waive the \$89,836 assessments associated with the Oak Creek Parks located along the proposed water main; and

WHEREAS, the Director of the Department of Parks, Recreation and Culture has requested that appropriate County staff be authorized and directed to prepare, review, approve and record all documents required to grant the easement to the City of Oak Creek for the water main and to execute the required documents, including the easement and right of entry permit; and has further requested authorization for waiver of certain fees, in return for which the City of Oak Creek will waive water main assessments to Milwaukee County; and

WHEREAS, on June 12, 2001, the Committee on Parks, Energy

Site: WCF Site #627, baseball field light pole at McCarty Park.

Initial Term: Five (5) years.

Renewal Terms: Four (4) terms, five (5) years each, at the option of the Lessee.

Annual Rent: \$7,200 annually, escalated by 5% per year through year 20. Rental amount renegotiated at the end of year 20.

Other Terms and Conditions Consistent with the industry and deemed to be in the best interest of Milwaukee County;

and

BE IT FURTHER RESOLVED, that the Milwaukee County Board of Supervisors does hereby waive the usual and customary Parks Department fees for easement and right-of-entry permits in lieu of the rental under the proposed leases; and

BE IT FURTHER RESOLVED, that prior to the lessee beginning the installation, the Department of Administration, Division of Economic Development, will have the site inspected in an attempt to discover possible conflicts with current/planned uses; and

BE IT FURTHER RESOLVED, that the Department of Administration, Division of Economic Development, is directed to arrange a post-installation inspection to discover and arrange corrections to the project, should there be any deviations from the lease agreement; and

BE IT FURTHER RESOLVED, that prior to signing the lease, the Department of Administration, Economic Development Division, is directed to attain a bond from the lessee, which would pay for removal of this equipment and structure, should U.S. Cellular and Verizon vacate or no longer use the site.

Fiscal Note:

The adoption of this resolution will not require additional expenditures; however, it will require some Department of Administration, Economic Development Division, IMSD, Parks and DPW staff time.

The above actions will result in an increase in revenue for the County of \$26,400 annually, increased by 5% per year

Verizon Wireless and U. S. Cellular for lease of space for wireless communication facilities (pole and equipment) on county property in McCarty Park; and

WHEREAS, on June 12, 2001 the Committee on Parks, Energy and Environment voted 6-0 to recommend approval of the said request, with amendments for specific provisions for inspection and a bond provision; and

WHEREAS, on June 14, 2001 the Committee on Finance and Audit voted 5-1 to concur in the recommendation of the Parks Committee; now, therefore,

BE IT RESOLVED, that the Milwaukee County Board of Supervisors does hereby approve and authorize the execution of a lease agreement with Verizon Wireless under the following terms and conditions for WCF Site #627:

Lessee:	PrimeCo Personal Communication Ltd., d/b/a Verizon Wireless
Site:	WCF Site #627, baseball field light pole at McCarty Park.
Initial Term:	Five (5) years.
Renewal Terms:	Four (4) terms, five (5) years each, at the option of the Lessee.
Annual Rent:	\$14,400 annually, escalated by 5% per year through year 20. Rental amount renegotiated at the end of year 20.
Shared Co-location Fee:	The County will receive 40% (\$4,800) of the annual co-location fee (\$12,000) collected by Verizon from US Cellular.
Other Terms and Conditions	Consistent with the industry and deemed to be in the best interest of Milwaukee County; and

BE IT FURTHER RESOLVED, that the County Board of Supervisors does hereby approve and authorize the execution of a lease agreement with US Cellular under the following terms and conditions for WCF Site #627:

Lessee:	United States Cellular
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loft space, along with a new roof, on the existing adjacent bathroom facility to house/accommodate its related equipment; and

WHEREAS, US Cellular will own and maintain its antenna and equipment and will be responsible for the maintenance of the loft space and improvements which house/accommodate its equipment, as well as the new room, and at such time as US Cellular might vacate the site, the site would be restored to its original condition or turned over to the County, as determined by the County; and

WHEREAS, both carriers agree, as part of their development cost, to do certain overall upgrade improvements to the bathroom facility/building to restore functional and aesthetic consistency to the building, to include installation of new fixtures and partitions in the bathrooms, replacement of the doors and windows and painting the interior and exterior of the building; and

WHEREAS, the Department of Administration, Division of Economic Development, will arrange to have a site inspection performed by a knowledgeable person prior to accepting the lessee's design proposal, as a means of discovering possible conflicts with current/planned uses, that, along with the lessee's proposal, will be reviewed by the County department that is in charge of the property prior to the lessee beginning the installation; and

WHEREAS, the Department of Administration, Division of Economic Development, will arrange to have a post installation inspection performed by a knowledgeable person after the lessee has completed their work, as a means of discovering any deviations from the proposal, which will be reviewed by the County department that is in charge of the property prior to approving the lessee's installation for use; and

WHEREAS, the aforementioned "pre" and "post" site inspections are consistent with the County Board's policy for the Siting and Installation of Wireless Communications Facilities on County-owned Land or Building Space, adopted on December 17, 1998 (File No. 98-407(a)(a)); and

WHEREAS, all work on the site will be done with the approval of the County's Parks Department, and the Parks Department, the Department of Public Works and the Information Management Services Division will approve the technical engineering specifications; and

WHEREAS, the Director of the Department of Administration has submitted a request for approval of the two agreements with

A RESOLUTION

WHEREAS, in December, 1998, the County Board adopted a Wireless Communication Siting Policy (File No. 98-407(a)(a)) to govern the evaluation of proposals by private companies to site wireless communication facilities on county-owned property; and

WHEREAS, County Board approval is required for all new wireless communication carrier leases on property owned by Milwaukee County; and

WHEREAS, Verizon Wireless and US Cellular have submitted applications to lease space from the County in McCarty Park, (WCF Site #627) for a wireless communication antenna pole and equipment; and

WHEREAS, the Department of Administration, Economic Development Division, has evaluated the applications from Verizon Wireless and US Cellular in accordance with the County Board's adopted Wireless Communication Siting Policy; and

WHEREAS, Verizon, the primary lessee, will construct and install a wireless communication antenna pole to accommodate its antenna and that of one additional carrier at the baseball diamond at McCarty Park and improve, at Verizon's cost, an area in the basement of the existing adjacent bathroom facility for the installation of its related equipment; and

WHEREAS, Verizon will replace an existing 90-foot light pole with a 110 foot stealth antenna pole accommodating the field light standard, their antenna and space for the antenna for one additional carrier; and

WHEREAS, Verizon will own and maintain the antenna pole and will be responsible for the maintenance of the space and improvements which house/accommodate its equipment and, at such time as Verizon might vacate the site, the site would be restored to its original condition, as determined by the County, or the pole turned over to the County; and

WHEREAS, US Cellular, the co-located lessee, will enter into a co-location agreement with Verizon to install an antenna on the wireless communication antenna pole constructed and owned by Verizon at the baseball diamond at McCarty Park; and

WHEREAS, US Cellular will construct, at US Cellular's cost,

including subrogated claims, arising out of the April 13, 2000, motor vehicle accident.

Fiscal Note:

\$9,667.02 will be applied towards the County's 2000 deductible on its policy with the Wisconsin County Mutual Insurance Corporation.

The foregoing resolution correctly states the action taken by the said committee at a meeting held June 7, 2001.

DAVID JASENSKI
Chairperson

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 foregoing resolution WAS ADOPTED** by the following vote:

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

By Supervisor Aldrich, Chairperson:

From the Committee on Parks, Energy and Environment, reporting on 8 Items.

File No. 01-385
(Journal, June 21, 2001)

(Item 1) From the Director, Department of Administration, submitting request for approval of two agreements with Verizon Wireless and U. S. Cellular for lease of space for wireless communication facilities (pole and equipment) on county property, WCF Site #627, McCarty Park, by recommending adoption of the following:

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, De Bruin, 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 Krug, **Item 2 WAS LAID OVER UNTIL LATER IN THE MEETING.**

Later, the Chair declared **Item 2 MOOT** due to the adoption of Item 1 from the Committee on Intergovernmental Relations.

By the Committee on Judiciary, Safety and General Services - 1 Item.**File No. 01-391**

(Item 1) WHEREAS, on April 13, 2000, Milwaukee County Deputy Sheriff Terrence Thorn, while driving a Milwaukee County Sheriff's Department squad south bound on U.S. Highway 45 near Wisconsin Avenue, failed to stop before rear-ending a 1999 Chevrolet Astrovan operated by Alandas Stokes which had slowed due to heavy construction in the area; and

WHEREAS, Mr. Stokes was injured as a result of this accident and received treatment at St. Michael's Hospital as well as from his family doctor. Treatment continued for three months after the accident. Mr. Stokes also incurred a wage loss for the time he missed on his job with Premier Cable Installation. The total special damages of Mr. Stokes arising from this accident totaled \$5,060.66; and

WHEREAS, a settlement has been negotiated between the County's insurer and the attorney representing Mr. Stokes which calls for the payment of \$9,667.02 which would be settlement in full of all claims of Mr. Stokes. Corporation Counsel supports this settlement; now, therefore,

BE IT RESOLVED, that Alandas Stokes and his attorney, the law firm of Eisenberg, Weigel, Carlson, Blau and Clemens, S.C., be paid \$9,667.02 as settlement in full of all claims of Alandas Stokes,

organizations interested in injury prevention; to improve dissemination of injury prevention information; and to conduct qualitative research and develop and evaluate educational programs designed to increase awareness and knowledge about preventing injuries among minority seniors; and

WHEREAS, the Milwaukee County Department on Aging is dedicated to improving the lives of all older people in Milwaukee County, including strategies to improve injury prevention; now therefore,

BE IT RESOLVED, that the Milwaukee County Board of Supervisors hereby authorizes and directs that the Director, Department on Aging, is hereby authorized to submit a grant proposal totaling \$234,000 to the Centers for Disease Control and Prevention and to accept any funding awarded thereunder.

Fiscal Note:

Adoption of this resolution will not require the expenditure of any County Tax Levy. All funds required for the proposed project will be provided under grants from the federal Centers for Disease Control and Prevention.

File No. 01-412
(Journal, June 21, 2001)

(Item 2) Resolution by Supervisors White, Davis, and Quindel, to authorize and direct the Director, Division of Intergovernmental Relations, to convey to the Wisconsin State Legislature and Governor and to the Secretary of the U.S. Department of Agriculture, and to the Secretary of the Wisconsin Department of Workforce Development, and to the members of Wisconsin's Congressional delegation, Milwaukee County's position that certain policy improvements must be made to the Federal Food Stamp Program when it is next reauthorized by Congress, by recommending adoption of the said resolution as appearing in the Journal of Proceedings of June 21, 2001.

The foregoing report correctly states the action taken by the said committee at a meeting held June 13, 2001.

ROGER QUINDEL
Chairperson

The question was on adoption.

By Supervisor Quindel, Chairperson:

**From the Committee on Health and Human Needs,
reporting on 2 Items.**

File No. 01-392
(Journal, June 21, 2001)

(Item 1) From Director, Department on Aging, requesting authorization to submit a proposal totaling \$234,000 to the Federal Centers for Disease Control and Prevention and to accept any funding awarded thereunder, by recommending adoption of the following:

A RESOLUTION

WHEREAS, the Federal Centers for Disease Control and Prevention (CDC) is seeking applications from an existing Resource Center with proven capability and experience in the area of older adult injury prevention; and

WHEREAS, the purpose of this project is to reduce injuries among older adults; and

WHEREAS, the Milwaukee County Department on Aging serves as a Resource Center Pilot under Family Care and has experience in the area of injury prevention, including the community-wide research and frailty prevention program conducted in cooperation with the University of Wisconsin-Milwaukee Department of Human Kinetics; and

WHEREAS, the Department seeks to participate in the CDC's program by submitting a grant application totaling \$234,000 for the initial project period scheduled to begin on or about September 30, 2001; and

WHEREAS, continuing awards will be made annually by the CDC on the basis of satisfactory progress, as evidenced by required reports and the availability of funds, for a project period of up to five years; and

WHEREAS, an award would enable the Department to evaluate the quality of currently available resources and injury prevention strategies; to identify gaps in current knowledge and /or the need for new technologies; to expand and strengthen links between

brought before the County Board for approval at the appropriate time; and

BE IT FURTHER RESOLVED, that the Mental Health Division shall periodically report to the County Board of Supervisors on the progress being made to implement the Strategic Plan.

Fiscal Note:

Adoption of this Resolution would provide conceptual approval of the "Milwaukee County Mental Health Division Strategic Plan 2001-2004". In addition, it would authorize the Administrator, Mental Health Division, to pursue implementation of the strategic goals and action steps delineated in the Strategic Plan with the understanding that any implementation steps that would require approval from the County Board of Supervisors will in fact be brought before the County Board for approval at the appropriate time. Precise costs associated with implementation of the various action steps have not been determined, but it is anticipated that any such costs will be included in recommendations that are submitted to the County Board for approval in 2001 or in future Mental Health Division budget requests to the County Executive and County Board. While there may be both positive and negative tax levy impacts associated with implementation of various action steps, adoption of this Resolution would provide no new expenditure authority and would therefore have no tax levy impact, though it would authorize a significant expenditure of staff time. This fiscal note was prepared by the County Board Fiscal and Budget Analyst based on information provided by the Mental Health Division.

The foregoing report correctly states the action taken by the said committees at a meeting held June 13, 2001.

**ROGER QUINDEL and
LYNNE D. DE BRUIN
Chairpersons**

The question was on adoption.

On a motion by Supervisor Coggs-Jones, the foregoing report WAS REFERRED BACK to the Committee on Health & Human Needs and to the Committee on Finance & Audit.

reporting on the results of the Mental Health Division strategic planning process, 2001-2004, by recommending adoption of the following:

A RESOLUTION

WHEREAS, the Mental Health Division (MHD), under the direction of the Milwaukee County Board of Supervisors, initiated a new strategic planning process in 1999; and

WHEREAS, MHD's strategic planning process was related to Milwaukee County's broader strategic planning process; and

WHEREAS, MHD's strategic planning process was governed by a steering committee that had broad representation from the many stakeholders who use, direct or provide services in the mental health system, including elected officials, consumers of mental health services, advocates, organized labor, providers, community leaders, academic psychiatrists, State officials, MHD staff and representatives from several other County departments; and

WHEREAS, a majority of the Steering Committee reached consensus on a series of strategic goals and action steps which are described in a document entitled "Milwaukee County Mental Health Division Strategic Plan 2001-2004", which is incorporated by reference and has been made a part of this file; and

WHEREAS, the funding of services for people with mental illness is diminishing, the needs of people with mental illness continue to grow and new methods of treatment are being developed; and

WHEREAS, Milwaukee County has a long-standing commitment to citizens with mental illness and wishes to continue that commitment in a cost-effective and consumer-driven, recovery-oriented manner; now, therefore,

BE IT RESOLVED, that the Milwaukee County Board of Supervisors approves, on a conceptual basis, the "Milwaukee County Mental Health Division Strategic Plan 2001-2004"; and

BE IT FURTHER RESOLVED, that the Administrator, Mental Health Division, is hereby authorized to pursue implementation of the strategic goals and action steps delineated in the "Milwaukee County Mental Health Division Strategic Plan 2001-2004", with the understanding that any implementation steps that would require approval from the County Board of Supervisors will in fact be

Later, **Item 4 (Sec. 3) WAS ADOPTED** by the following vote:

AYES—Aldrich, Arciszewski, Bailey, Borkowski, Coggs-Jones, Davis, De Bruin, 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 6 WAS ADOPTED** by the following vote:

AYES—Aldrich, Arciszewski, Borkowski, Coggs-Jones, Davis, De Bruin, 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 8 WAS ADOPTED** by the following vote:

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

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

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

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

AYES—Aldrich, Arciszewski, Bailey, Davis, De Bruin, Diliberti, Jasenski, Krug, Launstein, McGuigan, Nyklewicz, Podell, Quindel, Ryan, Schmitt, Weishan, Zielinski and the Chairman—18.
NOES—Borkowski, Coggs-Jones, Holloway, Johnson, Lutzka, Mayo and White—7.

By Supervisors Quindel and DeBruin, Chairpersons:

From the Special Joint Meeting of Committees on Health and Human Needs and Finance and Audit, reporting on 1 item.

File No. 01-411
(Journal, June 21, 2001)

(Item 1) From the Director, Department of Human Services,

that the Director of Human Services will submit his response to the audit in two months.

The foregoing report correctly states the action taken by the said committee at a meeting held June 14, 2001.

LYNNE D. DE BRUIN
Chairperson

The question was on adoption.

SEPARATE ACTION was requested on **Items 1, 3 (Sec. 1) 4 (Sec. 2 and 3), 6, 8, 9 and 11.**

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

AYES—Aldrich, Arciszewski, Bailey, Borkowski, Coggs-Jones, Davis, De Bruin, 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 1 WAS ADOPTED** by the following vote:

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

Thereupon, **Item 3 (Sec. 1) WAS ADOPTED** by the following vote:

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

Thereupon, **Item 4 (Sec. 2) WAS ADOPTED** by the following vote:

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

On a motion by Supervisor Launstein, **Item 4 (Sec. 3) WAS LAID OVER UNTIL LATER IN THE MEETING.**

Fiscal Note:

The Department of Administration has projected a potential 2001 deficit of approximately \$10 million. Adoption of this action plan is intended to alleviate the projected deficit.

File No. 01-387
(Journal, June 21, 2001)

(Item 12) Resolution by Supervisors De Bruin and Krug, authorizing and directing the Director, Department of Administration, working in conjunction with the Department of Audit and County Board staff, to conduct a comprehensive analysis of County "overhead" costs and to provide a report to the Committee on Finance and Audit for its September 2001 meeting, by recommending adoption of the said resolution as appearing in the Journal of Proceedings of June 21, 2001.

File No. 01-328
(Journal, May 17, 2001)

(Item 13) Resolution by Supervisors White and Podell, endorsing the Global Sullivan Principles of Corporate Social Responsibility and calling on companies both domestic and international doing business with Milwaukee County to adopt these Principles, by recommending adoption of the said resolution as appearing in the Journal of Proceedings of May 17, 2001.

File No. 01-390
(Journal, June 21, 2001)

(Item 14) From Director of Audits, submitting Audit of General Mitchell International Airport Parking Operations, dated June 2001, by recommending that the said audit be received and placed on file, with the understanding that monthly updates will be submitted by General Mitchell International Airport, and that the said audit be referred to the Transportation, Public Works and Transit Committee as well as the DBE Steering Committee.

File No. 01-388
(Journal, June 21, 2001)

(Item 15) From Director of Audits, submitting an Audit Review of Wauwatosa School District's Reimbursement of Operating Costs of the Milwaukee County Department of Human Services (MCDHS) Schools for the 1999-2000 School Year, by recommending that the said review be received and placed on file, with the understanding

capital projects. In addition, for any capital project identified as completed, unexpended bond proceeds shall be lapsed and automatically transferred to the Debt Service Reserve fund. (Note: Surplus funds from prior year bond proceeds would be available to offset a 2001 projected deficit. Surplus funds from current year bond proceeds would not be available for a 2001 deficit, but they would be available to offset debt service in future years.) This action is consistent with language approved in the 2001 Capital Improvements Budget for all capital projects, which states:

Any surplus appropriations available upon completion of an approved project must be lapsed at year-end.

Surplus appropriations shall not be used to expand an approved project scope without the approval of the County Board of Supervisors and the County Executive.

- 8) The Department of Administration, in consultation with departments, is directed to conduct a review and examination of the fiscal status of the entire 2001 Budget for the purpose of identifying possible additional tax levy expenditure reductions beyond those generated from the above actions.
- 9) In addition to these directives, the Department of Administration is directed to continue to work with departments to identify alternative corrective courses of action. Such actions should take into consideration the County's ongoing strategic planning efforts, particularly the recently adopted County Goals as well as the County Priority Outcomes. Consideration should also be given to the relation of any proposed actions to the 2002 Budget and beyond.
- 10) The Unallocated Contingency Fund is hereby "frozen" and shall only be used to offset the projected 2001 deficit.

; and

BE IT FURTHER RESOLVED, that, pursuant to Section 17.176, Milwaukee County Ordinances, the County Board does hereby declare a fiscal emergency for the purpose of allowing employees to request voluntary time off without pay, up to 160 hours in a calendar year, subject to the approval of the Director of the Department of Human Resources.

BE IT RESOLVED, that the County Board does hereby approve the following fiscal constraint plan to address a projected deficit for 2001:

- 1) Department administrators shall be held accountable for all their individual departmental expenditures and their compliance with this Executive Order for the remainder of 2001 and beyond.
 - 2) All department administrators are directed to immediately stop any and all expenditures that are not absolutely necessary for the critical operation of their departments. This directive includes the purchase of commodities, professional services, contractual services and capital outlay.
 - 3) The so-called hiring "freeze" in place from 1992-1997 is reinstated. This actually was a process for reviewing the filling of vacant positions, conducted by the Department of Administration. Under this process, only seasonal positions, revenue-generating positions and positions deemed critical to operations will be allowed to be filled.
 - 4) All requests for position reclasses and reallocations, as well as position creations, are "frozen". Exceptions will be allowed only for position actions that are offset with grant revenue, produce a net savings, or are determined to be critical by the Department of Human Resources and the Department of Administration.
 - 5) Use of overtime for non-critical purposes shall cease. Overtime shall be used only for critical functions (i.e., health and public safety).
 - 6) All department administrators are directed to immediately report any expenditure or revenue deficits that occur, or are identified as likely to occur, along with a corrective action plan, to the County Executive and the County Board Finance and Audit Committee.
 - 7) The Department of Public Works and the DoA Fiscal Affairs Division are directed to enumerate all current capital projects and identify any surpluses resulting from lower than budgeted bids. When surplus funds are identified in a capital project through low bids or construction savings, such funds shall automatically be transferred to the Debt Service Reserve fund, rather than be available for other
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File No. 01-389
(Journal, June 21, 2001)

(Item 10) From the Controller, submitting the 2000 Report of Departmental Surpluses and Deficits, by recommending that the said report be received and placed on file.

File No. 01-384(a)
(Journal, June 21, 2001)

(Item 11a) From Fiscal and Budget Administrator, submitting a 2001 Corrective Action Plan and Budget Projections for 2001-2002, by recommending that the report from the Fiscal and Budget Administrator regarding Budget Projections for 2001-2002 be placed on file.

File No. 01-384(b)
(Journal, June 21, 2001)

(Item 11b) From Fiscal and Budget Administrator, submitting a 2001 Corrective Action Plan and Budget Projections for 2001-2002, by recommending adoption of the following:

A RESOLUTION

WHEREAS, pursuant to Section 59.17(2) (a), Wisconsin Statutes, the County Executive of Milwaukee County is empowered to coordinate and direct by Executive Order all administrative and management functions of County government; and

WHEREAS, the Department of Administration has projected a county-wide potential deficit of approximately \$10 million for 2001; and

WHEREAS, the County Executive issued an Executive Order on May 30, 2001 instituting a variety of fiscal constraint actions to diminish any such deficit in 2001; and

WHEREAS, to address rising costs of energy and fuel, the County Executive issued an additional Executive Order on May 30, 2001 outlining actions to limit 2001 County energy and fuel expenditures by limiting county-wide energy and fuel consumption to the extent possible; and

WHEREAS, this fiscal constraint action plan has been provided to the County Board for its review and approval to formalize these fiscal constraint measures; now, therefore,

for the Department of Administration to pay the law firm of Wildman, Harrold, Allen & Dixon for professional services performed prior to proper execution of the contract in association with patent and trademark matters, by recommending adoption of the following:

A RESOLUTION

WHEREAS, the Milwaukee County Corporation Counsel has requested authorization to pay the law firm of Wildman, Harrold, Allen & Dixon to perform legal services on patent and trademark issues without an approved contract; and

WHEREAS, the Milwaukee County Corporation Counsel entered into a professional services contract dated December 30, 2000 with Wildman, Harrold, Allen & Dixon to perform legal services on patent and trademark issues; and

WHEREAS, because of miscommunication in the office, the contract was not fully executed until February 2, 2001; and

WHEREAS, Wildman, Harrold, Allen & Dixon began work on patent and trademark issues on November 20, 2000; and

WHEREAS, Section 56.30(9) of the Milwaukee 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 the Department 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 Wildman, Harrold, Allen & Dixon for professional services performed in association with patent and trademark matters from November 22, 2000 through the term of the contract.

Fiscal Note:

Adoption of this resolution will have no fiscal effect on tax levy as sufficient funds for the \$15,000 contract are available to pay for the professional services in the Airport Division budget.

File No. 01-361
(Journal, June 21, 2001)

(Item 8) From Corporation Counsel, requesting authorization for the Department of Administration to pay the law firm of Friebert, Finnerty & St. John for professional services performed prior to proper execution of the contract in association with Miller Aviation vs. Milwaukee County, et al., by recommending adoption of the following:

A RESOLUTION

WHEREAS, the Milwaukee County Corporation Counsel entered into a professional services contract dated February 15, 2001 with Friebert, Finnerty & St. John, S.C. to perform legal services on an appellate matter in Miller Aviation vs. Milwaukee County, et al.; and

WHEREAS, during the contract signature routing process, the Milwaukee County Risk Manager was inadvertently omitted and the Risk Manager did not sign the contract until April 16, 2001; and

WHEREAS, Section 56.30(9) of the Milwaukee 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 the Department 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 Friebert, Finnerty & St. John, S.C. for professional services performed in association with Miller Aviation vs. Milwaukee County, et al. from February 15, 2001 through the term of the contract.

Fiscal Note:

Adoption of this resolution will have no fiscal effect on tax levy as sufficient funds are available to pay for the professional services in the Airport Division budget.

File No. 01-362
(Journal, June 21, 2001)

(Item 9) From Corporation Counsel, requesting authorization

WHEREAS, the Division is working with Corporation Counsel to establish the copyright of the program and to develop a mutual support and development document with Fairfax County or INOVA Health Systems regarding the software; and

WHEREAS, this agreement is not a purchase of service or professional services contract which falls under Chapter 42 of the County Ordinances for review and approval by the Disadvantaged Business Division (DBD) and Risk Management and, following inquiries to the Department of Audit, should be exempt from the review and approval process by the DBD and Risk Management offices; and

WHEREAS, the Committee on Health and Human Needs, on June 13, 2001, and the Committee on Finance and Audit, on June 14, 2001, considered the request of the Division to enter into an agreement with Fairfax County or INOVA Health Systems and voted 7-0 and 5-1, respectively, to recommended approval of the said request; now therefore,

BE IT RESOLVED, that the Director of the Division of County Health Related Programs is authorized to execute a mutual development and support agreement, which has been reviewed and approved by Corporation Counsel, with the Fairfax County Health Department or INOVA Health Systems, which would be acting as the technology partner for the Fairfax County Health Department, for the purpose of sharing the County's client registration system; and

BE IT FURTHER RESOLVED, that this mutual development and support agreement, not being a professional services agreement, is exempt from the requirements of Chapter 42 pertaining to the review and approval of the agreement by the Disadvantaged Business Development Office and the Risk Management Office.

Fiscal Note:

Authorization of the execution of an agreement between the County and representatives of the Fairfax County Health Department will not result in any additional tax levy support for the program or this initiative. INOVA Health Systems has agreed that they are responsible for all costs associated with the installation and development of the infrastructure of the software. INOVA Health Systems has also agreed to reimburse the County for the costs associated with transferring the software to disks and shipping/handling charges for those activities. This fiscal note was prepared by the Division of County Health Related Programs.

during 2000 and, as part of the orientation of the grantees by CAP, Division representatives attended a required meeting of CAP grantees in Washington, D.C.; and

WHEREAS, during that meeting and subsequent discussions of program needs across the country, the Division highlighted its eligibility registration system for other communities; and

WHEREAS, following the Washington meeting and subsequent demonstrations of the program, Division and Information Management Services Division (IMSD) management were invited to an additional meeting in Baltimore to demonstrate the capabilities of the program; and

WHEREAS, the Fairfax County Health Department, also a Community Access Program which has a service and technology partnership with INOVA Health Systems, similar to the earlier partnership between the County and Froedert Memorial Lutheran Hospital, took part in the demonstrations and discussions of the technology approach used by the Division to coordinate information regarding an individual's application to GAMP; and

WHEREAS, following these discussions and demonstration, Division and IMSD management and staff were invited to discuss and demonstrate the software for other partners, administrators and consultants for the Fairfax County Health Department at the offices of INOVA Health Systems in Falls Church, Virginia, following the federal meeting in Baltimore; and

WHEREAS, INOVA Health Systems is interested in obtaining licensing rights to the software for use with the CAP grant program in Fairfax and would like to modify the program to address backroom operations such as billing, patient referrals and possible scheduling; and

WHEREAS, these modifications would improve the current client registration system and allow for the County to improve its IS capabilities at little if any cost; and

WHEREAS, INOVA Health Systems has agreed to be responsible for all of the costs associated with the development and installation of the software in the Fairfax County program; and

WHEREAS, in February 2001 the Division requested authorization to work with Corporation Counsel to copyright the software and to take steps to protect the County's ownership of the program (File 01-131); and

BE IT FURTHER RESOLVED, that the Division of County Health Related Programs management staff is directed to work with Central Accounting staff to reflect the liquidation of the older equipment from the asset management system.

Fiscal Note:

The 2001 Adopted Budget for the Emergency Medical Services program included \$125,000 to address the need to upgrade the current equipment with Endtital C02 capabilities. Approval of the recommendation to execute a sole source purchasing agreement with Zoll Medical will result in the EMS program obtaining significantly enhanced equipment at the approved funding level and will also allow for the deferment of expenses by the EMS program for maintenance contracts, resulting in an approximate \$10,000 savings in the current year. This fiscal note was prepared by the Division of County Health Related Programs.

File No. 01-383
(Journal, June 21, 2001)

(Item 7) From Director, County Health Related Programs, requesting authorization to enter into a mutual development and support agreement with the Fairfax County, Virginia, County Health Department/INOVA Health Systems, for the purpose of sharing technology solutions addressing the registration of indigent clients, by recommending adoption of the following:

A RESOLUTION

WHEREAS, the Division of County Health Related Programs operates the General Assistance Medical Program (GAMP) which provides access to medical services for indigent residents; and

WHEREAS, in 1997 and 1998 the Division recognized the need to inform medical providers of the status of applicants to GAMP in a timely and efficient manner; and

WHEREAS, the Division developed an Internet accessible data file and programs which allow any authorized medical provider to obtain information regarding an individual's application to GAMP and the clinical home of that patient; and

WHEREAS, the Division received a grant from the Department of Health and Human Services, Health Resources and Services Administration, Community Access Program (CAP), for \$900,000

Corporation developed a complete upgrade and trade-in package which would allow for complete replacement of all equipment and supplies with Zoll brand equipment; and

WHEREAS, as part of this trade-in and purchase, Zoll would replace the current defibrillators with equipment which is of higher capability, including the Endtital C02 and equipment which is under warranty; and

WHEREAS, as part of the equipment trade-in Zoll Medical Corporation, which does have a technology partnership with GE Medical/Marquette Electronics, will also provide free software and hardware upgrades to the MUSE to allow for full communication capabilities between the equipment and the devices in the EMS Communications Base; and

WHEREAS, this equipment trade-in provides the EMS program with significantly enhanced service capabilities, data collection capabilities and communication capabilities while providing a marketing leverage for Zoll Medical Corporation; and

WHEREAS, the purchase and trade-in of this equipment allows the EMS to avoid the purchase of maintenance agreements on existing equipment and will generate a \$10,000 savings in avoided maintenance costs; and

WHEREAS, Zoll Medical Corporation will extend the trade-in offer to municipalities within the County to allow them to upgrade their equipment at a significant cost savings to the municipalities; and

WHEREAS, this purchase and trade-in requires a sole-source approval process and the approval of the liquidation of County equipment and the Purchasing Administrator of the Procurement Division has indicated his approval of the process and agrees with seeking County Board authorization for the purchasing contract; and

WHEREAS, the Committee on Health and Human Needs, on June 13, 2001, and the Committee on Finance and Audit, on June 14, 2001, recommended approval (votes 7-0 and 6-0, respectively) of the Division's subject request; now, therefore,

BE IT RESOLVED, that the Purchasing Administrator is hereby authorized and directed to issue a sole-source purchasing and trade-in agreement with Zoll Medical Corporation for the purpose of replacing the current defibrillators and supplies with Zoll Medical Corporation supplies; and

recommending that the said audit be received and placed on file, with the understanding that a status report will be submitted in six months.

File No. 01-382
(Journal, June 21, 2001)

(Item 6) From Director, County Health Related Programs, requesting authorization to issue a sole-source purchasing document to Zoll Medical Corporation for the purpose of purchasing defibrillator equipment and supplies from Zoll and to trade in older physio-control defibrillator equipment and supplies, by recommending adoption of the following:

A RESOLUTION

WHEREAS, the Division of County Health Related Programs operates the Emergency Medical Services (Paramedics) Program which provides emergency medical services throughout the County; and

WHEREAS, the County is responsible for the equipment utilized in paramedic service delivery including defibrillator machines used to assist individuals that experience coronary heart problems; and

WHEREAS, the County has used a data collection device called the MUSE from Marquette Electronics to collect EKG data from the use of the defibrillator machines; and

WHEREAS, the County replaced its older models with PhysioControl equipment in 1998 with the indication from Physio-Control that the upcoming release of software would provide for the MUSE communications since Physio-Control and Marquette Electronics had established a partnership; and

WHEREAS, the partnership between Physio-Control and Marquette Electronics did not endure and the release of the software has never occurred, which caused the County to stop using the MUSE data collection device; and

WHEREAS, the 2001 Adopted Budget included \$125,000 for upgrading the defibrillator equipment to include Endtital C02 devices which assist paramedics in placing endotrachial airway tubes in patients; and

WHEREAS, upon learning of the County's upgrade for Endtital C02 capabilities on the Physio-Control equipment, Zoll Medical

<u>Description</u>	<u>Amount</u>
Removal of four vacant houses along Milwaukee River Parkway	\$45,000
Construction of 380 picnic tables for the park regions	\$47,500
Grant for the Park People to control invasive plant species	\$30,000
Parts for playground equipment for repairs	\$50,000
	\$172,500

This fund transfer would modify the scope of capital project WP449 – Parks Enhancement Fund to include the removal of the four vacant houses at a cost of \$45,000, offset with revenue generated by the sale of County parkland. In addition, budgets for the remaining three items would be established in the operating budget totaling \$127,500 and offset by parkland sale revenue.

The 1997 adopted budget created a Parks Enhancement Fund to be used to receive revenue from the sale of County parkland. The Parks Enhancement Fund is dedicated to park enhancements and the purchase of parklands. When parkland sales revenues are received, the Parks Director submits a list of projects to the Parks Committee for approval.

TRANSFER APPROVED BY COUNTY EXECUTIVE 06-08-01.

TRANSFER APPROVED BY FINANCE AND AUDIT COMMITTEE 06-14-01 VOTE (5-1).

	<u>From</u>	<u>To</u>
3) <u>WV378052 Wisconsin Avenue Lagoon</u>		
8589 Other Capital Outlay		\$300,000
2299 Other State Grants and Reimbursements	\$300,000	

Transfer of \$300,000 is requested by the Director, Department of Public Works to increase expenditure authority for the Wisconsin Avenue Lagoon sub-project (WV378052). Financing is to be provided from over-realized revenue from the Wisconsin Department of Natural Resources (WDNR) that was previously approved for other sub-projects within Project WV378 – Nonpoint Source Pollution Program (NSP Program).

In 2000, the County Board of Supervisors approved \$517,000 for the rehabilitation of the Wisconsin Avenue Lagoon at the County Grounds. Financing for the project consisted of \$204,000 from the WDNR, \$26,990 in revenues from the sale of the power plant, \$223,410 in general obligation bonds and \$62,600 from the Milwaukee Regional Medical Complex. Bids have been received and the low bid amount was \$300,000 higher than the budgeted amount.

This appropriation transfer is being requested to increase expenditure authority for the Wisconsin Avenue Lagoon sub-project (WV378052) to offset cost increases relating to the higher-than-anticipated bid amount. Financing will be provided from the WDNR (\$200,000) and over-realized revenues from other sub-projects within Project WV378 – Nonpoint Source Pollution Program (\$100,000). The County has experienced over-realized revenues from the NSP program due to higher than anticipated reimbursement rates from the WDNR.

TRANSFER APPROVED BY COUNTY EXECUTIVE 06-08-01.

TRANSFER APPROVED BY FINANCE AND AUDIT COMMITTEE 06-14-01 VOTE (6-1).

File No. 01-403
(Journal, June 21, 2001)

(Item 5) From Director of Audits, submitting Audit of Information Management Services Division, dated June 2001, by

THEREFORE, BE IT RESOLVED, that the Director, Department of Administration, is hereby authorized to make the following transfers in the 2001 capital improvement appropriations:

	<u>From</u>	<u>To</u>
1) <u>WO869012 Sheriff's Communications Upgrade</u>		
8552 Machinery & Equipment-New		\$20,039
2299 Other State Grants and Reimbursements	\$20,039	

Transfer of \$20,814 is requested by the Sheriff's Department to increase expenditure authority and revenue for capital project WO869012 - Computer Aided Dispatching System (CAD).

In 1997, the County Board of Supervisors approved \$560,000 for the Computer Aided Dispatching System project to complete the relocation and upgrading of the Sheriff's communication system area and capabilities and integrate the system with the 800 trunked communications. In 1998, an appropriation transfer was approved to substitute \$300,000 in bond proceeds for an equal amount of State revenue. In 1999, an additional \$1,112,933 was approved to purchase and install CAD software in all mobile data terminals and purchase and install automatic vehicle location/global positioning systems.

This appropriation transfer requests an increase in expenditure authority for the project to install and upgrade the electronics to support the fiber connectivity between the 911 Communication Center and the existing multi-mode fiber and the Wisconsin Department of Transportation (WDOT) using a single mode fiber, purchase extension cables and provide training. The WDOT installed T-1 lines from its facility to the Safety Building and Criminal Justice Facility, which changed the connectivity between these facilities and WDOT. Therefore, additional funds were needed to provide the proper connectivity. Total costs of \$20,814 will be offset with revenue from the State of Wisconsin.

Appropriation	Amount	Bonds	State Revenue
1997 Adopted Budget	\$560,000	\$560,000	
1998 Appropriation Transfer	\$0	-\$300,000	\$300,000
1999 Appropriation Transfer	\$1,112,933		\$1,112,933
2001 Appropriation Transfer	\$20,039		\$20,039
Total	\$1,692,972	\$260,000	\$1,432,972

TRANSFER APPROVED BY COUNTY EXECUTIVE 06-08-01.
 TRANSFER APPROVED BY FINANCE AND AUDIT COMMITTEE 06-14-01 VOTE (6-0).

	<u>From</u>	<u>To</u>
2) <u>WP449012 Park Enhancement Fund</u>		
8589 Other Capital Outlay	\$172,500	\$ 45,000
9000 Department of Parks		
6050 Contract Professional Services-Short Term		30,000
7100 Building & Roadway Materials		97,500

Transfer of \$172,500 is requested by the Director, Department of Parks, Recreation and Culture to establish expenditure authority for three projects in the operating budget and one project in the capital budget, offset with revenue from the sale of County parkland.

On May 17, 2001, the County Board adopted a resolution (File No. 01-310) which identified four projects for the fund:

Net Balance

\$ 5,400,000

File No. 01-1
(Journal, December 21, 2000)

(Item 3)

WHEREAS, your committee has received from the Department of Administration, Fiscal Affairs, the following department requests for transfer to the 2001 appropriations from the unallocated contingent fund and finds that the best interests of Milwaukee County will be served by allowance of such transfers;

THEREFORE, BE IT RESOLVED, that the Director, Department of Administration, is hereby authorized to make the following transfers in the 2001 appropriations from the unallocated contingent fund:

	<u>From</u>	<u>To</u>
1) <u>1135 Labor Relations</u>		
6106 Legal Fees-General		\$100,000
<u>1945 Appropriation for Contingencies</u>		
Appropriation for Contingencies	\$100,000	

Transfer of \$100,000 is requested from the Contingent Fund by the Director, Department of Labor Relations, to enter into final, binding arbitration with the Deputy Sheriff's Association.

Milwaukee County is currently in negotiations with the Deputy Sheriff's Association for a contract to replace the one that expired at Midnight on December 31, 2000. The Deputy Sheriff's Association has submitted a preliminary final offer. However, because Milwaukee County and the Deputy Sheriff's Association have come to an impasse in negotiations, it is necessary to enter into final, binding arbitration. To provide for the costs of binding, final arbitration, including expert witness and legal fees and all other costs associated with arbitration, it is necessary to transfer \$100,000 from the Contingent Fund to the Department of Labor Relations.

TRANSFER APPROVED BY COUNTY EXECUTIVE 06-08-01.

TRANSFER APPROVED BY FINANCE AND AUDIT COMMITTEE 06-14-01 VOTE (6-0).

File No. 01-1
(Journal, December 21, 2000)

(Item 4)

WHEREAS, your committee has received from the Department of Administration, Fiscal Affairs, departmental requests for transfer to the 2001 capital improvement revenue accounts and the Director finds that the best interests of Milwaukee County will be served by allowance of such transfers;

This modification is acceptable to the Department of Public Works.

Approval of this transfer request will not increase tax levy.

TRANSFER APPROVED BY COUNTY EXECUTIVE 06-08-01.

TRANSFER APPROVED BY FINANCE AND AUDIT COMMITTEE 06-14-01 VOTE (6-0).

	<u>From</u>	<u>To</u>
3) <u>9910 University Extension Service</u>		
6409 Printing & Stationery		\$ 1,621
6999 Sundry Supplies		20,723
7300 Food & Provisions		3,366
7910 Office Supplies		838
7920 Books, Periodicals, Films		347
4999 Other Miscellaneous Revenue	\$26,895	

Transfer of \$26,895 is requested by the Assistant Director, University Extension Service to increase expenditure and revenue appropriations for the following: 1) to recognize receipt of grant funding of \$19,981 from the Kauffman Center Foundation for the development and implementation of the Maximizing Resources for Tomorrows Citizens Project; and 2) to recognize revenue of \$6,914 from workshops that were not budgeted.

County Board Resolution 00-566 approved on September 28, 2000 authorized the Director, University of Wisconsin Extension to seek and accept up to \$30,000 in grant funding to support the activities associated with maximizing resources for Wisconsin's youth. The Youth Development staff of the UW Extension provides workforce development, environmental, science and cultural diversity education through innovative activities and programs. The grant amount of \$19,981 from the Kauffman Center Foundation will be used for programs targeted at youths ages 8 to 12 years old.

The UW Extension Family Living program area held three workshops, Post Purchase Counseling, Homeownership Counseling and Mortgage Default Counseling, that were not budgeted in 2001. This fund transfer recognizes the revenue from the workshops and offsets the costs associated with the workshops.

This fund transfer recognizes receipt of revenue from the Kauffman Center Foundation and revenues from unbudgeted workshops, and increases expenditure authority of the University Extension Service by the same amount to cover the costs associated with youth programming and workshops, resulting in a zero net tax levy impact.

TRANSFER APPROVED BY COUNTY EXECUTIVE 06-08-01.

TRANSFER APPROVED BY FINANCE AND AUDIT COMMITTEE 06-14-01 VOTE (6-0).

2001 CONTINGENCY APPROPRIATION SUMMARY

2001 Unallocated Contingency Appropriation Budget	\$ 5,500,000
Approved Transfers from Budget through June 21, 2001	0
Unallocated Contingency Balance 06/21/2001	<u>\$ 5,500,000</u>
Transfers Recommended by Finance & Audit Committee 06/21/2001	0
Labor Relations- provide for final binding arbitration/Sheriff's Assoc.	(100,000)
Total Transfers Recommended by Finance & Audit Committee	<u>\$ (100,000)</u>



OFFICIAL PROCEEDINGS

BOARD OF SUPERVISORS
Courthouse, Milwaukee, Wisconsin

KAREN M. ORDINANS
Chairman

DANIEL J. DILIBERTI
First Vice Chairman

JAMES G. WHITE
Second Vice Chairman

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2nd	JOE DAVIS, SR. , 3870 N. 57 St., Milwaukee 53216.....	873-3252
3rd	PENNY PODELL , 3515 N. Summit Ave., Shorewood 53211	961-0808
4th	SHEILA ALDRICH , 3211 W. Michigan St., Milwaukee 53208	933-1643
5th	LEE HOLLOWAY , 2836 N. Grant Blvd., Milwaukee 53210.....	873-0132
6th	JIM MC GUIGAN , 8152 N. Ivy, Brown Deer 53223.....	354-4255
7th	MICHAEL MAYO, SR. , 3156 N. 50 St., Milwaukee 53216	445-3111
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9th	ROBERT KRUG , 7373 N. Teutonia Ave., Milwaukee 53209	228-0350
10th	ELIZABETH COGGS-JONES , 737 N. 32nd St., Milwaukee 53208	933-9018
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12th	T. ANTHONY ZIELINSKI , 2463 S. Superior St., Milwaukee 53207.....	744-2395
13th	WILLIE JOHNSON, JR. , 3869 N. Humboldt Blvd., #206, Milw. 53212	962-2856
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15th	DAVID JASENSKI , 6419 W. Chambers, Milwaukee 53210	444-1535
16th	LYNNE D. DE BRUIN , 1836 N. Hi Mount Blvd., Milwaukee 53208	778-0515
17th	LORI LUTZKA , 455 E. Van Beck, Milwaukee 53207	481-0279
18th	ROGER QUINDEL , 4126 N. 90th Ct., Milwaukee 53222.....	466-1558
19th	LEANN M. LAUNSTEIN , 900 E. Puetz Rd., Oak Creek 53154.....	762-4922
20th	JAMES "LUIGI" SCHMITT , 2517 N. 88th St., Wauwatosa 53226.....	778-0405
21st	KAREN M. ORDINANS , 10300 W. Spring Green Rd., Greenfield 53228.....	529-0741
22nd	JOHN F. WEISHAN, JR. , 2605 S. 82 St., West Allis 53219	321-6669
23rd	KATHLEEN A. ARCISZEWSKI , 5618 Beaver Ct., Greendale 53129.....	421-7742
24th	LINDA RYAN , 823 Menomonee Ave., South Milwaukee 53172.....	762-9185
25th	THOMAS A. BAILEY , 5250 N. Diversey Blvd., Whitefish Bay 53217	906-0804

MARK RYAN, County Clerk

Annual Meeting (Continued)
July 19, 2001

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Milwaukee, Wisconsin, Thursday, July 19, 2001, 10:15 a.m.

Supervisor Ordinans in the Chair.

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

Supervisors Aldrich, Holloway, Krug, Podell and Quindel are hereinafter noted present.

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

APPROVAL OF JOURNAL OF PROCEEDINGS

Supervisors Aldrich, Krug, Quindel, Holloway and Podell present.

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

UNFINISHED BUSINESS

File No. 99-350(a)(a)
(Journal, June 21, 2001)

(Item 1) Report from the Committee on Economic and Community Development, recommending adoption of a resolution authorizing the County Executive and the County Clerk to enter into an Intergovernmental Cooperation Agreement between Milwaukee County, the City of Milwaukee and the Redevelopment Authority of the City of Milwaukee (RACM) to assist in the redevelopment planning for the lands resulting from the termination and removal of the Park East Freeway (STH 145) in the City of Milwaukee. (Vote 6-1)

REFERRED TO CORPORATION COUNSEL 6/21/01.

The following Opinion was presented in conjunction with Item 1-Unfinished Business, File 99-350(a)(a):

TO: Honorable Milwaukee County Board of Supervisors

SUBJECT: LEGAL OPINION: County Board File No. 99-350(a)(a)
Park East Demolition/Redevelopment

The above-entitled file was presented to the Milwaukee County Board at its meeting of June 21, 2001, and was subsequently referred to this office for a response to the questions presented.

I will respond to them in order:

- 1) Can ICE money be used to pay for redevelopment planning and, if so, is that consistent with the previously approved agreement?

Answer: The agreement referred to is that which was entered into among the City, the County, and the State of Wisconsin, Department of Transportation, relative to a number of projects including the Park East Freeway. The terms and conditions of the use of the funding do not specifically address the Redevelopment Plan. However, it is my understanding from the Director of Economic Development that since the County has no financial obligation under that agreement, the cost of a plan would either be paid for from the City's local share or the ICE dollars. All of the negotiations and understandings to date have included the fact that the plan will be paid for out of the ICE dollars and that is apparently fine with the State of Wisconsin and the United States Government.

That agreement provides that the State and the County will develop a land disposition plan in coordination with the City of Milwaukee, the Southeastern Wisconsin Regional Planning Commission, and the Federal Highway Administration taking into account the overall Redevelopment Plan which will include the freeway land. Consequently, the County will not be contributing any funds to the Redevelopment Plan.

- 2) What elements of the redevelopment plan and the land disposition plan will come back before the County Board?

Answer: In order for there to be any disposition of the lands, the County Board will have to act. The proposed agreement does provide that if the County Board so wishes, the City and RACM would act as the County's agent to market the lands and approve proposals for purchase and development of lands within the project and transfer the lands within the project in order to assure that development of the lands is undertaken in a manner consistent with the Redevelopment Plan and the Milwaukee Downtown Plan. However, the County

Board and the County Executive would have to agree to request the City to so act. If such a request is not made, then, of course, any disposition of County-owned lands would have to return to the County Board for its review.

3) Can the State Demolition Agreement and other relevant agreements with ICE be incorporated with this agreement?

Answer: Since the State is not a party to the agreement now before the Board, they cannot be bound by this agreement. However, the terms and conditions of the previously entered into agreement are binding on all of the signatory parties. In this instance, the City, the County, and RACM could agree to include any of the provisions of the prior agreement in this agreement, if they so desired; however, they cannot unilaterally bind the State to this agreement.

I would be happy to address any further questions the County Board may wish to present.

ROBERT G. OTT
Corporation Counsel

Supervisor Launstein **SUBMITTED** the following Amendment to Item 1-Unfinished Business, File No. 99-350(a)(a):

Add the following BE IT FURTHER RESOLVED clauses:

BE IT FURTHER RESOLVED, that the Land Disposition Plan, Redevelopment Plan and eventual sale of properties will be subject to approval by the County Board of Supervisors; and

BE IT FURTHER RESOLVED, that no ICE money previously agreed to be used for other projects will be used for the Park East Redevelopment Plan without prior approval of the County Board of Supervisors.

Thereupon, the foregoing Amendment WAS ADOPTED by the following vote:

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

Thereupon, **Item 1-Unfinished Business, as amended, WAS ADOPTED** by the following vote:

AYES—Aldrich, Coggs-Jones, Davis, De Bruin, Diliberti, Holloway, Jasenski, Krug, Launstein, Lutzka, Mayo, McGuigan, Nyklewicz, Podell, Quindel, Ryan, Schmitt, Weishan, White, Zielinski and the Chairman—21. **NOES**—Bailey and Borkowski—2. **EXCUSED**— Arciszewski and Johnson—2

PRESENTATION OF COMMUNICATIONS

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

File No. 01-03

From Milwaukee County Clerk, submitting a listing of Summons & Complaints, Discrimination Complaints, et. al., served on Milwaukee County.

Placed on file.

File No. 01-6

From Daniel P. Kondos, S.C. Law Offices, submitting a Notice of Injury in behalf of Amos Hart for injuries and damages allegedly sustained while a passenger on a Milwaukee Transport Services, Inc. bus.

Placed on file.

File No. 01-6

From Rev. Andrew W. Martin, submitting a Notice for injuries and damages allegedly sustained while an inmate at the Milwaukee County Criminal Justice Facility.

Placed on file.

File No. 01-6

From Daniel P. Kondos, S.C. Law Offices, submitting a Notice of Injury in behalf of Valarie Sewell for injuries and damages

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

Placed on file.

File No. 01-9

From Douglas County Clerk, submitting an adopted resolution on unfunded mandates impacting county courts.

Placed on file.

File No. 01-9

From Pierce County Clerk, submitting an adopted resolution showing non-support for WCHSA Youth Aids Proposal and calling for adequate, equitable and sustained Youth Aids funding.

Placed on file.

File No. 01-9

From Dunn County Clerk, submitting an adopted resolution supporting WCA development of a strategic planning process.

Placed on file.

File No. 01-9

From Marinette County Clerk, submitting an adopted resolution supporting WCA development of a strategic planning process.

Placed on file.

File No. 01-9

From La Crosse County Clerk, submitting an adopted resolution supporting welcome home baby legislation.

Placed on file.

File No. 01-9

From Winnebago County Clerk, submitting an adopted resolution supporting state budgeting for Wisconsin Immunization Program.

Placed on file.

File No. 01-9

From Winnebago County Clerk, submitting an adopted resolution supporting reinstatement of funding within state budget for Tobacco Control Board.

Placed on file.

File No. 01-9

From Waupaca County Clerk, submitting an adopted resolution requesting Wisconsin legislation to exempt employee health care cost increases from the operating levy rate calculation.

Placed on file.

File No. 01-9

From Shawano County Clerk, submitting an adopted resolution requesting Wisconsin legislation to exempt employee health care cost increases from the operating levy rate calculation.

Placed on file.

File No. 01-9

From La Crosse County Clerk, submitting an adopted resolution asking that a special committee of the State of Wisconsin and the Federal Government should be formed to investigate as to why our farmers are receiving less than ten percent of the consumer's dollar for farm products.

Placed on file.

File No. 01-67(a)(a)

From Director of Human Resources, requesting authorization to amend the contract with FlexBen Corporation to begin providing administrative services for the Dependent Care Reimbursement Plan effective September 1, 2001 instead of January 1, 2002.

Referred to the Committee on Personnel.

File No. 01-136(a)(b)

From Director, County Health Related Programs, submitting

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recommendations regarding the Distribution of Fiscal Year 2001 Third Quarter Sports Authority Funds.

Referred to the Committee on Health & Human Needs.

File No. 01-198(a)(a)

From Director, Department of Administration, requesting that the grant to assist with lead-based paint hazard reduction be increased to \$4,500 to allow Milwaukee County First-Time Homebuyer's Program to continue to serve its lower income clients without placing them in the position of deciding between purchase of a home and financial stability.

Referred to the Committee on Economic & Community Development.

File No. 01-324(a)(a)

From the Disadvantaged Business Enterprise (DBE) Steering Committee, recommending approval of the final Federal Fiscal Year 2002 goals for USDOT assisted projects.

Referred to the Committee on Transportation, Public Works & Transit and Committee on Finance & Audit.

File No. 01-384(a)(c)

From Fiscal and Budget Administrator, regarding 2001 budget status and corrective action plan.

Referred to the Committee on Finance & Audit.

File No. 01-427

From Director of Public Works, requesting authorization to utilize Capital Improvement funding provided for remodeling the "Old Post Office" at the airport for the similar remodeling of the lower level space in the airport administration building at General Mitchell International Airport.

Referred to the Committee on Finance & Audit and Committee on Transportation, Public Works & Transit.

File No. 01-428

From Chairman, Milwaukee County Board of Supervisors, appointing Mr. Dean Amhaus as a member of Milwaukee County's Cultural, Artistic and Musical Programming Advisory Council for a three-year term.

Referred to the Committee on Parks, Energy & Environment.

File No. 01-429

From March of Dimes Foundation, requesting the closing of Lincoln Memorial Drive on Friday, July 27, 2001 for the annual 5K Run to German Fest event.

Referred to the Committee on Parks, Energy & Environment.

File No. 01-430

From Director of Public Works, requesting authorization to enter into a month-to-month agreement with MARK II for the operation of a news/gift concession at General Mitchell International Airport.

Referred to the Committee on Transportation, Public Works & Transit.

File No. 01-431

From Director of Public Works, relative to a request from Montclair Travel for approval to bring the Concorde SST aircraft to General Mitchell International Airport for a one-time charter operation on August 24, 2001.

Referred to the Committee on Transportation, Public Works & Transit.

File No. 01-432

From Director, Department of Administration, requesting authorization to execute a contract with CCMC Group for event management services to prepare a plan and budget for the July 11-15, 2003 National Association of Counties (NACo) convention being hosted by Milwaukee County.

Referred to the Committee on Finance & Audit.

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File No. 01-433

From the County Treasurer, requesting authorization to implement provisions for a travel card program and associated services with US Bank under the contract that is being executed for a purchase card program by the Department of Administration - Procurement Division.

Referred to the Committee on Finance & Audit.

File No. 01-435

From Director of County Health Related Programs, requesting authorization to execute a contract with The Columbia Center for the provision of inpatient services to General Assistance Medical Program recipients for the period August 1, 2001 through December 31, 2001.

Referred to the Committee on Finance & Audit and Committee on Health & Human Needs.

File No. 01-436

From Wenford T. Brown, submitting a claim for the alleged loss of personal property while incarcerated at the Milwaukee County House of Correction.

Referred to the Committee on Judiciary, Safety & General Services.

File No. 01-437

From Kelli Barnhill, 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 & General Services.

File No. 01-439

From the Controller, submitting the 2000 Comprehensive Annual Financial Report.

Referred to the Committee on Finance & Audit.

File No. 01-440

From Director of Audits, requesting authorization to commit Year 2002 funds, in the amount of \$302,000, for the audit of Milwaukee County's 2001 Comprehensive Annual Financial Report and the 'Single Audit' of Federal and State awards.

Referred to the Committee on Finance & Audit.

File No. 01-441

From the Controller and Director of Audits, submitting an annual report on the status of Froedtert Memorial Lutheran Hospital lease payments to Milwaukee County.

Referred to the Committee on Finance & Audit.

File No. 01-442

From Director, Department of Parks, Recreation and Culture, requesting authorization to negotiate for additional land acquisition for Kohl Park, pursue funding alternatives and report back for review, approval and authorization prior to final execution of documents.

Referred to the Committee on Parks, Energy & Environment.

File No. 01-443

From Director, Department of Parks, Recreation and Culture, requesting authorization to execute a traffic signal agreement with the City of Milwaukee for installation of signals at South 43rd Street and West Kinnickinnic River Parkway.

Referred to the Committee on Parks, Energy & Environment.

File No. 01-444

From the Executive Director, Milwaukee Community Sailing Center, relative to long-term lease negotiations.

Referred to the Committee on Parks, Energy & Environment.

File No. 01-445

From Director, Department of Administration, recommending approval of the request by the Department of Parks, Recreation and Culture to shift \$40,000 of 2001 Community Development Block Grant funds from King Park Community Center Air Conditioning project to the McGovern Park Basketball and Tennis Court Redevelopment project, due to the fact that the Private Industry Council is paying the cost of installing the air conditioning system at the King Center.

Referred to the Committee on Economic & Community Development and Committee on Parks, Energy & Environment.

File No. 01-447

From Director, Department of Parks, Recreation and Culture, requesting authorization to prepare, approve and record documents as required for a sanitary sewer easement to the City of Milwaukee to replace a segment of a sanitary sewer within the Kinnickinnic River Parkway, just west of 29th Street.

Referred to the Committee on Parks, Energy & Environment.

File No. 01-448

From the Zoo Director, requesting authorization to execute an agreement with the Zoological Society for the Zoo.

Referred to the Committee on Parks, Energy & Environment.

File No. 01-451

From Director of Human Services, requesting the creation of five Quality Assurance Technician positions and the abolishment of six Economic Support Specialist positions within the Financial Assistance Division.

Referred to the Committee on Finance & Audit, Committee on Personnel, Dept. of Human Resources and Dept. of Administration.

File No. 01-455

From Attorneys Carl L. Ricciardi and Wendy A. Patrickus, submitting a claim in behalf of Lisa Brylow for injuries and damages

allegedly sustained due to the treatment and lack of treatment received at the Milwaukee County Criminal Justice Facility.

Referred to the Committee on Judiciary, Safety & General Services.

File No. 01-456

From Darnell Blake, submitting a claim for the alleged loss of personal property while a patient at the Mental Health Division.

Referred to the Committee on Judiciary, Safety & General Services.

File No. 01-457

From Director of Public Works, requesting approval to affirm the general type of concession solicitation and management for a remodeled concession mall and new shops at General Mitchell International Airport.

Referred to the Committee on Transportation, Public Works & Transit.

File No. 01-458

From Managing Director, Milwaukee County Transit System (M.C.T.S.), recommending modification to transit system Route 15 to replace transit system Route 52 and extend service to S. Pennsylvania Avenue.

Referred to the Committee on Transportation, Public Works & Transit.

File No. 01-459

From Managing Director, Milwaukee County Transit System (M.C.T.S.), recommending elimination of transit system Route 65 (West Allis).

Referred to the Committee on Transportation, Public Works & Transit.

File No. 01-460

From Managing Director, Milwaukee County Transit System

(M.C.T.S.), recommending restructuring of transit system Routes 80 (6th Street), 58 (Green Bay-Villard) and 68 (Port Washington).

Referred to the Committee on Transportation, Public Works & Transit.

File No. 01-461

From Managing Director, Milwaukee County Transit System (M.C.T.S.), recommending discontinuation of Route 258 (Glendale Industrial Park) due to loss of Job Access Reverse Commute (JARC) Funds.

Referred to the Committee on Transportation, Public Works & Transit.

File No. 01-462

From Managing Director, Milwaukee County Transit System, recommending a service modification to Route 64 (S. 60th - Grange) due to loss of Congestion, Mitigation and Air Quality (CMAQ) Funds.

Referred to the Committee on Transportation, Public Works & Transit.

File No. 01-463

From Northwest Side Community Development Corporation, requesting a grant from the Economic Development fund to support funding of an Economic Development Specialist to support its local economic development initiative.

Referred to the Committee on Economic & Community Development.

File No. 01-464

From Opportunities Industrialization Center (OIC) of Greater Milwaukee, Inc., requesting a grant from the Economic Development fund for improvements relating to the development of a food service facility.

Referred to the Committee on Economic & Community Development.

File No. 01-465

From Director, Department of Administration, submitting a review of 2002 Community Development Block Grant proposals.

Referred to the Committee on Economic & Community Development.

File No. 01-467

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.

Referred to the Committee on Parks, Energy & Environment.

File No. 01-468

From Director, Office of the Commission, MMSD, submitting the 2000 Annual Financial Report and Proceedings of the 2000 Commission meetings.

Placed on file.

File No. 01-469

From Director of Audits, submitting reports prepared by Arthur Andersen and Coleman and Williams as part of the 2000 County-wide audit.

Referred to the Committee on Finance & Audit.

File No. 01-470

From Director, Department of Human Services, requesting authorization to execute a contract with the State Department of Health and Family Services (DHFS) for the transfer of Milwaukee County's responsibility for child welfare services to the State.

Referred to the Committee on Finance & Audit and Committee on Health & Human Needs.

File No. 01-471

From Director, Department of Human Services, requesting authorization to revise the Alcohol and Other Drug Abuse (AODA) Temporary Assistance to Needy Families (TANF) Resource Allocation Plan for 2001, effective July 1, 2001 through December 31, 2001.

Referred to the Committee on Finance & Audit and Committee on Health & Human Needs.

File No. 01-472

From Director, Department of Human Services, requesting authorization to reallocate ANET dollars, in the amount of \$77,618, for the period May 1, 2001 through December 31, 2001.

Referred to the Committee on Health & Human Needs.

File No. 01-473

From Thomas George Associates, Ltd., submitting a claim under their subrogation rights of their insured, Gary Hughes, for reimbursement of payment made for alleged damages sustained to his automobile due to an accident occurring on May 18, 2001 involving a Milwaukee County-owned vehicle.

Referred to the Committee on Judiciary, Safety & General Services.

File No. 01-474

From Dytanial L. Burris, submitting a claim for the alleged loss of personal property while an inmate at the Milwaukee County Criminal Justice Facility.

Referred to the Committee on Judiciary, Safety & General Services.

File No. 01-475

From Ralph Lewis Mitchell, submitting a claim for the alleged loss of personal property while an inmate at the Milwaukee County Criminal Justice Facility.

Referred to the Committee on Judiciary, Safety & General Services.

File No. 01-476

From Attorney Edward J. Plagemann, submitting a claim in behalf of Andrea Diaz for injuries and damages allegedly sustained at the public pool at Hoyt Park.

Referred to the Committee on Judiciary, Safety & General Services.

File No. 01-479

From Director of Human Resources, requesting adoption of a Milwaukee County Workplace Violence Policy.

Referred to the Committee on Personnel.

File No. 01-480

From American Family Insurance Group, submitting a claim under their subrogation rights of their insured, Carl A. Peterson, for damages allegedly sustained to his automobile due to an accident occurring on July 2, 2001 involving a Milwaukee County-owned vehicle.

Referred to the Committee on Judiciary, Safety & General Services.

RESOLUTIONS/ORDINANCES
REFERRED TO STANDING COMMITTEES

File No. 01-434

By Supervisors McGulgan, Quindel, Johnson, Borkowski and Ordlnans:

WHEREAS, on November 12, 1991, the Milwaukee County Board of Supervisors approved a Lease and Management Agreement for the creation of a not-for-profit corporation, Milwaukee Public Museum Inc. (MPM, Inc.) to operate the public museum (File No. 91-775); and

WHEREAS, the Agreement included a provision which requested the Departments of Audit and Administration and County

Board staff prepare quarterly reports to monitor the transition of the public museum from a County Department to a not-for-profit corporation; and

WHEREAS, in 1997 the County Board approved the Third Amendment to the Agreement (File No. 97-38(a)(a) that included a request for the Departments of Audit and Administration to continue preparing the monitoring reports on a semi-annual basis until the expiration of the Agreement in 2002; and

WHEREAS, since 1992, the Departments of Audit and Administration prepared eighteen (18) monitoring reports which have examined MPM Inc.,'s various functions including donations, exhibits, disadvantaged business enterprise purchases, affirmative action, admissions, museum board membership, the Humphrey IMAX Dome Theater, off-site retail locations and collections; and

WHEREAS, the monitoring reports illustrated the success of MPM, Inc. as a not-for-profit operation as well as its transition from a County Department; and

WHEREAS, the monitoring reports identified where MPM, Inc.'s functions could be improved and provided recommendations for how those improvements could be implemented, although most of the recommended improvements were minor in nature; and

WHEREAS, Milwaukee County does not require similar reporting from any County Department or non-departmental organization the County supports through tax levy and MPM, Inc. has proven to be a great partner with the County; and

WHEREAS, the need for monitoring MPM, Inc. is no longer necessary as the transition to a not-for-profit organization was successful and the Museum continues to increase private donations and revenues and is delivering on their commitment to achieve workforce diversity; now, therefore,

BE IT RESOLVED, that the Milwaukee County Board of Supervisors does hereby authorize and direct the Departments of Audit and Administration to develop one final museum monitoring report for December 2001; and

BE IT FURTHER RESOLVED, that the final report will assess whether and to what degree the Milwaukee Public Museum, Inc. has achieved the intended accomplishments delineated in the 1992 Lease and Management Agreement; and

BE IT FURTHER RESOLVED, that the intended accomplish-

ments include increased financial support from the private sector (including a reduced dependence on property tax dollars), County representation on MPM, Inc.'s board of directors, operation of the museum with broad public interest in mind and protection of its employees and assured public access to the museum; and

BE IT FURTHER RESOLVED, that the Milwaukee County Board of Supervisors does hereby approve the elimination of future monitoring reports including the remainder of monitoring reports requested in the Third Amendment to the Agreement.

Fiscal Note:

Adoption of this resolution will not require an expenditure of funds.

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

File No. 01-438

By Supervisors McGuigan, Krug, Quindel, Johnson, Borkowski and Davis:

WHEREAS, the growing population of deer on the northwest side of Milwaukee County is creating problems for residents in the area; and

WHEREAS, other areas of Milwaukee County are also experiencing problems related to the deer population; and

WHEREAS, the Milwaukee County Parks Department has an agreement with the Village of Hales Corners to eliminate some of the deer population in the Milwaukee County parks located in Hales Corners by using sharpshooters; and

WHEREAS, the Village of Hales Corners adopted Chapter 47 of the Milwaukee County Code of General Ordinances which states under 47.05(1) *Use of firearms and fireworks; hunting with bow and arrow; trapping*. No person shall carry, fire or discharge any gun, pistol or firearm...within any park or parkway without a written permit of the department of parks, recreation and culture..."; and

WHEREAS, the Parks Department believes that its partnership with the Village of Hales Corners is successful in managing the deer population thereby minimizing problems in the parks; now, therefore,

BE IT RESOLVED, that the Milwaukee County Board of Supervisors does hereby authorize and direct the Director of the Parks Department to explore ways of dealing with the deer problem in Milwaukee County with special focus on the Northwest side of the County.

Fiscal Note:

Adoption of this resolution will not require an expenditure of funds. However, it will require an expenditure of staff time.

REFERRED TO THE COMMITTEE ON PARKS, ENERGY AND ENVIRONMENT.

File No. 01-446

By Supervisor De Bruin:

WHEREAS, on December 21, 1995, the Milwaukee County Board of Supervisors voted 16-6 to convey by quit claim deed to the State of Wisconsin lands needed for the construction of Miller Park (File No. 95-846); and

WHEREAS, Bluff Park, located north of Interstate 94 and west of U.S. 41, was inadvertently conveyed to the State of Wisconsin and Wisconsin Professional Baseball District (District), as part of 18 parcels transferred to guarantee access for patrons to Miller Park; and

WHEREAS, Milwaukee County never intended for Bluff Park to be transferred to the District because the land, as green space, provides a necessary visual and noise barrier for the Story Hill neighborhood and Mitchell Boulevard Park from Interstate 94 and U.S. 45; and

WHEREAS, Milwaukee County desires that Bluff Park be returned to the Parks Department for use as previously described, and the Wisconsin Professional Baseball District has indicated their willingness to convey title to the lands known as Bluff Park, without cost, back to Milwaukee County; and

WHEREAS, as a condition of the easement, the Wisconsin Professional Baseball District will continue to maintain its facilities located in Bluff Park and clean up park debris related to events at Miller Park; now, therefore,

BE IT RESOLVED, that the Milwaukee County Board of Supervisors does hereby accept title to the lands known as Bluff Park which Milwaukee County previously conveyed to the State of Wisconsin for use by the Wisconsin Professional Baseball District; and

BE IT FURTHER RESOLVED, that the Milwaukee County Board of Supervisors does hereby authorize and direct the Parks Director or her designee to prepare, review, approve and record all documents required to grant an easement to the Wisconsin Professional Baseball District for facilities including, but not limited to, the roadway and parking lot servicing Miller Park.

Fiscal Note:

Adoption of this resolution will require continued maintenance as is consistent with past practices.

REFERRED TO THE COMMITTEE ON PARKS, ENERGY AND ENVIRONMENT.

File No. 01-449

By Supervisor Krug:

WHEREAS, in 1964, Elms Unlimited, now known as the Elm Research Institute (ERI) was established as a non-profit organization to find a control for Dutch elm disease; and

WHEREAS, the ERI began the Johnny Elmseed Regional Nursery project in 1996 as a cooperative community service project of local Boy Scouts and other volunteer groups; and

WHEREAS, the project's mission is to replace the stumps left by Dutch elm disease with new disease-resistant American Liberty elm trees which were developed by ERI to be disease-resistant; and

WHEREAS, if awarded a grant, Milwaukee County would receive three or six 5-6 feet disease-resistant American Liberty elms to be planted in prominent locations in a downtown; and

WHEREAS, with a \$100 pledge, Milwaukee County would receive an additional three 1-2 ft. trees for the nursery; and

WHEREAS, the Parks Department will explore using internal resources or volunteer groups watering and caring for the trees in Milwaukee County's nursery until the trees are ready for planting; and

WHEREAS, these trees can be sold to raise funds for the Parks Enhancement Fund and to replenish their nursery stock; now, therefore,

BE IT RESOLVED, that the Milwaukee County Board of Supervisors does hereby authorize and direct the Director of Parks to apply for and accept a Johnny Elmseed Regional Nursery Tree Grant and purchase three additional American Liberty elm trees; and

BE IT FURTHER RESOLVED, that the Parks Director is authorized and directed to explore raising American Liberty elms in the Milwaukee County nursery and report back to the Committee on Parks, Energy and Environment at its September 2001 meeting.

Fiscal Note:

Adoption of this resolution will not require an expenditure of funds for the first three or six trees but will require an expenditure of \$100 for the additional three 1-2 ft. trees.

REFERRED TO THE COMMITTEE ON PARKS, ENERGY AND ENVIRONMENT.

File No. 01-452

By Supervisors Quindø, Arcliszewski and Johnson:

WHEREAS, the State enacted legislation to transfer the duty and authority to provide child welfare services in Milwaukee County from the Milwaukee County Department of Social Services to the State Department of Health and Family Services (DHFS); and

WHEREAS, the State included legislation to create the Milwaukee Child Welfare Partnership Council, attached to the DHFS, for the following purposes:

- (a) Formulate suggested policies and plans for the improvement of the child welfare system in Milwaukee County and make recommendations with respect to those policies and plans to the department or legislature.
- (b) Formulate suggested measures for evaluating the effectiveness of the child welfare system in Milwaukee County, including outcome measures, and make recommendations with respect to those measures to the department or legislature.

- (c) Formulate suggested funding priorities for the child welfare system in Milwaukee County and make recommendations with respect to those funding priorities to the department and the legislature.
- (d) Identify innovative public and private funding opportunities for the child welfare system in Milwaukee County and make recommendations with respect to those funding opportunities to the department and the legislature.
- (e) Advise the department in planning, and providing technical assistance and capacity building to support, a neighborhood-based system for the delivery of child welfare services in Milwaukee County.

; and

WHEREAS, the recipients of child welfare services in Milwaukee County are residents of Milwaukee County; and

WHEREAS, Milwaukee County currently did not appoint most members of the Council nor the Chairperson but has a financial obligation to provide locally derived tax levy revenues of approximately \$59.6 million to fund the delivery of child welfare services in Milwaukee County; and

WHEREAS, the child welfare system involves the termination of parental rights over children in Milwaukee County who are in need of protection and services normally as a result of abuse or neglect; and

WHEREAS, the State takeover of child welfare services in January, 1998 was in direct response to the American Civil Liberties Union lawsuit filed against the State of Wisconsin and Milwaukee County in 1993, on behalf of children who may be or have been abused and neglected and called for a complete overhaul of the county's child welfare system; and

WHEREAS, a recent study, released by the Children's Research Center in Madison, noted that the child welfare system under state administration "fails to meet minimal standards established by the U.S. Department of Health and Human Services," and as a result "the safety and well-being of children in out-of-home care in Milwaukee is being seriously jeopardized"; and

WHEREAS, an article appeared in the Milwaukee Journal Sentinel on June 14, 2001, reporting on a study conducted by the

state itself which pointed out many of the same shortcomings: "The absent and bogus paperwork gives credence to an earlier finding by the Madison-based Children's Research Center that case workers are failing to visit their vulnerable clients - kids who have suffered abuse or neglect - anywhere as often as federal standards dictate...missing documentation is monumental. Two of every three case files don't show whether the case manager made the monthly contact with the foster parent. Nine of every 10 lack a record of the requisite monthly contact with the child. And false reports of contacts show up in the area that merits the most monitoring by caseworkers: a program that keeps children suspected of being abused or neglected with their parents"; and

WHEREAS, the recent revelations that Milwaukee foster children are being harmed in the care and custody of the State clearly highlights the need for Milwaukee County to maintain participation in the administration of and delivery of child welfare services in order to ensure that children will receive the best services from the most caring caseworkers; now, therefore

BE IT RESOLVED, that the County Board of Supervisors does hereby authorize and direct the County Board Chairman to appoint a seven-member oversight committee 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

BE IT FURTHER RESOLVED, that the oversight committee shall report back to the Committee on Health and Human Needs for the September 2001 meeting.

Fiscal Note:

Adoption of this resolution will not require an additional expenditure of tax levy funds but it may require an expenditure of staff time and resources.

REFERRED TO THE COMMITTEE ON HEALTH AND HUMAN NEEDS.

File No. 01-453

By Supervisors De Bruin, Johnson and Arclszewski:

WHEREAS, on April 13, 1995, Milwaukee County enacted, File No. 95-291, a resolution which contained provisions to restrict the maximum number of completed Alcohol and Other Drug Abuse (AODA) treatment episodes to three funded by Milwaukee County and to provide two chances, funded by Milwaukee County, and no more, to leave treatment against medical advice; and

WHEREAS, due to State underfunding for human service mandated programs, Milwaukee County was forced to limit the number of treatment episodes available to persons in need of such treatment and to restrict access to the AODA treatment system in order to maximize treatment benefit availability; and

WHEREAS, it is not uncommon due to the nature of AODA addiction that an alcohol or drug abuse person would need more treatment episodes than three to achieve successful completion of drug treatment; and

WHEREAS, current literature on the topic of AODA has published data that indicates that it is not unusual to take more than three treatment episodes to achieve successful outcomes; and

WHEREAS, it may be helpful to solicit information from the AODA service providers as concerning the number of treatment episodes they find necessary to achieve successful treatment outcomes in the Milwaukee area for comparison to our current policy of three episodes; and

WHEREAS, it is over seven years since the current restrictions were enacted due to fiscal constraints and that after years of experience the Department of Human Services is in a better position now to recommend alternatives to the limitations for treatment episodes or the availability of access; now, therefore

BE IT RESOLVED, that the County Board of Supervisors does hereby authorize and direct the Director, Department of Human Services, to solicit information from AODA service providers concerning the number of treatment episodes necessary to achieve successful elimination of alcohol and/or drug abuse among Milwaukee County residents regardless of the program funding source; and

BE IT FURTHER RESOLVED, that the Director, Department of Human Services, is hereby authorized and directed to report back on recommendations to address future utilization of AODA treatment resources, including the elimination of the "three-strikes" policy, and cost controls for review by the Committees on Health and Human Needs and Finance and Audit at the September meetings.

Fiscal Note:

Adoption of this resolution will not require an additional appropriation of tax levy funds but it will require an expenditure of staff time and resources.

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

File No. 01-454

By Supervisor Quindel:

WHEREAS, Milwaukee County has statutory responsibilities under W-2 for administering day care for all low income clients and for processing food stamps and medical assistance benefits for non-W-2 income clients; and

WHEREAS, the county has access to thousands of community service job slots through the various county departments and agencies it contracts with for a wide variety of services; and

WHEREAS, the county, through its close relationship and work on behalf of Milwaukee County residents, knows the needs, problems, potentials and strengths of this community, so some involvement with W-2 can only increase its program effectiveness and movement of participants toward self-sufficiency; and

WHEREAS, on May 22, 1997, the County Board adopted a resolution, File No. 97-327, to create a twenty-member W-2 Monitoring Task Force to keep the Board informed about changes to the W-2 system and the impact such changes would have on participants, service providers and program administrators and county residents, resources and services; and

WHEREAS, the W-2 Monitoring Task Force unanimously passed a motion to encourage the County to expand its administrative role in the W-2 system by supporting legislative language approved by the State Senate to grant Milwaukee County the "right of first refusal" when private W-2 agencies cease administering W-2 in Milwaukee County; and

WHEREAS, the W-2 Monitoring Task Force opposes the State Assembly proposal to pursue a waiver from the federal government to allow private agency staff to administer Medical Assistance and Food Stamps; and

WHEREAS, the Joint Committee on Finance adopted language

to make agencies eligible to receive an amount of up to 4% of the W-2 contract amount as a performance bonus; and

WHEREAS, the county should not incur any additional tax levy obligation should the county elect to expand its participation in the administration or delivery of W-2 services; now, therefore

BE IT RESOLVED, that the County Board of Supervisors does hereby authorize and direct the Director, Division of Intergovernmental Relations, to convey Milwaukee County's support of legislative language granting Milwaukee County the "right of first refusal" in the event an agency currently administering W-2 ends its services and to allow Milwaukee County the ability to retain the administration of the day care, food stamps and medical assistance; and

BE IT FURTHER RESOLVED, that any legislative language should include provisions to allow the county and other agencies to receive performance bonuses of up to 4% of the contract amount and for the county to be given assurances it would not incur an increased tax levy obligation as a result of exercising its right to expand its administrative participation in W-2; and

BE IT FURTHER RESOLVED, that the County Clerk is authorized and directed to provide a copy of this resolution to all Milwaukee County State legislators.

Fiscal Note:

Adoption of this resolution will not require additional tax levy expenditures but it will require an expenditure of staff time and resources.

REFERRED TO THE COMMITTEE ON HEALTH AND HUMAN NEEDS AND TO THE COMMITTEE ON INTER-GOVERNMENTAL RELATIONS.

File No. 01-466

By Supervisors Dillbertl, Coggs-Jones, Quindel, Schmitt, White and Johnson:

WHEREAS, Milwaukee County was founded upon the dreams, traditions, energy and labor of immigrants, who traveled far and wide from many nations to what they fervently hoped would be a better world; and

WHEREAS, in this new century, immigrants continue to be a

key driving force in the U.S. economy and in the economy of Milwaukee County, as is evidenced by the statement of Federal Reserve Chairman Alan Greenspan that immigrants are essential to the ongoing strength of our economy; and

WHEREAS, much of the ongoing flow of immigration has resulted from dramatic changes in the global economy, which have uprooted many individuals and families, and which have made them leave their native lands in search of freedom, sustenance and survival; and

WHEREAS, the stability of many sectors of our society is dependent upon the labor of working immigrants, including those who have no legal status, and the lack of status of these undocumented workers makes them fearful of retaliation, so that many of them endure long hours and low pay, poor working conditions, sexual harassment and discrimination; and

WHEREAS, Milwaukee County will be the host to the National Council of La Raza convention this summer, where these issues will be discussed; and

WHEREAS, the exploitation of undocumented immigrant workers is made possible by the current system of employer sanctions, which gives abusive employers leverage to threaten undocumented immigrants who protest their working conditions; and

WHEREAS, the chilling effect of employer sanctions on attempts by these workers to exercise their legal rights harms all workers, which has led the national AFL-CIO to defend the rights of all workers, regardless of documentation; and

WHEREAS, in previously recognizing the plight of undocumented immigrants, the United States Congress in 1986 passed, as part of its Immigration Reform and Control Act, an amnesty program affecting those immigrants present in this country prior to January 1, 1982; and

WHEREAS, the Act also created a new enforcement system to impose sanctions on employers who hire undocumented workers, and some employers have used such sanctions to exploit undocumented workers who more recently have come to our shores; and

WHEREAS, the need for a new amnesty program has been widely recognized, and this recognition has included:

- On February 16, 2000, the executive council of the AFL-CIO, issued a statement endorsing a new legalization program.

- In March 2000, the U.S. Catholic Conference and National Conference of Catholic Bishops issued a joint statement with the AFL-CIO;
- In March 2000, the Milwaukee Innercity Congregation Allied for Hope (MICAHA) began a campaign designed to encourage new amnesty programs for undocumented immigrants.

; and

WHEREAS, undocumented working immigrants in Milwaukee and throughout these United States make substantial contributions to our economic, civic and cultural life but unjustly remain vulnerable to exploitation as long as they are denied legal immigration status, and as long as current employer sanctions persist; now, therefore,

BE IT RESOLVED, that the Milwaukee County Board of Supervisors does hereby express its wholehearted support 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, and joins the AFL-CIO, other leading business, religious and civic leaders and organizations and the City of Milwaukee in urging the U.S. Congress to establish such a new legalization program in order to ensure the rights of undocumented immigrants; and

BE IT FURTHER RESOLVED, that the County Clerk is hereby authorized and directed to send a copy of this resolution to the Wisconsin Congressional delegation, United Migrant Opportunity Services (UMOS) and MICAHA.

Fiscal Note:

Adoption of this resolution would result in no tax levy impact for Milwaukee County.

REFERRED TO THE COMMITTEE ON INTERGOVERNMENTAL RELATIONS.

RESOLUTIONS/ORDINANCES
BY AND FROM STANDING COMMITTEES

By the Committee on Personnel - 2 Items.

File No. 01-477

(Item 1) WHEREAS, the Director, Department of Labor

Relations (DLR), has indicated the need to hire legal counsel to aid the County during the mediation arbitration with the Deputy Sheriff's Association; and

WHEREAS, on June 21, 2001 the County Board approved a fund transfer of \$100,000 from the 2001 appropriations for contingencies account to legal fees account of the Department of Labor Relations for the purpose of providing the funds necessary to cover costs related to final arbitration, including expert witness and legal fees and other costs associated with arbitration related to current negotiations with the Deputy Sheriff's Association; and

WHEREAS, Milwaukee County and the Deputy Sheriff's Association have come to an impasse in negotiations, making it necessary to enter into final, and binding arbitration; and

WHEREAS, the DLR has determined that the law firm with the expertise most advantageous to the successful outcome of final and binding arbitration would be the firm of Davis and Kuelthau; and

WHEREAS, due to current time constraints and the known legal abilities of the recommended law firm, the DLR is requesting waiver of the Request for Proposal and Disadvantage Business Enterprise Requirements found in Section 56.30 of the Milwaukee County Code of General Ordinances (CGO); and

WHEREAS, on June 13, 2001 the Committee on Personnel reviewed and approved (Vote 6-0) the request from the Director, DLR; now, therefore

BE IT RESOLVED, that the County Board of Supervisors does hereby waive the provisions of Section 56.30, CGO, for the purpose of granting the Director, Department of Labor Relations, the authority to enter into a "sole source" contract with Davis and Kuelthau, S.C. on a fee-for-service basis, in an amount not-to-exceed \$100,000, to represent Milwaukee County in any and all matters relating to the mediation arbitration with the Deputy Sheriff's Association; and

BE IT FURTHER RESOLVED, that the Corporation Counsel is directed to prepare the contract for the Director, Department of Labor Relations.

Fiscal Note:

Funds are available to cover the \$100,000 potential cost of this contract due to the fund transfer for such purpose being approved by the County Board at the June 21, 2001 meeting.

File No. 01-478

(Item 2) WHEREAS, labor agreements and ordinances require that Milwaukee County provide employees with a benefit package that includes a variety of health, life, and dental insurance options that are provided under the terms of contracts entered into by Milwaukee County; and

WHEREAS, the various contracts with vendors providing employee benefits expire on December 31, 2001 and the Director of Human Resources in conjunction with the Employee Benefits Committee issued "requests for proposals" for such coverage in April, with responses due on May 4; and

WHEREAS, a total of 38 proposals were received by the Director of Human Resources and evaluated by a professional consultant who provided recommendations to the Director of Human Resources which were in turn provided to the Employee Benefits Committee; and

WHEREAS, the Employee Benefits Committee directed DHR staff and the consultant to clarify and refine certain vendor proposals in a manner determined to be in the best interest of the County; and

WHEREAS, after a final review of the response from the consultant and DHR staff, it is recommended that the following organizations be retained to provide services as an integral part of the standard health insurance plan option for a four-year period to commence on January 1, 2002:

- Wisconsin Physicians Services Inc. - monthly fee per contract for administration of claims:

	<u>2002</u>	<u>2003</u>	<u>2004</u>	<u>2005</u>
Medical	\$18.15	\$20.01	\$21.32	\$22.70
Dental	2.46	2.62	2.79	2.98

- Innovative Resources Group - for the services noted below, with a DHR evaluation following 1st Quarter 2002:

	<u>2002</u>	<u>2003</u>	<u>2004</u>	<u>2005</u>
Inpatient Review per employee	\$2.15	\$2.26	\$2.37	\$2.48
Large Case Management per hour:				
Registered Nurse	99.00	104.00	109.00	114.00
Physician	180.00	189.00	209.00	219.00

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	<u>2002</u>	<u>2003</u>	<u>2004</u>	<u>2005</u>
Disease Management:				
Diabetes per employee	\$1.90	\$1.99	\$2.09	\$2.19
Asthma per case	325.00	340.00	359.00	373.00

Congestive Heart Failure per case	325.00	340.00	359.00	373.00
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- Health Management Center Inc. - for the provision of a fully insured behavioral health and employee assistance program:

	<u>2002</u>	<u>2003</u>	<u>2004</u>	<u>2005</u>
Behavioral Health	\$13.21	\$13.87	\$14.56	\$15.43
Employee Assistance	1.31	1.39	1.47	1.56

- Health Care Network of Wisconsin (HCN) Inc. - for purchase of medical preferred provider network services:

	<u>2002</u>	<u>2003</u>	<u>2004</u>	<u>2005</u>
Monthly fee per contract	\$3.00	\$3.30	\$3.45	\$3.60

- Systemed - for pharmacy benefits management at a fee of \$0.29 for each electronic claim or \$1.25 for each paper claim plus a dispensing fee per prescription of \$2.25 at the pharmacy or \$1.75 via mail order.
- Rinzel & Associates - to perform medical bill auditing at an annual rate not to exceed \$50,000.

; and

WHEREAS, after a final review of the response from the consultant and DHR staff, it is further recommended that:

- a 1-year extension of the contract with Humana (Advantage) to provide a health maintenance organization at a premium increase of 15% in 2002 including a DHR evaluation following 1st Quarter 2002.
- a 4-year extension of current vendor contracts with CarePlus Dental Plans Inc. and Guardian for dental maintenance organizations at the following rates:

July 19) 1060 (2001

	<u>2002</u>	<u>2003</u>	<u>2004</u>	<u>2005</u>
CarePlus				
Single Plan	\$21.65	\$23.17	\$25.02	\$27.52
Family Plan	61.72	66.04	71.32	78.46
Guardian				
(1st Commonwealth)				
Single Plan	\$19.31	NTE 9%	NTE 9%	NTE 9%
Family Plan	64.56	NTE 9%	NTE 9%	NTE 9%

- a 4-year contract with Met Life for basic and optional life insurance coverage at the rate of \$0.49 per \$1,000 of coverage per month for basic life insurance and age rated premiums for optional, spouse, and dependent life insurance.

; and

WHEREAS, on July 13, 2001, the Personnel Committee recommended concurrence with the recommendation of the Director, DHR, (vote 6-0); now, therefore

BE IT RESOLVED, that the Director of Human Resources, in conjunction with the consultant retained to assist in this effort, is hereby authorized and directed to negotiate and execute contracts with the vendors noted above under the terms indicated.

Fiscal Note:

Adoption of this resolution will not require an additional appropriation of funds in the current year and will contribute toward reducing the funds required for the provision of employee life insurance benefits in 2002 by more than \$480,000.

The foregoing resolutions correctly states the action taken by the said committee at a meeting held July 13, 2001.

KATHLEEN A. ARCISZEWSKI
Chairman

Supervisor Schmitt **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 on adoption.

On a motion by Supervisor Launstein, **Item 1 WAS LAID OVER UNTIL LATER IN THE MEETING.**

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

AYES—Aldrich, Borkowski, Coggs-Jones, De Bruin, Diliberti, Jasenski, , McGuigan, Nyklewicz, Podell, Quindel, Ryan, Schmitt, Weishan, White and the Chairman—15. **NOES**—Borkowski, Davis, Holloway, Johnson, Krug, Launstein, Lutzka, Mayo and Zielinski—9. **EXCUSED**—Arciszewski—1.

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

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

By Supervisor Arciszewski, Chairman:

From the Committee on Personnel, reporting on 3 Items.

File No. 01-15(a)(d)
(Journal, December 21, 2000)

(Item 1) A file created as a reference file for actions reported to the County Board during 2001 from the Personnel Committee to recommend extension of certain temporary and emergency appointments in existence for less than one year, by recommending adoption of the following:

A RESOLUTION

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

WHEREAS, the Director 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 June 28, 2001, a copy of which report is on file in File No. 01-15(a) and is incorporated in this resolution by reference; and

WHEREAS, on July 13, 2001 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 6-0 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 and temporary appointments originally made between February 1, 2001 and March 31, 2001 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.

File No. 01-479
(Journal, July 19, 2001)

(Item 2) From the Director of Human Resources requesting adoption of a County of Milwaukee Workplace Violence Prevention Policy, by recommending adoption of the following:

A RESOLUTION

WHEREAS, the U. S. Department of Labor, Bureau of Labor Statistics, states that violence at work is now the second leading cause of all on-the-job fatalities, and the leading cause of workplace death among women; and

WHEREAS, it is estimated that workplace violence costs U.S. companies millions of dollars annually in terms of lost productivity, security costs and organizational ineffectiveness; and

WHEREAS, the perception of the workplace as less than safe has an immeasurable negative impact upon all County employees and their ability to provide effective services to our community; now, therefore

BE IT RESOLVED, that the Milwaukee County Board of Supervisors is hereby committed to a zero tolerance workplace violence policy and reaffirms the right of all to a safe working environment; and

BE IT FURTHER RESOLVED, that Milwaukee County Board of Supervisors does hereby adopt a County of Milwaukee Workplace Violence Prevention Policy as attached to a report from the Director of Human Resources dated July 3, 2001 and enclosed herein in File No. 01-479.

Fiscal Note:

The approval of this resolution will not result in an increase or decrease of funds.

File No. 01-67(a)(a)
(Journal, July 19, 2001)

(Item 3) Recommendation from the Director of Human Resources to amend the flexible spending benefit program to include dependent care, by recommending adoption of the following:

A RESOLUTION

WHEREAS, Labor Agreements and County Ordinances authorize the County to offer a dependent care reimbursement plan to employees; and

WHEREAS, the current administrator of the dependent care program, Work/Life Benefits Corporation, recently notified the Department of Human Resources (DHR) that it was going out of the dependent care business; and

WHEREAS, the Milwaukee County Board of Supervisors adopted Resolution No. 01-67 on January 25, 2001 which authorized the Director of DHR to enter into a contract with FlexBen Corporation to provide expanded Section 125 provisions; and

WHEREAS, Resolution No. 01-67 also called for FlexBen to begin providing dependent care plan services on January 1, 2002; and

WHEREAS, on July 13, 2001, the Director, DHR, recommended that the contract with FlexBen Corporation be amended to provide dependent care plan services on September 1, 2001 instead of January 1, 2002; and

WHEREAS, on July 13, 2001, the Committee on Personnel approved the Director of DHR's request (vote 7-0); now, therefore

BE IT RESOLVED, that the Director, Department of Human Resources, is hereby authorized and directed to amend its contract with FlexBen Corporation to begin providing administrative services for the Dependent Care Reimbursement Plan effective September 1, 2001 instead of January 1, 2002.

Fiscal Note:

Adoption of this resolution will not require an additional appropriation of funds in the current year. Sufficient funds are available in Org. Unit 1950 6148.

The foregoing report correctly states the action taken by the said committee at a meeting held July 16, 2001.

KATHLEEN A. ARCISZEWSKI
Chairman

The question was on adoption.

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

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

By Supervisor De Bruin, Chairperson:

From the Committee on Finance and Audit, reporting on 18 items.

File No. 01-451
(Journal, July 19, 2001)

(Item 1) From Director of Human Services, requesting the creation of five Quality Assurance Technician positions and the abolishment of six Economic Support Specialist positions within the Financial Assistance Division, by recommending adoption of the following:

A RESOLUTION

WHEREAS, the Director of the Department of Human Services (DHS) requests the creation of five positions of Quality Assurance Technician and the abolishment of six positions of Economic Support Specialist; and

WHEREAS, the DHS Financial Assistance Division, per State Statutes, is charged with the responsibility of assisting eligible persons to obtain Food Stamps, Medical Assistance (Title XIX) and Child Day Care benefits in cooperation with the "Wisconsin Works" or W-2 program (which replaced the former Aid to Families with Dependent Children, or AFDC program); and

WHEREAS, a key requirement of any client receiving benefits from the Food Stamp program is that any adjustments in income and/or changes in living situation be reported to the County in a timely manner, with failure on the part of the client to report such changes potentially resulting in the denial (and possible need for repayment) of benefits; and

WHEREAS, the County is required to accurately document changes within the client record in a timely manner, with failure on the part of the County to document such changes resulting in what are defined as "errors"; and

WHEREAS, the County's performance under the State/County contract is evaluated based on the percentage of errors occurring within the program year; and

WHEREAS, in calendar year 2000 Milwaukee County's overall error rate was 16.5% as compared to the statewide average of 12.1%, with this disproportionate error rate resulting in Milwaukee County being recently sanctioned by the State in the amount of \$477,918; and

WHEREAS, the 2001 State/County contract requires that Milwaukee County reduce this error rate to the current statewide average (equaling a 25% reduction in errors) with failure to reach this level of performance likely to result in a similar sanction being levied against the County in 2002; and

WHEREAS, the State has recognized that Milwaukee County residents need a more customer-friendly means of contacting the local Food Stamp program office so as to comply with change reporting requirements; and

WHEREAS, the State has recently received authorization from the Federal government to use Food Stamp Reinvestment dollars of up to \$425,000 to cover the one-time start up costs of creating the technological infrastructure necessary to create a "Change Reporting Call Center" in Milwaukee, with the goals of complying with the requirements of the 2001 State/County Contract regarding reducing Milwaukee County's overall error rate to the current statewide average and improving the quality of customer service delivered to County residents; and

WHEREAS, staff from DHS and the State Department of Workforce Development (DWD) have worked with the County's Information Management Services Division (IMSD) on defining the business practices and technological requirements for such a center, based on a call center currently operating in Atlanta, GA; and

WHEREAS, staffing of the center will require the redeployment of existing DHS Financial Assistance Division resources; and

WHEREAS, upon implementation of the Call Center, the Financial Assistance Division will have less need for the lower level skill set typically possessed by an Economic Support Specialist, and greater need for the higher-level customer service skills of a Quality Assurance Technician; and

WHEREAS, utilizing the skills of Quality Assurance Technicians will allow the Division to provide fast, efficient, and customer-friendly service to Food Stamp clients and ensure timely and accurate documentation within client records, ensuring the success of the error reduction effort; and

WHEREAS, the Committee on Finance and Audit, at its meeting on July 12, 2001, recommended (vote 6-0) the creation of five positions of Quality Assurance Technician, pay range 15, effective July 22, 2001, as recommended by the Department of Administration, with said positions asterisked to be abolished when grant funds are no longer available to offset the cost of the positions; and

WHEREAS, the Committee on Finance and Audit further recommended (vote 6-0) the abolishment of two positions of Economic Support Specialist B/L Hmong, one position of Economic Support Specialist B/L Spanish, one position of Economic Support Specialist (non bilingual) and two positions of Economic Support Specialist B/L Laotian, all in pay range IIZ, effective July 22, 2001; and

WHEREAS, the Committee on Personnel, at its meeting on July 13, 2001, recommended (vote 4-2) that the positions to be

created be classified as Quality Assurance Technician, pay range 15, as recommended by the Department of Human Resources; now, therefore,

BE IT RESOLVED, that the following position actions are approved for the Department of Human Services, effective July 22, 2001:

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>
Create	55330	Quality Assurance Technician	5*	15
Abolish	56130	Economic Support Specialist B/L Hmong	2	11Z
Abolish	56150	Economic Support Specialist B/L Spanish	1	11Z
Abolish	56170	Economic Support Specialist (non bilingual)	1	11Z
Abolish	56180	Economic Support Specialist B/L Laotian	2	11Z

*These positions are asterisked and will be abolished should funding no longer be available.

Fiscal Note:

The fiscal effect of creating five positions of Quality Assurance Technician is \$75,505 for Personal Services and Fringe Benefits for the remainder of 2001 and \$214,455 in 2002. These expenditures are completely offset by savings from abolishing six positions of Economic Support Specialist (budgeted at Step 5 of pay range 11Z due to the difficulty the Department continues to experience in recruiting and retaining such workers) of \$82,692 in Personal Services and Fringe Benefits for the remainder of 2001 and \$235,464 in 2002. The net fiscal effect is a decrease in expenditures for Personal Services and Fringe Benefits of \$7,187 for the remainder of 2001 and \$21,009 in 2002. As the DHS Financial Assistance Division is 100% revenue funded through the State/County Contract, the net result of this action will be a tax levy impact of zero. These positions are asterisked to be abolished if funding is no longer available in the future. This fiscal note was prepared by the Department of Administration.

File No. 01-1
(Journal, December 21, 2000)

(Item 2)

WHEREAS, department requests for transfers within their own accounts have been received by the Department of Administration, Fiscal Affairs, and the Director finds that the best interests of Milwaukee County will be served by allowance of such transfers;

THEREFORE, BE IT RESOLVED, that the Director, Department of Administration, is hereby authorized to make the following transfers in the 2001 appropriations of the respective listed departments:

	From	To
1) <u>2430 Child Support Enforcement</u>		
6148 Professional Services Recurring Operations		\$35,000
2299 Other State Grants and Reimbursements	\$35,000	

Transfer of \$35,000 is requested by the Director of the Department of Child Support Enforcement to recognize revenue from the State of Wisconsin and to establish expenditure authority for payments to vendors in the Children First project.

The Judiciary, Public Safety and General Services Committee and the County Board approved File No. 01-289 in May 2001 which authorized the execution of five contracts with the Wisconsin Works (W-2) agencies. The contracts included provisions that stated that the W-2 agencies would perform the case management services for the Children First program. Children First activities are designed to promote, through job training, the non-custodial parent's financial responsibility toward his/her children. The W-2 agencies receive \$400 upon CARES enrollment of a Children First participant who appears for any scheduled appointment or meeting with the W-2 agency if the appearance is pursuant to court order or by stipulation. If the Children First participant is recruited for the program by the W-2 agency, the W-2 agency receives \$425. The W-2 agencies work with the non-custodial parents who are either unemployed or underemployed to aid them in gaining full-time employment which enables increased payments of child support orders.

This transfer recognizes State revenue to Milwaukee County to provide for the payment of the \$400 fee per participant to the W-2 agencies through the end of 2001. The Department of Child Support Enforcement has indicated that the revenue from the State has been received and is currently in a balance sheet account. This transfer establishes the expenditure authority necessary to move the revenue into the operating budget and pay the W-2 agencies.

TRANSFER APPROVED BY COUNTY EXECUTIVE 07-06-01.

TRANSFER APPROVED BY FINANCE AND AUDIT COMMITTEE 7-12-01 (VOTE 7-0).

2) <u>7900 Department on Aging</u>		
8123 Purchase of Service		\$256,781
2299 Other State Grants and Reimbursements	\$256,781	

Transfer of \$256,781 is requested by the Director of the Department on Aging to increase revenue and service expenditures within the Department to align the 2001 Adopted Budget to the 2001 State/County contract.

This transfer reflects a revenue increase of \$256,781 consisting entirely of Alzheimer's Disease Demonstration Grant Project funds awarded to the Department for the development of a Dementia Service Network.

This revenue increase is 100% offset by increased expenditures totaling \$256,781, consisting of \$58,590 in Purchase of Service expenditures for Outreach Services to be provided by the Southeastern Wisconsin Chapter of the Alzheimer's Association and \$198,191 in Purchase of Service expenditures for direct client services to be provided by the St. Ann Center for Intergenerational Care.

Approval of this appropriation transfer request results in a zero tax levy impact.

TRANSFER APPROVED BY COUNTY EXECUTIVE 07-06-01.

TRANSFER APPROVED BY FINANCE AND AUDIT COMMITTEE 7-12-01 (VOTE 7-0).

3) <u>8000 Department of Human Services</u>		
2260 Income Maintenance Administration	\$334,982	
4932 Other Private Funding Revenue	413,122	\$1,027,851
5199 Wages & Salaries	525,179	313,138
5312 Social Security Taxes	40,177	23,954
5401 Employee Group Benefits Dept Ch	127,513	76,030
5491 Fringe Benefit Abatement	127,513	76,030
<u>1950 Employee Fringe Benefits</u>		
5403 Health Insurance - Major Medical, Surgery	76,030	127,513

Transfer of \$279,747 is requested by the Director of the Department of Human Services (DHS) to reconcile the 2001 Adopted Budget for the DHS Financial Assistance Division (FAD) to the 2001 State/County Contract and the 2001 Memoranda of Agreement (MOA) between FAD and the regional W-2 offices.

This transfer reflects a net revenue decrease of \$279,747 consisting of an increase of \$334,982 in Income Maintenance Administration revenue; an increase of \$413,122 in W-2 Child Care Administration revenue; a decrease of \$209,546 in FAD Administration and Staff Training revenue per the 2001 MOA; a revenue decrease of \$398,286 to reconcile the 2001 Adopted Budget to the 2001 W-2 MOA for funding of Economic Support Specialist positions in the Maximus (Region 6) office; and a revenue decrease of \$420,019 to reconcile the 2001 Adopted Budget for Outreach Services to the 2001 W-2 MOA.

This net revenue decrease is 100% offset by expenditure reductions totaling \$279,747 in Personal Services and Fringe Benefits expenditures within the Financial Assistance Division.

Approval of this appropriation transfer request results in a zero tax levy impact.

TRANSFER APPROVED BY COUNTY EXECUTIVE 07-06-01.

TRANSFER APPROVED BY FINANCE AND AUDIT COMMITTEE 7-12-01 (VOTE 7-0).

File No. 01-1
(Journal, December 21, 2000)

(Item 3)

WHEREAS, your committee has received from the Department of Administration, Fiscal Affairs, departmental requests for transfer to the 2001 capital improvement revenue accounts and the Director finds that the best interests of Milwaukee County will be served by allowance of such transfers;

THEREFORE, BE IT RESOLVED, that the Director, Department of Administration, is hereby authorized to make the following transfers in the 2001 capital improvement appropriations:

	<u>From</u>	<u>To</u>
1) <u>WA005010 Airport Master Plan</u>		
6146 Professional Services-Cap Major Maintenance		\$1,487,460
4901 Passenger Facility Charges (PFC)	\$1,487,460	

Transfer of \$1,487,460 is requested by the Director, Department of Public Works (DPW) and Airport Director to fund a Master Plan Update at General Mitchell International Airport.

Airport Master Plans are the projection of an Airport's 20-year plan for the development of its facilities. Master Plans provide the guidelines for future Airport development that will satisfy the projected aviation demand.

In 1999, an appropriation of \$1,000,000 was budgeted for the hiring of a consultant to prepare an update to the General Mitchell International Airport Master Plan. It is standard practice to update a Master Plan for an airport on a five-to-ten-year basis. The last Master Plan for GMIA was initiated in November 1987, and was completed in October 1994 when the Federal Aviation Administration (FAA) unconditionally approved the Master Plan. The current Master Plan is based on concepts which were put forth early in the Master Plan process (1988-1989). The remaining period of time was spent obtaining public approval and acceptance of the plan.

The Milwaukee County 1999 adopted budget of \$1,000,000 for a General Mitchell International Airport (GMIA) Master Plan Update was to be financed with \$750,000 of Federal Aviation Administration (FAA) discretionary funds, \$125,000 in State aids and \$125,000 in general obligation bonds. The FAA "discretionary funding" was not received and, thus, the project was lapsed. Updating the Master Plan has now been included in the County's most recent passenger facility charge (PFC) application. PFC funding of \$1 million for the entire Master Plan Update was approved by the FAA on March 8, 2001. Airport staff is in the process of submitting an amendment to the PFC application for an additional \$487,460. The Master Plan Update will be presented to the County Board Transportation and Public Works Committee on July 6.

To update GMIA's Master Plan, Requests for Qualifications (RFQs) were solicited nationally which resulted in responses from seven firms. A selection committee rated these RFQs and shortlisted four firms that were required to submit and present their proposal to the committee members.

Of the four shortlisted firms, PB Aviation, Inc., with DBE participation of 20 percent, was selected as the successful proposing firm. PB Aviation's proposed fee to conduct the Master Plan Update at GMIA is \$1,407,460. An additional \$80,000 is needed for Department of Public Works A&E fees and internal charges. Subsequently, based upon the proposal selected, the Director of Public Works has requested that Milwaukee County approve a \$1,487,460 appropriation transfer to fund a Master Plan Update for General Mitchell International Airport (GMIA).

Approval of the transfer will have no fiscal effect on the tax levy of Milwaukee County. The requested fund transfer required to fund the Master Plan Update will utilize 100 percent PFC funding, upon approval of the amended 2000 PFC application for \$487,460.

TRANSFER APPROVED BY COUNTY EXECUTIVE 07-06-01.
TRANSFER APPROVED BY FINANCE AND AUDIT COMMITTEE 7-12-01 (VOTE 7-0).

2) <u>WA080312 Phase I Mitigation Program</u>		
8509 Other Building Improvements		\$2,000,000
2299 Other State Grants and Reimbursements	\$ 200,000	
2699 Other Federal Grants and Reimbursements	1,600,000	
4901 Passenger Facility Charges (PFC)	200,000	

Transfer of \$2,000,000 is requested by the Director, Department of Public Works (DPW) and Airport Director to increase expenditure and revenue authority in anticipation of the receipt of revenue for Project WA30801 - Phase I Mitigation Program. Federal AIP Discretionary Funding of \$6.6 million was approved for the project, which is \$1.6 million more than the 2000 budgeted amount.

Milwaukee County is continuing its engagement in a residential Home Owner's Protection Program (HOPP). The program involves the mitigation of 1,700 noise affected units in the areas most severely impacted by noise around the Airport. For 2000 and 2001, \$7,256,650 was budgeted each year for this project. Prior to 2000, a total of \$29,604,650 was appropriated.

In mid-2000, Milwaukee County applied for Airport Improvement Program (AIP) Discretionary funding for this program. The County was informed in August that the Federal Aviation Administration (FAA) had awarded \$6.6 million in AIP Discretionary funding for the 2000 budget; however, only \$5 million had been anticipated in the 2000 budget. Consequently, an appropriation transfer is needed to modify the budget for the 2000 residential noise mitigation program to reflect the anticipated receipt of an additional \$1.6 million in Federal Aid, \$200,000 in State Aid and \$200,000 in PFC funding.

Approval of this transfer will have no tax levy impact and will not increase or decrease the scope of the residential noise mitigation program. This transfer does, however, increase expenditure authority and alter the revenue sources for the residential noise project as previously mentioned.

A table summarizing the 2001 Adopted Budget and the requested transfer for this project follows:

	2000		Totals
	Adopted Budget	July 2001 Transfer	
Expenditures	\$7,256,650	\$2,000,000	\$9,256,650
Revenues			
Federal Funding	\$5,000,000	\$1,600,000	\$6,600,000
State Funding	\$625,000	\$200,000	\$825,000
County Commitment (PFC Funding)	\$1,631,650	\$200,000	\$1,831,650
Total Revenues	\$7,256,650	\$2,000,000	\$9,256,650

TRANSFER APPROVED BY COUNTY EXECUTIVE 07-06-01.
 TRANSFER APPROVED BY FINANCE AND AUDIT COMMITTEE 7-12-01 (VOTE 7-0).

	From	To
3) <u>WZ585023 Water Main & Sanitary Sewer</u>		
8589 Other Capital Outlay (Cap)	\$100,000	
9706 Professional Service Division Services	19,650	
<u>WZ001 Monkey Island Sanitary Sewer</u>		
8527 Land Improvements Capital	40,486	
<u>WZ002 Macaque Holding Area</u>		
8527 Land Improvements Capital		\$ 40,486
8589 Other Capital Outlay (Cap)		100,000
9706 Professional Service Division Services		19,650
8501 Building Structures New (Capital)		130,000
2299 Other State Grants and Reimbursements	130,000	

Transfer of \$130,000 is requested by the Director, Department of Public Works (DPW) and Zoo Director to increase expenditure and revenue authority for subproject WZ585023 - Zoo Infrastructure Improvements Water Main and Sanitary Sewer Additions

The Water Main and Sanitary Sewer Additions subproject relates to the Zoo Storm Water Management Plan (the Plan). The Plan requires the installation of sanitary sewer connections and the replacement of the water main, as well as water supply lines, to Monkey Island. For 2001, an appropriation of \$120,000 was budgeted for this subproject.

The requested appropriation transfer is to increase expenditure authority for the revised Milwaukee Metropolitan Sewerage District requirements. The requirements make it necessary for utilities around the sanitary sewer to be relocated. Financing for the Monkey Island Sanitary Sewer increased expenditures will be provided by a Nonpoint Source Pollution Grant through the Wisconsin Department of Natural Resources.

The Zoo has two other projects directly related to the Water Main and Sanitary Sewer Additions subproject. The two projects are the Monkey Island Sanitary Sewer (WZ001) and the Macaque Holding Area (WZ002) projects.

For 1999, \$57,600 was appropriated for the planning and construction of improvements to Monkey Island Sanitary Sewer (WZ001). These improvements include new sewer piping and manholes with a gate valve and flow meter to convey the moat overflow and drain to the sanitary sewer.

Also, for 1999, an appropriation of \$50,000 was budgeted for the schematic design and cost estimating for the Macaque Holding Area, which is connected to the Monkey Island exhibit. The Zoological Society agreed to fund half of the planning costs. Construction costs estimated to be \$1,000,000, were appropriated for the 2001 budget.

DoA Modification

The Department of Administration is recommending combining the Water Main and Sanitary Sewer Additions subproject and Monkey Island Sanitary Sewer project into the Project, WZ002 – Macaque Holding Area. Combining these projects will provide more efficient project management. The DoA modification transfer amount of \$290,136 reflects the available balances for the Monkey Island Sanitary Sewer Project (\$40,486), Water Main and Sanitary Sewer Project (\$19,650) and the requested increased expenditure authority of \$130,000 for the Macaque Holding Area Project. Expenditures for the two projects will be reallocated to the Macaque Holding Area Project. If this transfer is approved, the total budgeted amount for the combined project will be \$1,357,600.

A table summarizing the requested transfer and proposed consolidation of projects follows:

	<u>Budgeted Appropriation</u>
WZ001 Monkey Island Sanitary Sewer	\$57,600
WZ58502 Water Main & Sanitary Sewer Addition	\$120,000
WZ002 Macaque Holding Area	<u>\$1,050,000</u>
Total	\$1,227,600
Increased Expenditure Authority	<u>\$130,000</u>
GRAND TOTAL	\$1,357,600

Approval of this transfer will have no tax levy impact.

TRANSFER APPROVED BY COUNTY EXECUTIVE 07-06-01.
TRANSFER APPROVED BY FINANCE AND AUDIT COMMITTEE 7-12-01 (VOTE 7-0).

File No. 01-1
(Journal, December 21, 2000)

(Item 4)

WHEREAS, department requests for transfers within their own accounts have been received by the Department of Administration, Fiscal Affairs, and the Director finds that the best interests of Milwaukee County will be served by allowance of such transfers;

THEREFORE, BE IT RESOLVED, that the Director, Department of Administration, is hereby authorized to make the following transfers in the 2001 appropriations of the respective listed departments:

	<u>From</u>	<u>To</u>
1) <u>1180 Economic Development</u>		
8499 Other Charges		\$15,000
<u>0001 General Fund</u>		
0753 Reserve for Economic Development	\$15,000	

Transfer of \$15,000 is requested by the Director of the Economic Development Division from the Economic Development Reserve fund to a department operating account to provide funds that have been appropriated for one project. The Wetzel Brothers, Inc., project was reviewed by the Department of Administration – Economic Development Division and was approved by the County Board at its November 2, 2000, meeting.

The Wetzel Brothers, Inc., project involves relocating from their location in the Third Ward to space within the Mitchell International Business Park in Cudahy. Funding of \$30,000 was awarded in total, with \$15,000 to be released to Wetzel Brothers upon establishing occupancy in a building located within the Mitchell International Business Park in Cudahy. The remaining balance is to be released upon receiving documentation that a minimum of five additional full-time positions have been created and filled within 18 months of occupancy in the Company's new facility. The conditions have been met by Wetzel Brothers and documentation has been provided to the City of Cudahy's Community Development Authority. This \$15,000 is the second payment for the project and will be paid to the City of Cudahy's Community Development Authority, which will release the funding to Wetzel Brothers. The first payment of \$15,000 was approved by the Finance and Audit Committee at its meeting on May 10, 2001 (vote 6-0) and by the County Board on May 17, 2001 (vote 23-0).

TRANSFER APPROVED BY COUNTY EXECUTIVE 07-06-01.

TRANSFER APPROVED BY FINANCE AND AUDIT COMMITTEE 7-12-01 (VOTE 7-0).

2001 CONTINGENCY APPROPRIATION SUMMARY

2001 Unallocated Contingency Appropriation Budget	\$	5,500,000
Approved Transfers from Budget through July 19, 2001		0
Labor Relations-Final Binding Arbitration/Sheriff's Assoc.		(100,000)
Marathon County Return of Funds-Moss American Lawsuit		19,335
Corp Counsel for Contract Breach-Balance of Lawsuit Plus Interest		(10,146)
Unallocated Contingency Balance 07/19/2001	\$	5,409,189

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Transfers Recommended by Finance & Audit Committee 07/19/2001	0
Total Transfers Recommended by Finance & Audit Committee	\$ 0
Net Balance	\$ <u>5,409,189</u>

File No. 01-410
(Journal, June 21, 2001)

(Item 5) From Pension Board Chairman, submitting a copy of the complete actuarial valuation of Milwaukee County Employee's Retirement System as of December 31, 2000, by recommending adoption of the following:

A RESOLUTION

WHEREAS, Section 201.24(3.1) of the County General Ordinances governing the Employees' Retirement System of Milwaukee County requires that, in June of each year, the Pension Board annually inform the Personnel and Finance and Audit Committees of the County Board of the projected amount of the County's funding obligation for the subsequent calendar year, to ensure compliance with generally accepted accounting principles (GAAP); and

WHEREAS, in accordance with the provisions of the ordinances, the County Board is required to recommend to the County Executive that he include in his recommended budget for the subsequent year an amount which is sufficient to properly fund and maintain the Employees' Retirement System of Milwaukee County; and

WHEREAS, the Pension Board has informed the Finance and Audit and Personnel Committees of an actuarial projection that indicates that in 2002, the County's obligation to the Pension System is projected to be a total of \$10,898,803 provided that the County makes a contribution of \$7,467,000 to the Pension System in 2001; and

WHEREAS, on July 12, 2001, the Finance and Audit Committee, by a vote of 7-0, and on July 13, 2001, the Personnel Committee, by a vote of 6-0, approved a recommendation to the County Executive that he include this amount in his recommended budget for 2002, to ensure proper funding of the Employees' Retirement System of Milwaukee County; now, therefore,

BE IT RESOLVED, that the County Board of Supervisors does hereby recommend that the County Executive include \$10,898,803 in his recommended 2002 budget, to ensure proper funding of the Employees' Retirement System of Milwaukee County; and

BE IT FURTHER RESOLVED, that the County Clerk is hereby directed to send a copy of this resolution to the Director of Human Resources and to the Pension Board Chairman.

Fiscal Note:

Adoption of this resolution will have no fiscal impact in the current year, but is intended to ensure that appropriate funds are included in the County Executive's 2002 Recommended Budget for the purpose of funding the pension program. This fiscal note is based upon information provided by the Director of Human Resources.

File No. 01-439
(Journal, July 19, 2001)

(Item 6) From the Controller, submitting the 2000 Comprehensive Annual Financial Report, by recommending that the said report be received and placed on file.

File No. 01-469
(Journal, July 19, 2001)

(Item 7) From Director of Audits, submitting the following reports prepared by Arthur Andersen and Coleman and Williams as part of the 2000 County-wide audit: (A) Single Audit for the Year Ended December 31, 2000, (B) Memorandum on Internal Control for the year ended December 31, 2000, (C) Employees' Retirement System 2000 Annual Report of the Pension Board, (D) Paratransit System Database Report and Transit System Database Report and (E) General Mitchell International Airport Schedule of Passenger Facility Charges for the Year Ended December 31, 2000 together with Report of Independent Public Accountants, by recommending that the said reports be received and placed on file, with the understanding there will be a general follow-up report by the Department of Audit in December 2001 in addition to follow-up reports on internal control issues relating to the Mental Health and Environmental Services Divisions in September 2001.

File No. 01-440
(Journal, July 19, 2001)

(Item 8) From Director of Audits, requesting authorization to commit Year 2002 funds, in the amount of \$302,000, for the audit of

Milwaukee County's 2001 Comprehensive Annual Financial Report and the 'Single Audit' of Federal and State awards, by recommending adoption of the following:

A RESOLUTION

WHEREAS, Chapter 57 of the General Ordinances of Milwaukee County sets forth the requirement for the Director of Audits to "supervise and be responsible for post auditing the fiscal concerns of the County of Milwaukee"; and

WHEREAS, such audit requirement is to include an annual audit of the County's financial statements; and

WHEREAS, funds for the services of outside auditors as required are therefore provided in the budget of the Department of Audit; and

WHEREAS, whenever it is necessary to engage outside auditors for financial audits, a contract should be finalized in the year to be reviewed, when actual work normally begins, rather than in the following year when the expenditure is made; now, therefore,

BE IT RESOLVED, that the Director of Audits is hereby authorized to contract in 2001 for the following audit of 2001 by an outside auditor, at the amount shown, which amount is consistent with the previously approved contract:

Audit of Milwaukee County's Comprehensive Annual Financial Report and Single Audit of Federal and State awards \$302,000

; and

BE IT FURTHER RESOLVED, that the County Board include in the 2002 budget a \$302,000 appropriation to defray the above cost.

Fiscal Note:

Adoption of this resolution will commit Milwaukee County to an expenditure of \$302,000 in the 2002 Budget in Org. Unit 1001, Department of Audit, for an outside auditor to conduct the audit of Milwaukee County's 2001 Comprehensive Annual Financial Report and the 'Single Audit' of Federal and State awards.

This fiscal note was prepared by the County Board Fiscal and Budget Analyst.

File No. 01-441
(Journal, July 19, 2001)

(Item 9) From the Controller and Director of Audits, submitting an annual report on the status of Froedtert Memorial Lutheran Hospital lease payments to Milwaukee County, by recommending that the said report be received and placed on file, with the understanding there will be a report back in the September 2001 cycle from the Controller and Director of Audits on the results of discussions with Froedtert Memorial Lutheran Hospital regarding the accounts receivable and other receivables issue.

File No. 01-434
(Journal, July 19, 2001)

(Item 10) Resolution by Supervisors McGuigan, Quindel, Johnson, and others, authorizing and directing the Departments of Audit and Administration to develop one final museum monitoring report for December 2001 and eliminating the requirement for future monitoring reports, by recommending adoption of the said resolution as appearing in the Journal of Proceedings of July 19, 2001, as also recommended by the Committee on Parks, Energy and Environment.

File No. 01-384(a)(c)
(Journal, July 19, 2001)

(Item 11) From Fiscal and Budget Administrator, regarding 2001 budget status and corrective action plan, by recommending that the said report be received and placed on file with the understanding there will be a report back in September 2001 detailing how the House of Correction and the Sheriff plan to achieve their deficit reduction goal as well as an update from the Department of Administration on the status of implementing and meeting the deficit reduction goals defined in the subject report, in addition to any additional actions that may need to be taken as identified by the Department of Administration to prevent a deficit in fiscal year 2001.

File No. 01-433
(Journal, July 19, 2001)

(Item 12) From the County Treasurer, requesting authorization to implement provisions for a travel card program and associated services with US Bank under the contract that is being executed for a purchase card program by the Department of Administration - Procurement Division, by recommending adoption of the following:

A RESOLUTION

WHEREAS, the Milwaukee County Board of Supervisors approved initiation of a purchase card program in February 1998 (File No. 98-97); and

WHEREAS, a review of the program resulted in a reduction in paperwork, efficiency in acquiring needed goods, a substantial reduction in time for vendor payment and improved vendor relationships; and

WHEREAS, based on these results, the Milwaukee County Board of Supervisors approved county-wide application of the program in January 2000; and

WHEREAS, the Treasurer, staff from the Department of Audit, Department of Administration and Sheriff's Department have met to discuss the feasibility of a travel card program; and

WHEREAS, identified benefits include a reduction of paperwork in the cash advance process, expediting travel arrangements, increasing potential to take advantage of travel discounts and greater flexibility in handling travel contingencies; and

WHEREAS, the Sheriff's Department has the particular need to be able to carry out extradition of prisoners virtually on a moment's notice making the availability of travel cards especially valuable; and

WHEREAS, the Procurement Division of the Department of Administration has issued a Request for Proposal and is currently in the process of awarding a contract to US Bank for the use of purchase cards; now, therefore,

BE IT RESOLVED, that the Treasurer is hereby authorized and directed to implement provisions for a travel card program and associated services with US Bank under the same contract that is being executed for a purchase card program by the Department of Administration - Procurement Division; and

BE IT FURTHER RESOLVED, that the travel card program shall include appropriate security and control procedures that will be put in place prior to commencement of the program, and that such program shall initially be limited only to the Sheriff's Department; and

BE IT FURTHER RESOLVED, that the County Board of Supervisors shall consider expansion of the travel card program to

all County departments once the program has been successfully implemented for six to twelve months; and

BE IT FURTHER RESOLVED, that the Treasurer shall report to the Finance and Audit Committee six months and twelve months following the adoption of this resolution concerning the progress of the program, identifying any problems encountered and proposing remedial steps, if any are needed.

Fiscal Note:

Adoption of this resolution will not increase or decrease expenditures in the current year or subsequent years, but it is anticipated administrative effort will be reduced. This fiscal note was prepared by the Treasurer.

File No. 01-432
(Journal, July 19, 2001)

(Item 13) From Director, Department of Administration, requesting authorization to execute a contract with CCMC Group for event management services to prepare a plan and budget for the July 11-15, 2003 National Association of Counties (NACo) convention being hosted by Milwaukee County, by recommending adoption of the following:

A RESOLUTION

WHEREAS, Section 56.30 of the General Ordinances of Milwaukee County requires County Board approval to procure outside professional services; and

WHEREAS, the County of Milwaukee is proud to host the National Association of Counties (NACo) Annual Conference July 11-15, 2003; and

WHEREAS, 5,300 delegates, families, staff and media are expected to attend this large-scale event bringing many VIP's and national media to Milwaukee; and

WHEREAS, our community will have an opportunity to shine in the area of hospitality and the County will be able to showcase its many award-winning attractions and amenities; and

WHEREAS, in order to coordinate planning and fundraising for the event, the Department of Administration issued a Request for Proposals (RFP) for event management services; and

WHEREAS, following standard County procedures, the RFP was mailed out to firms known to participate in event management and included firms listed in the Directory of Certified Minority, Woman and Disadvantaged Business Enterprises; and

WHEREAS, an official notification of the RFP was also published in the Daily Reporter; and

WHEREAS, the RFP included a question and answer process, an interview process and the criteria for proposal evaluation; and

WHEREAS, the one proposal received was responsive, qualified and selected for recommendation; and

WHEREAS, the selected proposer is the CCMC Group, a joint venture of Cannon & Associates, Inc.; Candy & Company; Martinsek & Associates, Inc. and V.E. Carter Development Group, Inc.; and

WHEREAS, women own all four firms, V.E. Carter Development Group is minority-owned and Martinsek & Associates is certified as a DBE; and

WHEREAS, Martinsek & Associates will account for approximately 25% of the cost of Phase One; and

WHEREAS, the CCMC Group's proposal was selected because of their excellent responsiveness to the RFP and the Group's principals demonstrate outstanding qualifications and experience in the relevant fields of project management, large scale convention transportation and food and entertainment, fundraising for civic causes, and guest and youth programming; and

WHEREAS, the CCMC Group proposal exceeds the DBE goal stated in the RFP and is based on a fair price; and

WHEREAS, the CCMC Group is recommended for Phase One event planning for the July 11-15, 2003 NACo Convention; and

WHEREAS, CCMC will confirm the convention requirements for each of the elements that NACo expects Milwaukee County to manage and host and will prepare a plan to implement the County host responsibilities and budget, which will detail the sources of funds including corporate sponsorships and in-kind contributions; and

WHEREAS, the Phase One plan and budget will be complete for County review within 150 days of contract execution for a not-to-exceed fee of \$50,000; and

WHEREAS, after County review, recommendations and approval of the plan and budget, a Phase Two amendment for implementation will be required; now, therefore,

BE IT RESOLVED that the Director, Department of Administration, is authorized to execute a contract with CCMC Group for event management services to prepare a plan and budget for the July 11-15, 2003 NACo convention for a not-to-exceed fee of \$50,000.

Fiscal Note:

Adoption of this Resolution would authorize the Department of Administration to execute a contract for a not-to-exceed fee of \$50,000 with CCMC Group for event management services to prepare a plan and budget for the July 11-15, 2003 NACo convention. Sufficient funds were budgeted in 2001 and are available in the Department of Administration Economic Development Division budget for this purpose. Additional County resources in support of the NACo Conference will be required in budget years 2002 and 2003. This fiscal note is based on information provided by the Department of Administration.

File No. 01-435
(Journal, July 19, 2001)

(Item 14) From Director of County Health Related Programs, requesting authorization to execute a contract with The Columbia Center for the provision of inpatient services to General Assistance Medical Program recipients for the period August 1, 2001 through December 31, 2001, by recommending adoption of the following:

A RESOLUTION

WHEREAS, the Division of County Health Related Programs operates the General Assistance Medical Program (GAMP) and, as part of the operational and programmatic structure, has a standardized service contract with 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, the Division of County Health Related Programs, General Assistance Medical Program, has contracts with Columbia Hospital and St. Mary's Hospital for the provision of inpatient services and other medical care to GAMP recipients; and

WHEREAS, the sponsors of Columbia-St. Mary's, Incorporated have taken steps to consolidate their administrative, support and clinical services and have created the Columbia-St. Mary's Holding Company to operate their joint programs and manage their assets; and

WHEREAS, under the Columbia-St. Mary's Holding Company, Columbia Hospital and St. Mary's Hospital will be operating subsidiaries of the Holding Company and a third, separately licensed, non-profit, limited liability company has been created by the Columbia-St. Mary's Holding Company to provide obstetrical and reproductive surgical services to patients; and

WHEREAS, since the new hospital, The Columbia Center, will be operating with a new tax identification number and a new Medicaid provider number and will be separately accredited and licensed by the State of Wisconsin, the Division of County Health Related Programs believes that County Ordinances require the approval of the execution of a new contract between the County and The Columbia Center; and

WHEREAS, the execution of a contract with The Columbia Center will insure that the GAMP network of service providers will remain intact, will continue to include all hospitals within the County and will establish service requirements and fiscal expectations for the hospital; and

WHEREAS, The Columbia Center will be providing services to GAMP recipients which were previously provided by Columbia Hospital and the Division of County Health Related Programs and the Columbia-St. Mary's Holding Company has no expectation of receiving new allocations of funds previously set aside for services provided by Columbia Hospital and St. Mary's Hospital; and

WHEREAS, the Division of County Health Related Programs will reallocate existing funds between St. Mary's Hospital and Columbia Hospital to address service provision by The Columbia Center which will result in no fiscal effect to GAMP allocations for 2001; and

WHEREAS, the Committee on Health and Human Needs, on July 11, 2001, by a vote of 7-0, and the Committee on Finance and Audit, on July 12, 2001, by a vote of 6-0, recommended approval of the Division's request for authorization to execute a contract with The Columbia Center; now, therefore,

BE IT RESOLVED, that the Director of the Division of County Health Related Programs is authorized to execute the General

Assistance Medical Program contract with The Columbia Center for the period of August 1, 2001 through December 31, 2001.

Fiscal Note:

The Division of County Health Related Programs executed contracts with area medical providers in 2000 and the 2001 Adopted Budget authorized the Division to continue these relationships at the level established by the Adopted Budget for the General Assistance Medical Program. With the approval of this recommendation to execute a contract with The Columbia Center, the Division would reallocate existing appropriations between St. Mary's Hospital and Columbia Hospital (CSM) to reflect the creation of a new subsidiary hospital within the overall CSM program. There is no tax levy impact from the adoption of this recommendation. This fiscal note was prepared by the Division of County Health Related Programs.

File No. 01-427

(Journal, July 19, 2001)

(Item 15) From Director of Public Works, requesting authorization to utilize Capital Improvement funding provided for remodeling the "Old Post Office" at the airport for similar remodeling of the lower level space in the airport administration building at General Mitchell International Airport, by recommending adoption of the following:

A RESOLUTION

WHEREAS, the continuing growth of General Mitchell International Airport (GMIA) has resulted in growth in airport administrative staff and the need for additional office space; and

WHEREAS, as part of the 2001 adopted airport capital improvement program, \$325,000 was budgeted for the planning, design and remodeling of the old Post Office area at GMIA; and

WHEREAS, the project was to consist of developing space at ground level, below the present administration area, into additional office space for airport administration use; and

WHEREAS, Signature Flight Support, which has been leasing space on the first floor of the Administration Building, is moving to new quarters in a Signature building on Howell Avenue; and

WHEREAS, it would be more timely and cost effective to

redevelop this existing area rather than the more extensive remodeling requirements of the old Post Office Area; and

WHEREAS, it is anticipated that the cost of the Signature Flight Area remodeling is approximately \$276,000, which is \$49,000 less than the \$325,000 originally provided for the Post Office Project; and

WHEREAS, airport staff still intends to convert the old Post Office area for future space needs, and it is understood that an appropriation transfer or capital improvement project request would be required in order to implement that project; and

WHEREAS, the Committee on Transportation, Public Works and Transit, at its meeting on July 6, 2001, concurred with the recommendation of the Director of Public Works that the authorization already provided for the development of office area in the old Post Office capital budget be amended to provide for the remodeling of the Signature Flight Area; and

WHEREAS, the Committee on Finance and Audit, at its meeting on July 12, 2001, recommended approval by a vote of 4 to 2 of the request by the Director of Public Works that the authorization already provided for the development of office area in the old Post Office capital budget be amended to provide for the remodeling of the Signature Flight Area; now, therefore,

BE IT RESOLVED, that the Milwaukee County Board of Supervisors hereby approves use of a portion of the \$325,000 appropriation provided to remodel the Old Post Office for the remodeling and rehabilitation of the former Signature Flight Area into airport administration offices.

Fiscal Note:

Adoption of this Resolution would authorize the Airport to utilize funding authority originally provided for remodeling of the old Post Office for remodeling of the Signature Flight Area into airport administration offices. The cost of the Signature Flight Area remodeling is estimated at \$276,000. Because \$325,000 was originally provided in the 2001 Capital Improvements Budget for the remodeling of the old Post Office, no additional expenditure authority will be needed at this time. However, an appropriation transfer will be necessary to provide funding for this project from the Airport Capital Improvement Reserve fund instead of from Airport Revenue bonds because of a decision not to issue Airport Revenue bonds in 2001.

In addition, it is anticipated that the appropriation of additional funds will be requested by the Airport in an appropriation transfer or a future capital improvement budget in order to eventually remodel the old Post Office.

This fiscal note was prepared by the County Board Fiscal and Budget Analyst based on information provided by Airport staff.

File No. 01-386
(Journal, June 21, 2001)

(Item 16) Resolution by Supervisors Krug and Quindel, to reestablish the living wage escalator provision requirement and goal allowing for automatic "living wage" adjustments tied to the percentage wages increases afforded bargaining unit represented employees, by recommending adoption of the said resolution as appearing in the Journal of Proceedings of June 21, 2001.

File No. 01-421
(Journal, June 21, 2001)

(Item 17) Resolution by Supervisors Davis, White and Borkowski, calling for an audit of the Wraparound Program's cost allocation practices, methods used to verify units of services, billing and payments systems and overall application and adherence to prudent administrative and management practices, by recommending adoption of the said resolution as appearing in the Journal of Proceedings of June 21, 2001.

File No. 00-520(a)(a)
(Journal, June 21, 2001)

(Item 18) From Director, Department of Administration (DOA), submitting a report and recommendations on negotiations with Children's Hospital of Wisconsin for the acquisition of a parcel of land on County Grounds, by recommending adoption of the following:

A RESOLUTION

WHEREAS, in August, 2000, Children's Health System (CHS) sent a letter to the Chairman of the Milwaukee County Board of Supervisors and the Milwaukee County Executive expressing an interest in acquiring a parcel of land owned by Milwaukee County on County Grounds; and

WHEREAS, the subject site is an underutilized parcel of land consisting of 42.4624 acres in the SE Quadrant of the County Grounds west of Froedtert Hospital bounded on the north by the County's Mental Health Complex, on the west by HWY 45, on the south by Wisconsin Avenue, and on the east by 92nd Street; and

WHEREAS, the site meets the requirements of CHS and the adopted Land Use Plan for County Grounds which designates this parcel as expansion area for Regional Medical Center use; and

WHEREAS, at its September, 2000, meeting, the County Board passed Resolution File No. 00-520 authorizing the Director of the Department of Administration to enter into negotiations with CHS; and

WHEREAS, County Board Resolution File No. 00-520:

- A. Authorized the Director, DOA, to enter into negotiations with Children's Hospital for the acquisition of a parcel of land on County Grounds;
- B. Directed DOA to submit a bimonthly report to the Board on the status of such negotiations;
- C. Authorized DOA to contract for the appraisal of the subject parcel of land;
- D. Directed the negotiations to address the following issues:
 1. Traffic concerns;
 2. Costs related to roads, utility and parking infrastructure replacement/relocation;
 3. Storm water management and maintenance;
 4. Storm water utility fees;
 5. Security and fire protection;
 6. Building demolition costs;
 7. Relocation costs for GAMP, paramedic training, IMSD, Probation and Parole staff for Juvenile Courts;
 8. Notification to other geographic members of the Milwaukee Regional Medical Center (MRMC); and
- E. Directed DOA to present the transaction negotiated to the County Board for final approval; and

WHEREAS, the County Negotiating Team [DOA, Department of Public Works (DPW), Economic Development Division (EDD)] has had a series of meetings with CHS since October 2000; and

WHEREAS, CHS is willing to enter into a long-term Ground Lease for the site and purchase the following four existing physically/functionally obsolete buildings on the site:

A. The Milwaukee County owned:

1. South Annex, built in 1954; 70,980 square feet (occupied by County GAMP, Paramedic training, IMSD, Probation/Parole).
2. West Annex, built in 1927; 31,400 square feet (vacant).
3. Methadone Building, built in 1940s; 26,750 square feet (miscellaneous storage).

B. The MRMC owned Temporary Heliport, built in 1990; 3,600 square feet; and

WHEREAS, CHS is willing to enter into a long-term Ground Lease for the site subject to the following existing leasehold interests:

- A. Milwaukee County lease to Froedtert Hospital, 3.62 acres of land for parking stalls, 7-year term ending in July, 2004.
- B. Milwaukee County lease to MRMC for 5 acres of land for a 3,600 square foot Temporary Heliport and landing pad, month-to-month lease term.
- C. Milwaukee County lease to Ameritech for 800 square feet of land for a booster antenna, 25-year lease ending June 2021; and

WHEREAS, CHS is willing to enter into a written Development agreement to accompany the ground lease which will address the following:

- A. Issues on which the lease is contingent, which may survive the lease, including but not limited to:
 1. Traffic/access/circulation plans/remedies;
 2. Delineation of responsibility for development specific and Grounds wide costs and development of infrastructure such as roads, utilities, street and directional signage, etc.;

3. Site specific and Grounds wide storm water management and maintenance agreements;
 4. Storm water utility fees;
 5. Police and fire protection service agreement;
 6. Building demolition responsibilities and costs;
 7. Other Cost Sharing Agreements/arrangements.
- B. Agreements which will be covenants surviving the lease, including but not limited to:
1. Agreement that any future use of the subject site will be for Regional Medical Center purposes.
 2. An agreed upon method or process to assure MRMC, County and community input and control over major development issues on the subject site such as: use, height of buildings, siting, aesthetics, access, utilities, set-back, parking, etc.; and

WHEREAS, the Director of the Department of Administration submitted a report dated June 1, 2001, to the Transportation, Public Works and Transit Committee, Economic and Community Development Committee and Finance and Audit Committee in June, 2001; and

WHEREAS, the Committees "laid over" the request for approval and directed staff to address the questions and issues raised by Committee Members; and

WHEREAS, a report from the Directors of Administration, Public Works and Economic Development, dated July 3, 2001, attached to and made a part of this file, addressed the questions and issues raised by Supervisors; and

WHEREAS, this resolution incorporates the changes negotiated with CHS as a result of the questions and issues raised; and

WHEREAS, the Committee on Economic and Community Development, at its meeting on July 9, 2001, by a vote of 5-0, recommended approval of the recommendations contained in the July 3, 2001 report and added language requiring the Director, DOA, to report back to the County Board with the plan to relocate employees in the South Annex, including the identification of costs which would need to be funded, and further added language

providing that any cost incurred relating to an Emission Study be funded from the Lease revenue; and

WHEREAS, the Committee on Finance and Audit, at its meeting on July 12, 2001, by a vote of 6-0, concurred in the action of the Economic and Community Development Committee and added the following sentence to Item 17b under the terms and conditions of the Ground Lease and related Development Agreement: "Milwaukee County will develop a traffic plan with public input that meets the needs of Milwaukee Regional Medical Center entities while minimizing the impact to the surrounding neighborhood."; now, therefore,

BE IT RESOLVED, that the Milwaukee County Board of Supervisors does hereby approve a Ground Lease and related Development Agreement with CHS under the following terms and conditions deemed to be in the best interest of Milwaukee County and does hereby authorize the Director of DOA to develop the lease document and development agreement:

1. Transaction Price/Leasehold Value

The Transaction Price/Leasehold Value (\$3,652,500) is the Appraised Market Value of the subject site (\$5,532,500) less Demolition/Abatement costs (\$1,400,000) and Financing/Contingencies (\$500,000).

2. Term

The term of the lease is 100 years, with two additional 50-year renewal options.

3. Annual Base Rental

The Annual Base Rent (\$156,000) is determined by amortizing the Leasehold Value (\$3,652,500) over the Term of the lease (100 years) at the County's cost of capital (4.4%). The Annual Base Rental is escalated at the rate of 1% per year compounded beginning in year 11 of the lease term. At years 40, 80, 100 and on each renewal, the Base Rent will be adjusted to reflect fair market value of the leasehold, as determined by appraisal. (See Attachment C, CHS Rental Schedule, July 2001)

4. Purchase of Existing Buildings and Improvements

CHS will purchase all buildings and improvements owned by the County and existing on the Property at the time of

Ground Lease closing for \$1,000,000. The first twenty (20) years Annual Rent will be reduced by \$73,000 per year to offset CHS up-front payment for existing County-owned improvements on the site.

5. Parking Allocation Confirmation

The County confirms that 4,000 parking spaces will be available on the Property at lease closing. If by the end of year 5 of the Ground Lease the County is unable to confirm that an additional 1,500 parking spaces are available at the Property, \$500,000 will be amortized over the remaining term of the lease (\$22,300 per year) and deducted from the base Rent, until such time the County confirms the additional 1,500 parking spaces.

6. Existing County Facilities on the Subject Site

CHS will purchase all buildings and improvements owned by the County and existing on the Property at the time of Ground Lease closing. The County shall retain operations and associated expenses of the South Annex building for a period not to exceed 5 years, at a rental rate of \$1.00.

7. Demolition of Existing Buildings

CHS will purchase and demolish all buildings on the Property. The South Annex Building cannot be demolished until it is vacated by Milwaukee County and consequently may not be demolished until the end of year 5. CHS will be responsible, as owner of the buildings, for all hazardous material abatement and removal as part of the demolition process.

8. Overall Site Environmental Matters

- a. CHS will be responsible for any violations of environmental laws and hazardous substances occurring post Lease Commencement, and CHS shall be responsible for remediation of those environmental substances specifically identified in the Phase I or Phase II study of the Premises completed by CHS.
- b. The County will be responsible for remediating all pre-Lease commencement hazardous substances, violations of environmental laws and burial sites if such items are discovered. CHS will not seek damages for construction

delays or loss of revenue or other damages incurred while the County remediates any such items which may be discovered. The County is not aware of any such items other than as identified in the above-described Phases I and II environmental studies.

9. Support Services Availability (County Cost Sharing Ordinance, Fire Protection Agreements and Police Service Agreements)

The County shall use reasonable efforts to ensure that the support services currently provided by the County to Regional Medical Center Members are available at the sole cost of CHS, subject to release of the County obligations if the County is no longer providing such services to the MRMC.

10. Support Service Delivery

CHS understands that the County is currently in negotiations which could result in a change in the method support services are delivered on the County Grounds and agrees to cooperate and participate in such efforts.

11. Availability of Utilities

The County will use reasonable efforts to provide its utilities (potable water, storm sewer and sanitary sewer) to the site, subject to release of the County obligation if the County is no longer providing such services to the MRMC. CHS shall obtain other utilities from the appropriate providers.

12. Storm Water Management

Storm Water Management on the subject site whether existing or as a result of site development will be the responsibility of CHS.

13. Storm Water Fees

CHS understands that the County is currently negotiating a Storm Water Fee Agreement for County Grounds with Wauwatosa and CHS agrees to abide by the results.

14. Financing

The Ground Lease will be unsubordinated (prohibiting CHS' lenders from foreclosing on the County's fee ownership).

15. Existing CHS Facilities

CHS shall continue to be responsible for its existing leases and buildings for the remaining terms. Any subleases or sale will be subject to the CHS/County Ground Lease Terms and conditions.

16. Residual Ownership Rights of Land and Improvements

This section to be modeled after the County/CHS March 1, 1985, lease-fair market value buy-out of facility if not sold to a third party. The land will revert to the County at no cost and the County will purchase the improvements from CHS at fair market value using the "depreciated costs approach."

17. Development Agreement

In addition to the Ground Lease, a Development Agreement will be recorded against the Property obligating CHS to perform those items described therein, in the same manner as if CHS were purchasing the Property. Regarding construction, CHS will communicate its development plans to the County with the following approvals.

- a. County Utilities: The water, sanitary sewer and storm sewer must be reviewed and approved in advance by the County since these are currently County utilities;
- b. Traffic and Circulation. The County must review and approve these matters to assure appropriate levels of traffic and circulation on the County-owned 92nd Street. Milwaukee County will develop a traffic plan with public input that meets the needs of MRMC entities while minimizing the impact to the surrounding neighborhood.
- c. Site Plan and Building Construction. Generally speaking, the City of Wauwatosa will control review and approval of these matters, with the County signing any permit applications as landlord following County confirmation with its agreement with CHS and approval by the MRMC designees from each member entity to ensure compatibility with MRMC's Mission.

18. Other Terms and Conditions Consistent With Existing Regional Medical Center Member Ground Leases Deemed to be in The Best Interest of Milwaukee County;

and

BE IT FURTHER RESOLVED, that the County Board of Supervisors does hereby authorize the County Executive to execute the Ground Lease and related Development Agreement with CHS and close the transaction, subject to Corporation Counsel approval of the final documents; and

BE IT FURTHER RESOLVED, that the County Board of Supervisors does hereby waive the requirements of Section 56.30 of the County Ordinances and authorizes the Director, DOA, to contract for the services necessary to close this transaction; and

BE IT FURTHER RESOLVED, that the County Board of Supervisors does hereby authorize the Director, DOA, to conduct the necessary planning and implementation for the relocation of County GAMP, Paramedic Training, IMSD and Probation/Parole employees out of their current location in the South Annex and report back to the County Board with the plan and identify any costs which would need to be funded; and

BE IT FURTHER RESOLVED, that the County Board of Supervisors does hereby authorize the Director, DOA, to negotiate with the MRMC and Wauwatosa to develop alternative methods for the delivery of municipal and support services to the MRMC Members and other occupants on the County Grounds and any agreement negotiated must receive final approval of the County Board; and

BE IT FURTHER RESOLVED, that the County Board of Supervisors does hereby authorize the Director, DOA, to contract with a consultant for an Emission Study on the County Grounds and application to the Wisconsin Department of Natural Resources (WDNR) for an increase of the 14,610 parking spaces currently permitted on the Grounds and that any cost incurred would be funded from the Lease revenue.

Fiscal Note:

This action will require an expenditure of staff time and have the following fiscal effect:

- A. The schedule on Attachment C shows the annual rental schedule for the 100-year term of the lease totaling \$22,924,676 with a net present value to the County of \$3,280,580.

Under the "worst case scenario", if the Parking Adjustment is revoked after year 5 and remains in effect for 95 years, the annual rental schedule for the 100-year term of the lease totals \$19,550,421 with a net present value to the County of \$2,771,167.

- B. The proceeds to the County at Lease Closing would be \$1,083,000, \$1,000,000 for the purchase of the existing buildings and the first year land lease rent of \$83,000.
- C. In addition to the above revenues, approval of the Ground Lease with CHS, when full development is reached would result in increased revenue contributions to the County from CHS for cost sharing, police services and fire service of approximately \$200,000 annually in today's dollars.
- D. Authorization to contract for the services necessary to close this transaction will cost approximately \$100,000, consisting of \$50,000 in attorney fees (already authorized) and \$50,000 for items such as site survey and legal description, Phase I and Phase II environmental analysis, etc.
- E. The cost to clean up space, cable it, and physically move County GAMP, Paramedic Training, IMSD and Probation/Parole employees out of their current location in the South Annex is estimated to cost \$150,000 to \$200,000.
- F. Authorization to negotiate with MRMC and Wauwatosa to develop alternative methods for the delivery of municipal and support services to the MRMC Members and other occupants on the County Grounds will result in expenditure of staff time.
- G. Authorization to contract with a consultant for an Emission Study on the County Grounds and application to the WDNR for an increase of the 14,610 parking stalls currently permitted on the Grounds would cost approximately \$75,000.

The foregoing report correctly states the action taken by the said committee at a meeting held July 12, 2001.

LYNNE D. DE BRUIN
Chairperson

The question was on adoption.

SEPARATE ACTION was requested on **Items 1, 3 (Sec. 1 and Sec. 2), 5, 11, 15 and 16.**

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

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

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

AYES—Aldrich, Bailey, Borkowski, Davis, De Bruin, Diliberti, Holloway, Jasenski, Krug, Launstein, Lutzka, McGuigan, Nyklewicz, Podell, Quindel, Ryan, Schmitt, Weishan, White, Zielinski and the Chairman—21. **NOES**—Coggs-Jones, Johnson and Mayo—3. **EXCUSED**—Arciszewski—1.

On a motion by Supervisor Launstein, **Item 3 (Sec. 1 and Sec. 2) WAS LAID OVER UNTIL LATER IN THE MEETING.**

Later, **Item 3 (Sec. 1 and Sec. 2) WAS ADOPTED** by the following vote:

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

Thereupon, **Item 5 WAS ADOPTED** by the following vote:

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

Supervisor Launstein **SUBMITTED** the following **Amendment to Item 11, File No. 01-384(a)(c):**

AMEND the underlined language as follows:

"From Fiscal and Budget Administrator, regarding 2001 budget status and corrective action plan, by recommending the said report be received and placed on file with the understanding that Holler Pool will remain open at a cost of \$40,400 and there will be a report back in September 2001 detailing how the House of Correction and the Sheriff plan to achieve their deficit reduction goal as well as an update from the Department of Administration on the status of implementing and meeting the deficit reduction goals defined in the subject report, in addition to any additional action that may need to be taken as identified by the Department of Administration to prevent a deficit in fiscal year 2001."

Thereupon, the foregoing Amendment WAS ADOPTED by the following vote:

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

Thereupon, Item 11, as amended, WAS ADOPTED by the following vote:

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

Thereupon, Item 15 WAS ADOPTED by the following vote:

AYES—Aldrich, Bailey, Borkowski, Coggs-Jones, De Bruin, Diliberti, Holloway, Jasenski, Johnson, Lutzka, Mayo, McGuigan, Nyklewicz, Podell, Quindel, Ryan, Schmitt, Weishan, White, Zielinski and the Chairman—21. **NOES**—Davis, Krug and Launstein—3. **EXCUSED**—Arciszewski—1.

Thereupon, Item 16 WAS ADOPTED by the following vote:

AYES—Aldrich, Borkowski, Coggs-Jones, Davis, De Bruin, Diliberti, Jasenski, Johnson, Krug, Launstein, McGuigan, Podell, Quindel, Schmitt, Weishan, White, Zielinski and the Chairman—18.

NOES—Bailey, Holloway, Lutzka, Mayo, Nyklewicz and Ryan—6.
EXCUSED—Arciszewski—1.

By Supervisor Quindel, Chairperson:

**From the Committee on Health and Human Needs,
reporting on 10 Items.**

File No. 01-422
(Journal, June 21, 2001)

(Item 1) From the County Executive, appointing Mrs. Irene Brown to serve on the Milwaukee County Commission for Aging for a three-year term expiring on January 31, 2004. Mrs. Brown is replacing Mr. Sylvester Polk, by recommending confirmation of the said appointment.

File No. 01-423
(Journal, June 21 2001)

(Item 2) From the County Executive, appointing Mr. David L. Hoffman to serve on the Milwaukee County Commission for Aging for a three-year term expiring on January 31, 2004. Mr. Hoffman is replacing Hazel Shegonee, by recommending confirmation of the said appointment.

File No. 01-452
(Journal, July 19, 2001)

(Item 3) Resolution by Supervisors Quindel, Arciszewski and Johnson to work towards ensuring the appropriate expenditure of approximately \$59.6 million of locally derived tax levy funds by the creation of a seven member task force appointed by the County Board Chairman 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 service delivery to families and children of Milwaukee County, by recommending adoption of the following:

AN AMENDED RESOLUTION

WHEREAS, the State enacted legislation to transfer the duty and authority to provide child welfare services in Milwaukee County

from the Milwaukee County department of social services to the State Department of Health and Family Services (DHFS); and

WHEREAS, the State included legislation to create the Milwaukee Child Welfare Partnership Council, attached to the DHFS, for the following purposes:

- (a) Formulate suggested policies and plans for the improvement of the child welfare system in Milwaukee County and make recommendations with respect to those policies and plans to the department or legislature.
- (b) Formulate suggested measures for evaluating the effectiveness of the child welfare system in Milwaukee County, including outcome measures, and make recommendations with respect to those measures to the department or legislature.
- (c) Formulate suggested funding priorities for the child welfare system in Milwaukee County and make recommendations with respect to those funding priorities to the department and the legislature.
- (d) Identify innovative public and private funding opportunities for the child welfare system in Milwaukee County and make recommendations with respect to those funding opportunities to the department and the legislature.
- (e) Advise the department in planning, and providing technical assistance and capacity building to support a neighborhood-based system for the delivery of child welfare services in Milwaukee County.

; and

WHEREAS, the recipients of child welfare services in Milwaukee County are residents of Milwaukee County; and

WHEREAS, Milwaukee County currently did not appoint most members of the Council nor the Chairperson but has a financial obligation to provide locally derived tax levy revenues of approximately \$59.6 million to fund the delivery of child welfare services in Milwaukee County; and

WHEREAS, the child welfare system involves the termination of parental rights over children in Milwaukee County who are in

need of protection and services normally as a result of abuse or neglect; and

WHEREAS, the State takeover of child welfare services in January, 1998 was in direct response to the American Civil Liberties Union lawsuit filed against the State of Wisconsin and Milwaukee County in 1993, on behalf of children who may be or have been abused and neglected and called for a complete overhaul of the county's child welfare system; and

WHEREAS, a recent study, released by the Children's Research Center in Madison, noted that the child welfare system under state administration "fails to meet minimal standards established by the U.S. Department of Health and Human Services," and as a result "the safety and well-being of children in out-of-home care in Milwaukee is being seriously jeopardized"; and

WHEREAS, an article appeared in the Milwaukee Journal Sentinel on June 14, 2001, reporting on a study conducted by the state itself which pointed out many of the same shortcomings: "The absent and bogus paperwork gives credence to an earlier finding by the Madison-based Children's Research Center that case workers are failing to visit their vulnerable clients kids who have suffered abuse or neglect - anywhere as often as federal standards dictate missing documentation is monumental.

Two of every three case files don't show whether the case manager made the monthly contact with the foster parent. Nine of every 10 lack a record of the requisite monthly contact with the child. And false reports of contacts show up in the area that merits the most monitoring by caseworkers: a program that keeps children suspected of being abused or neglected with their parents"; and

WHEREAS, the recent revelations that Milwaukee foster children are being harmed in the care and custody of the State clearly highlights the need for Milwaukee County to maintain participation in the administration of and delivery of child welfare services in order to ensure that children will receive the best services from the most caring caseworkers; and

WHEREAS, on July 11, 2001 the Committee on Health and Human Needs reviewed and approved (Vote 7-0) an amended resolution which changed all references to a "over-sight committee" to a "task force" and changed the report back date from September to December; now, therefore

BE IT RESOLVED, that the County Board of Supervisors does

hereby authorize and direct 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

BE IT FURTHER RESOLVED, that the task force shall report back to the Committee on Health and Human Needs for the December 2001 meeting.

Fiscal Note:

Adoption of this resolution will not require an additional expenditure of tax levy funds but it may require an expenditure of staff time and resources.

File No. 01-453
(Journal, July 19, 2001)

(Item 4) Resolution by Supervisors DeBruin, Johnson and Arciszewski authorizing and directing the Director, Dept. of Human Services to review the advisability of continuing the previous enacted maximum of three AODA treatment episodes and to report back on recommendations to address utilization of limited AODA resources, by recommending adoption of the said resolution as appearing in the Journal of Proceedings of July 19, 2001.

File No. 01-454
(Journal, July 19, 2001)

(Item 5) Resolution by Supervisor Quindel to urge the State to grant Milwaukee County the right to first refusal in the event an agency currently administering W-2 ends its services and to allow Milwaukee County the ability to retain the administration of the day care, food stamps and medical assistance, by recommending adoption of the following:

AN AMENDED RESOLUTION

WHEREAS, Milwaukee County has statutory responsibilities under W-2 for administering day care for all low income clients and for processing food stamps and medical assistance benefits for non W-2 income clients; and

WHEREAS, the county has access to thousands of community service job slots through the various county departments and agencies it contracts with for a wide variety of services; and

WHEREAS, the county, through its close relationship and work on behalf of Milwaukee County residents, knows the needs, problems, potentials and strengths of this community, so some involvement with W-2 can only increase its program effectiveness and movement of participants toward self-sufficiency; and

WHEREAS, on May 22, 1997, the County Board adopted a resolution, File No. 97-327, to create a twenty-member W-2 Monitoring Task Force to keep the Board informed about changes to the W-2 system and the impact such changes would have on participants, service providers and program administrators and county residents, resources and services; and

WHEREAS, the W-2 Monitoring Task Force unanimously passed a motion to encourage the County to expand its administrative role in the W-2 system by supporting legislative language approved by the State Senate to grant Milwaukee County the "right of first refusal" when private W-2 agencies cease administering W-2 in Milwaukee County; and

WHEREAS, the W-2 Monitoring Task Force opposes the State Assembly proposal to pursue a waiver from the federal government to allow private agency staff to administer Medical Assistance and Food Stamps; and

WHEREAS, the Joint Committee on Finance adopted language to make agencies eligible to receive an amount of up to 4% of the W-2 contract amount as a performance bonus; and

WHEREAS, the county should not incur any additional tax levy obligated should the county elect to expand its participation in the administration or delivery of W-2 services; and

WHEREAS, on July 11, 2001 the Committee reviewed and approved an amended resolution (Vote 7-0) deleting references to the "right to first refusal" due to recent actions by state legislatures to eliminate the inclusion of this language in the state budget and later the same date, the Committee on Intergovernmental Relations concurred (Vote 6-0) with the recommendations of the Health and Human Needs Committee; now, therefore

BE IT RESOLVED, that the County Board of Supervisors does hereby authorize and direct the Director, Division of Inter-

governmental Relations, to convey Milwaukee County's opposition to legislative language changes that would deny Milwaukee County the ability to retain the administration of the day care, food stamps and medical assistance; and

BE IT FURTHER RESOLVED, that the County Clerk is authorized and directed to provide a copy of this resolution to all Milwaukee County State legislators.

Fiscal Note:

Adoption of this resolution will not require additional tax levy expenditures but it will require an expenditure of staff time and resources.

File No. 01-33(a)(b)
(Journal, December 21, 2000)

(Item 6) Reference file established by the County Board Chairperson relative to the State/County Contract covering Department on Aging Services, by recommending adoption of the following:

A RESOLUTION

WHEREAS, research has consistently shown that family caregivers provide the major portion of supportive care given to older people with limiting conditions; and

WHEREAS, older people, particularly grandparents, are also increasingly involved in the provision of care to grandchildren, great-grandchildren and other juvenile relatives; and

WHEREAS, the Older Americans Act, as reauthorized in 2000, created a new Title III-E, the National Family Caregiver Support Program; and

WHEREAS, the purpose of the National Family Caregiver Support Program is to support and assist family caregivers as they provide help, care and assistance to older family members, and to minor children under their care; and

WHEREAS, targeted services within the National Family Caregiver Support Program include the following: Outreach, Information and Assistance, Case Management, Counseling/Support Groups/Training, Temporary Respite, and Supplemental Services (Personal Care, Homemaker, Chore, Adult Day Care, Nutrition Counseling, and Transportation) if provided on a limited basis; and

WHEREAS, the Department on Aging will use the funds to develop and implement a Family Caregiver Support Network in Milwaukee County by working with community partners to assess caregiver resources, identify gaps, develop a network of caregiver support groups, and facilitate caregiver access to training, support groups, information on available services, and respite care; and

WHEREAS, on December 21, 2000, the Milwaukee County Board of Supervisors authorized the Director, Department on Aging, to execute the Department's 2001 State and County Contract with the Wisconsin Department of Health and Family Services, under which the Department on Aging receives most of its 2001 revenues for Aging and Long Term Support programs [File No. 01-33(a)(a)]; and

WHEREAS, the Wisconsin Department of Health and Family Services will amend the 2001 State and County Contract and award the Department on Aging \$391,486, for the period June 1, 2001 through December 31, 2001, to support the National Family Caregiver Support Program; now, therefore,

BE IT RESOLVED, that the Milwaukee County Board of Supervisors hereby authorizes and directs the Director, Department on Aging, to accept \$391,486 in additional revenue for the period June 1, 2001 through December 31, 2001 under the Department's 2001 State and County Contract.

Fiscal Note:

Adoption of this resolution will not require the expenditure of any County Tax Levy.

File No. 01-34(a)(c)
(Journal, December 21, 2000)

(Item 7) 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 21, 2000, the Milwaukee County Board of Supervisors authorized the Director, Department on Aging, to enter into contracts and contract extensions for programs and services during 2001 [File No. 01-34(a)(a)]; and

WHEREAS, within File No. 01-34(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, 2001 through December 31, 2001; and

WHEREAS, on November 5, 1992, the Milwaukee County Board of Supervisors authorized the Director, Department on Aging, to submit an application to the Wisconsin Bureau of Aging for funding under the federal Health Insurance Information, Counseling and Assistance Project (HIICAP) to enhance the Department on Aging's Benefit Specialist Services [File No. 92-794]; and

WHEREAS, the Department on Aging has been awarded HIICAP funding in each subsequent year; and

WHEREAS, the Wisconsin Bureau on Aging and Long Term Care Resources has allocated the Department on Aging \$70,000 in HIICAP funding for the period March 16, 2001 to March 31, 2002; and

WHEREAS, the Department proposes to use \$16,500 to increase availability of Legal Action of Wisconsin's Medicare counseling and information services during the remainder of 2001 and retain \$53,500 for use in 2002; now, therefore,

BE IT RESOLVED, that the Milwaukee County Board of Supervisors hereby authorizes and directs that the Director, Department on Aging, accept \$70,000 in 2001 funding under the HIICAP program and to increase by \$16,500, from \$346,801 to \$363,301, the Department's 2001 contract with Legal Action of Wisconsin, Inc., to provide Benefit Specialist/Legal Services; and

BE IT FURTHER RESOLVED, that the Director, Department on Aging, is hereby authorized to retain \$53,500 in HIICAP funding for use in 2002.

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 2001 federal and state grants.

File No. 01-136(a)(b)
(Journal, July 19, 2001)

(Item 8) From Director, County Health Related Programs, submitting recommendations regarding the Distribution of Fiscal

Year 2001 Third Quarter Sports Authority Funds, by recommending adoption of the following:

A RESOLUTION

WHEREAS, the 2001 Adopted Budget for the Division of County Health Programs included continued funding for the Milwaukee County Sports Authority which services as a 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 Sports 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 County Board of Supervisors in May, 2000 for review and which were subsequently approved by 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 general disbursement of funds to organizations; and

WHEREAS, since the Sports Authority Board met in June 2001 to review proposals and the recommendations of the staff regarding funding requests; and

WHEREAS, funding requests had been received from the following:

The Al Moreland Boxing Club	\$20,000
Career Youth Development Center	\$ 5,000
COA Youth & Family Centers	\$ 4,000
Community Outreach for Academic & Athletic Achievement	\$10,500
Journey House, Inc.	\$10,000
Juneau Boy's Basketball Club/Academic Study Hall	\$ 7,485
Milwaukee Kickers Central City Initiative	\$12,355
Milwaukee Simba Soccer Club, Inc.	\$15,000
Milwaukee Stars and Lady Stars	\$10,000
Milwaukee Tennis Classic Foundation, Inc./ Marquette Academic Tennis Leadership	\$ 9,000
Northcott Neighborhood House	\$13,907

; and

WHEREAS, the Sports Authority has reviewed the recommendations of the staff regarding the funding for these agencies and have discussed the merits of each case and noticed that several of the agencies did not meet the mission and criteria of the Sports Authority, several had already received funding and others need more consultation regarding the program; and

WHEREAS, the Sports Authority recommended funding for the following agencies in the following amount:

The Al Moreland Boxing Club	\$8,000
Career Youth Development Center	\$3,000
COA Youth & Family Centers	\$4,000
Community Outreach for Academic & Athletic Achievement	\$7,000
Journey House, Inc.	\$0
Juneau Boy's Basketball Club/Academic Study Hall	\$0
Milwaukee Kickers Central City Initiative	\$8,530
Milwaukee Simba Soccer Club, Inc.	\$12,000
Milwaukee Stars and Lady Star	\$0
Milwaukee Tennis Classic Foundation, Inc./ Marquette Academic Tennis Leadership	\$5,000
Northcott Neighborhood House	\$10,000

; now therefore,

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

The Al Moreland Boxing Club	\$8,000
Career Youth Development Center	\$3,000
COA Youth & Family Centers	\$4,000
Community Outreach for Academic & Athletic Achievement	\$7,000
Milwaukee Kickers Central City Initiative	\$8,530
Milwaukee Simba Soccer Club, Inc.	\$12,000
Milwaukee Tennis Classic Foundation, Inc./ Marquette Academic Tennis Leadership	\$5,000
Northcott Neighborhood House	\$10,000

Fiscal Note:

The Adopted Budget for 2001 included \$200,000 for the Milwaukee County Sports Authority. There will be no additional tax levy impact to the County from this action.

File No. 01-471
(Journal, July 19, 2001)

(Item 9) From Director, Department of Human Services, requesting authorization to revise the AODA TANF Resource Allocation plan for 2001, effective July 1, 2001 through December 31, 2001, by recommending adoption of the following:

A RESOLUTION

WHEREAS, the Department of Human Services was awarded a \$5 million Temporary Assistance to Needy Families (TANF) Grant from the State Department of Health and Family Services (DHFS) for Women's Alcohol and Other Drug Treatment Programs in calendar year 2001; and

WHEREAS, funding from the TANF grant - which is administered by the Adult Services Division - supports a community collaborative comprised of advocates, substance abuse treatment providers, MICAH and other community-based organizations and is utilized to provide comprehensive treatment and wraparound support services for TANF-eligible women, men and their children; and

WHEREAS, after more than a year of experience administering the grant and after recently meeting with State officials to discuss TANF expenditures and receive recommendations on how funds could be reallocated during the last six months of the year, the Department, in a July 9, 2001 report, requested authorization to reallocate existing appropriations provided in the AODA/TANF grant for the period July 1, 2001 through December 31, 2001; and

WHEREAS, the AODA/TANF reallocation plan includes the following provisions:

- 1) Increase the AODA/TANF voucher allocation from \$700,000 to \$998,296 in response to the increased demand for TANF-eligible services in the current year.
- 2) Reduce wraparound support services from \$346,542 to \$146,542.
- 3) Reduce appropriations in the Best Practices area from \$250,000 to \$119,500. As recommended by the State, \$25,000 of the best practice dollars would be allocated to the Center for Addiction and Behavioral Health Research (CABHR) for the purposes of hiring a TANF Best Practice Coordinator for a half year.

- 4) Provide \$150,000 to fund a new primary provider, Horizon House.
- 5) Increase existing primary service provider contracts by \$136,000. This will provide supplemental service appropriations for the three primary providers (Milwaukee Women's Center, Meta House and the United Community Center).
- 6) As recommended by the State, allocate \$25,000 for Fetal Alcohol Syndrome training.
- 7) As recommended by the State, provide \$5,000 for trauma training to assist participating AODA/TANF agency staff to understand the effects of trauma on presenting individuals.

; and

WHEREAS, as part of the ongoing review and reallocation of the TANF budget, DHS simultaneously examined the regular AODA voucher pool for any adjustments that may be required to effectively manage the entire AODA service delivery system; and

WHEREAS, based on current year projected expenditures, DHS projects that the County's AODA voucher pool will surplus by approximately \$1 million in 2001; and

WHEREAS, in light of that projection, the Department also recommended, in its July 9, 2001 report, that \$778,500 of the projected surplus be reallocated as follows:

- 1) \$100,000 to provide a residential rate increase to all AODA service providers from \$70/day to \$75/day effective July 1, 2001.
- 2) \$150,000 as a local match for Federal Welfare-to-Work funds.
- 3) \$28,500 to Genesis Behavioral Service to provide for a rate differential for RN's in the emergency and secure detoxification units.
- 4) \$500,000 to partially offset the projected DHS deficit in 2001.

; and

WHEREAS, as a result of the reallocation of AODA/TANF funds and County AODA voucher pool dollars, a number of contract changes will need to occur, and the Department is therefore requesting the following 2001 contract modifications:

- 1) Authorization to increase contracts for the period July 1, 2001 through December 31, 2001 with the following entities for the following amounts:
 - A) Women's Center by \$54,960 from \$533,333 to \$588,293;
 - B) Meta House by \$41,040 from \$890,000 to \$931,040;
 - C) United Community Center by \$40,000 from \$688,799 to \$728,799
 - D) University of Wisconsin/Milwaukee School of Social Welfare Center for Addiction and Behavioral Health Research (CABHR) by \$25,000 from \$250,000 to \$275,000;
 - E) Genesis Behavioral Health Services by \$28,500 from \$2,130,949 to \$2,159,449.
- 2) Authorization to enter into a new purchase of service contract with Horizon House in the amount of \$150,000 for the period July 1, 2001 through December 31, 2001.

; and

WHEREAS, at its meeting on July 11, 2001, the Committee on Health and Human Needs voted 6 to 0 to recommend approval of the Department of Human Services' request to revise the AODA TANF Resource Allocation plan, reallocate voucher pool appropriations and make certain contractual modifications; and

WHEREAS, at its meeting on July 12, 2001, the Committee on Finance and Audit voted 6 to 0 to concur with the recommendation of the Committee on Health and Human Needs; now, therefore,

BE IT RESOLVED, that the Milwaukee County Board of Supervisors hereby authorizes the Department of Human Services to implement the revised AODA TANF Resource Allocation Plan and reallocate projected AODA voucher pool surplus monies as requested by the Director, Department of Human Services, in a July 9, 2001 report submitted to the County Board of Supervisors; and

BE IT FURTHER RESOLVED, that the Director, Department of Human Services, or his designee is hereby authorized to increase the following existing contracts for the period July 1, 2001 through December 31, 2001:

1. Women's Center by \$54,960 from \$533,333 to \$588,293;
2. Meta House by \$41,040 from \$890,000 to \$931,040;
3. United Community Center by \$40,000 from \$688,799 to \$728,799;
4. University of Wisconsin/Milwaukee School of Social Welfare Center for Addiction and Behavioral Health Research (CABHR) by \$25,000 from \$250,000 to \$275,000;
5. Genesis Behavioral Health Services by \$28,500 from \$2,130,949 to \$2,159,449.

; and

BE IT FURTHER RESOLVED, that the Director, Department of Human Services, or his designee, is hereby authorized to enter into a new purchase of service contract with Horizon House in the amount of \$150,000 for the period July 1, 2001 through December 31, 2001.

Fiscal Note:

Adoption of this Resolution would reallocate existing State TANF grant monies and AODA voucher funds that are already contained in the Department of Human Services' 2001 Budget. As a result, there would be no tax levy impact. This fiscal note is based on information provided by the Department of Human Services.

File No. 01-472
(Journal, July 19, 2001)

(Item 10) From Director, Department of Human Services, requesting authorization to reallocate ANET dollars, in the amount of \$77,618, for the period May 1, 2001 through December 31, 2001, by recommending adoption of the following:

A RESOLUTION

WHEREAS, the Adult Services Division has allocated funding to four agencies, Health Care for the Homeless, Salvation Army,

Community Advocates, and (through a sub-contract with Community Advocates) Hope House in 2001 for case management services in the ANET program; and

WHEREAS, the Adult Services Division has received notice from Community Advocates and from Hope House requesting that the said contract for ANET case management services be discontinued as of April 30, 2001; and

WHEREAS, the Adult Services Division has discussed the shift of the case management services, from Community Advocates and Hope House to Health Care for the Homeless; and

WHEREAS, the Adult Services Division is dedicated to delivery of case management services to homeless families and women served by the ANET program and to effective coordination of case management services; and

WHEREAS, the Adult Services Division is prepared to reduce the ANET Case Management Purchase of Service Contracts with Community Advocates and Hope House by \$77,618 and increase the contract with Health Care for the Homeless by \$77,618, from \$135,614 to \$213,232; now, therefore,

BE IT RESOLVED, that the Milwaukee County Board of Supervisors hereby authorizes and directs that the Director of the Department of Human Services or his designee to increase the Health Care for the Homeless contract for ANET Case Management Services by \$77,618 from \$135,614 to \$213,232 effective May 1, 2001 through December 31, 2001 for the balance of the HUD Contract in CY 2001.

Fiscal Note:

Adoption of this resolution will have no tax levy effect as funds are already contained in the ASD budget. This fiscal note was prepared by Adult Services Division staff.

The foregoing report correctly states the action taken by the said committee at a meeting held July 11, 2001.

ROGER QUINDEL
Chairperson

The question was on adoption.

SEPARATE ACTION was requested on Items 4, 5, 8 and 9.

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

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

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

AYES—Aldrich, Bailey, Borkowski, Coggs-Jones, Davis, De Bruin, Diliberti, Holloway, Jasenski, Johnson, Krug, Lutzka, Mayo, McGuigan, Nyklewicz, Quindel, Ryan, Schmitt, Weishan, White and the Chairman—21. **NOES**—Launstein and Zielinski—2. **EXCUSED**—Arciszewski and Podell—2.

Supervisor Quindel **SUBMITTED** the following **Amendment to Item 5, File No. 01-454**:

INSERT the following "BE IT FURTHER RESOLVED" clause:

"BE IT FURTHER RESOLVED, that the County Board of Supervisors does hereby authorize and support the county's application to be a W-2 service provider, on the condition doing so would not incur any county property tax levy."

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

AYES—Aldrich, Bailey, Borkowski, Coggs-Jones, Davis, De Bruin, Diliberti, Holloway, Johnson, Krug, Launstein, Lutzka, Mayo, McGuigan, Nyklewicz, Quindel, Schmitt, White and Zielinski—19. **NOES**—Jasenski, Ryan, Weishan and the Chairman—4. **EXCUSED**—Arciszewski and Podell—2.

Thereupon, **Item 5, as amended, WAS ADOPTED** by the following vote:

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

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

AYES—Aldrich, Bailey, Borkowski, Coggs-Jones, Davis, De Bruin, Diliberti, Holloway, Jasenski, Johnson, Krug, Launstein, Mayo, McGuigan, Nyklewicz, Podell, Ryan, Schmitt, Weishan, White, Zielinski and the Chairman—22. **NOES**—Lutzka—1. **EXCUSED**—Arciszewski and Quindel—2.

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

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

By the Committee on Judiciary, Safety and General Services - 1 Item.

File No. 01-450

(**Item 1**) **WHEREAS**, in August, 1994, Aaron Jones, then 14 years old, was placed in the Terry Mueller foster home, which was licensed and supervised by the Milwaukee County Department of Human Services (MCDHS); and

WHEREAS in August, 1995, Terry Mueller, together with Aaron Jones and other foster children, relocated to Oshkosh, where Terry Mueller's home was licensed as a treatment foster home by the Winnebago County Department of Social Services and supervised by that agency; and

WHEREAS in June, 1997, the Oshkosh Police Department was contacted about possible abuse by Terry Mueller of his foster children and other adolescent males, and subsequent police investigation disclosed that Terry Mueller had been subjecting his foster children (including Aaron Jones) and other adolescent males to various forms of sexual abuse and also that he had photographed and videotaped them while they engaged in sexually explicit conduct; and

WHEREAS Terry Mueller was charged with 94 counts of sexual abuse of minors, possession of child pornography and related offenses, was convicted, and is currently serving a term of imprisonment of more than 100 years; and

WHEREAS Aaron Jones has commenced a civil rights action against Winnebago County, Milwaukee County and social services administrators and employees of both counties, alleging violations of his constitutionally protected right to a safe foster home placement, Jones vs. Winnebago County, et al., Case No. OO-C-11500 (E.D.Wis); and

WHEREAS a proposed settlement has been negotiated among counsel for Aaron Jones, counsel for the Winnebago County defendants and their insurer, and the Office of Corporation Counsel, which settlement consists of the following provisions: (1) Aaron Jones and his attorneys would receive a total of \$90,000.00 (\$75,000.00 as damages to Aaron Jones + \$15,000.00 as an award of attorney fees under 42 U.S.C. s. 1988) in settlement of all claims arising from the placement of Aaron Jones in the Terry Mueller foster home; and (2) Winnebago County is responsible for 75% of the total settlement amount and Milwaukee County is responsible for 25% of the total settlement amount (.25 x \$90,000.00 = \$22,500.00). The Corporation Counsel recommends approval of the settlement; now, therefore

BE IT RESOLVED that Milwaukee County pay to Aaron Jones and the law firm of Aiken & Sceptur, S.C., the sum of \$22,500.00 as settlement in full of all claims arising out of the placement of Aaron Jones in the Terry Mueller foster home and dismissal of the above cited lawsuit.

Fiscal Note:

\$22,500.00 is to be charged to an account to be determined by the Department of Administration.

The foregoing resolution correctly states the action taken by the said committee at a meeting held July 5, 2001.

**JIM McGUIGAN
Chairperson**

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

By Supervisor McGulgan, Chairman:

From the Committee on Judiciary, Safety and General Services, reporting on 2 Items.

File No. 01-380
(Journal, June 21, 2001)

(Item 1) From Administrator, Support Services, House of Correction, requesting retroactive authorization to apply for and accept a Federal Mediation and Conciliator Service grant, in conjunction with District Council 48, AFSCME, for Peer Support Group activities operating out of the House of Correction/AFSCME Labor Management Group, by recommending adoption of the following:

A RESOLUTION

WHEREAS, the House of Correction and various locals of District Council 48, AFSCME, have an ad hoc labor management committee to deal with pertinent issues of both entities; and

WHEREAS, as a means of increasing employee morale, improving staff retention and improving the quality of services, an employee peer support group has been created; and

WHEREAS, grant funds from the Federal Mediation and Conciliation Service (FMCS) have recently become available to provide financial support for such a group and the House of Correction and District Council 48 wish to obtain these funds through a joint grant application; and

WHEREAS, the deadline for applying for these grant funds was May 19, 2001; and

WHEREAS, because it was originally thought that the grant application was to be submitted only by organized labor, the application process was delayed and the House of Correction in conjunction with District Council 48 submitted a joint application for these grant funds in order to meet the grant deadline; and

WHEREAS, the House of Correction is now seeking retroactive approval from the County Board to apply for and accept grant funds which may be awarded; and

WHEREAS, the grant application is for \$67,033 for the period September 17, 2001 to March 16, 2003 and would require a 5% local match of \$3,352 from both Milwaukee County and District Council 48; and

WHEREAS, the House of Correction has funds available in its 2001 budget to cover the County's local match portion; and

WHEREAS, the Judiciary, Safety and General Services Committee, at its meeting on July 5, 2001 by a vote of 6-0 recommended approval of the request; now, therefore

BE IT RESOLVED, that the County Board of Supervisors does hereby authorize the House of Correction, in conjunction with District Council 48, AFSCME, to apply for and accept a Federal Mediation and Conciliation Service grant for Peer Support Group activities operating out of the House of Correction/AFSCME Labor Management Group.

Fiscal Note:

Funds to cover the 5% local match grant requirement of \$3,352 are available in the House of Correction 2001 budget. If the grant is received, no additional tax levy funding will be required in 2002 or 2003 for this purpose.

File No. 00-200
(Journal, March 16, 2000)

(Item 2) From Law Offices of Michael F. Hupy & Associates, S.C., submitting a claim on behalf of Demaine Thompson for injuries and damages allegedly sustained when involved in an accident with a Milwaukee County-owned vehicle on June 12, 1999, by recommending adoption of the following:

A RESOLUTION

WHEREAS, in June, 1999, Milwaukee County Deputy Sheriff Dennis S. Dumke was assigned to the Milwaukee County Metropolitan Drug Unit. As part of his duties, Deputy Dumke had the use of a 1992 Isuzu Rodeo which was owned by Milwaukee County. Deputy Dumke was required to drive this County vehicle to and from work in addition to using it during his shift; and

WHEREAS, on June 12, 1999, Deputy Dumke was driving his County vehicle home, just entering west bound I-94 from southbound I-43 when he struck the rear of a 1985 Pontiac Grand Am; and

WHEREAS, a passenger in the Pontiac, Demaine Thompson, suffered injuries to his neck and back as a result of the accident. Mr. Thompson received medical treatment at St. Francis Hospital, as well as from his family physician with medical costs totaling \$3,319.53; and

WHEREAS, a tentative settlement has been negotiated between the Office of Corporation Counsel and the attorneys representing Demaine Thompson which calls for the payment of \$8,750 which settles in full all claims arising out of Demaine Thompson's injuries and dismissal of the pending lawsuit against Deputy Dumke and Milwaukee County. Corporation Counsel recommends approval of the settlement; now, therefore,

BE IT RESOLVED, that Milwaukee County pay the law firm of Michael F. Hupy and Associates, S.C. and Demaine Thompson \$8,750 as settlement in full of all claims arising out of Demaine Thompson's injuries in the June 12, 1999, motor vehicle accident and dismissal of the pending lawsuit.

Fiscal Note:

\$8,750 is to be charged to an account to be determined by the Department of Administration.

The foregoing report correctly states the action taken by the said committee at a meeting held July 5, 2001.

JIM MCGUIGAN
Chairman

The question was on adoption.

SEPARATE ACTION was requested on Item 2.

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

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

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

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

By Supervisor Aldrich, Chairperson:

From the Committee on Parks, Energy and Environment, reporting on 11 Items.

File No. 01-428
(Journal, July 19, 2001)

(Item 1) From the Chairman, Milwaukee County Board of Supervisors, appointing Mr. Dean Amhaus as a member of Milwaukee County's Cultural, Artistic and Musical Programming Advisory Council for a three-year term, by recommending adoption of the following:

A RESOLUTION

WHEREAS, pursuant to provisions contained in County Board Resolution File Numbers 86-466(a)(a) and 86-463(a)(a), the County Board Chairman has submitted the appointment of Mr. Dean Amhaus as a member of Milwaukee County's Cultural, Artistic and Musical Programming Advisory Council for a three-year term; and

WHEREAS, Mr. Amhaus has worked in the arts for many years throughout Wisconsin and his participation will be of great value; and

WHEREAS, on July 10, 2001 the Committee on Parks, Energy and Environment voted 5-0 to recommend that the said appointment be confirmed; now, therefore,

BE IT RESOLVED, that the Milwaukee County Board of Supervisors does hereby confirm the appointment of Mr. Dean Amhaus as a member of Milwaukee County's Cultural, Artistic and Musical Programming Advisory Council for a three-year term.

Fiscal Note:

The adoption of this resolution will not require the appropriation or expenditure of funds, nor will it result in the receipt of revenue.

File No. 01-352
(Journal, May 17, 2001)

(Item 2) From the Deputy Corporation Counsel, requesting authorization for Milwaukee County to grant the City of Milwaukee a Pedestrian and Vehicular Access and Maintenance Easement for the parcel of land west of the Museum so that the City can maintain access to MacArthur Square, the MacArthur Square Ramp and the tunnel from I-43, by recommending adoption of the following:

A RESOLUTION

WHEREAS, in September, 1999 the County Board adopted an agreement with the City of Milwaukee (City) to permit the development of senior housing through a land exchange at Armour Park; and

WHEREAS, in June, 2000, the County Board amended the agreement with the City to include a provision, amongst others, that the City transfer a parcel of land west of the Museum from the City to the County; and

WHEREAS, in completing this transaction, it was determined that the City would require both a Permanent Vehicular and Pedestrian Access Easement, as well as a Maintenance Easement, across a portion of said parcel, so that the City could maintain access to MacArthur Square, the MacArthur Square Ramp and the tunnel from I-43; and

WHEREAS, Corporation Counsel has reviewed the proposed easements, included in one document, a copy of which has been placed in File No. 01-352 and which is incorporated in this resolution by reference, and finds each to be reasonable as well as appropriate and recommends execution of said easements; and

WHEREAS, in a memorandum to the Chairperson of the Committee on Parks, Energy and Environment dated July 5, 2001, the corporation counsel advised that the City has agreed to add a provision which would extinguish either easement if the reason for the easement ceases to exist and, in such instance, the County would assume title to the entire parcel, without restriction; and

WHEREAS, also in the July 5, 2001 memorandum, the corporation counsel advised that, in research on this issue, it was determined that there is currently in place a deed restriction which limits the use of the subject property to park purposes only; however, because the property is not park land, the City has agreed to remove this deed restriction; and

WHEREAS, on July 10, 2001 the Committee on Parks, Energy and Environment voted 5-0 to recommend approval of the said recommendation, including the two provisions; now, therefore,

BE IT RESOLVED, that the Milwaukee County Board of Supervisors hereby authorizes and requests the County Executive and the County Clerk to execute the Pedestrian and Vehicular Access Easement and the Maintenance Easement for the parcel of land west of the Museum, provided the Easement contains a provision which would extinguish either easement if the reason for the easement ceases to exist and, in such instance, the County would assume title to the entire parcel, without restriction; and

BE IT FURTHER RESOLVED, that authorization for this easement is subject to the City of Milwaukee agreeing to remove the deed restriction which limits the use of the parcels which the City is conveying to the County to park purposes only because the property is not park land.

Fiscal Note:

The adoption of this resolution will have no fiscal effect. Information for this fiscal note was provided by the corporation counsel.

File No. 01-448
(Journal, July 19, 2001)

(Item 3) From the Zoo Director, requesting authorization to execute agreement with the Zoological Society for Zoo Animal Hospital, by recommending adoption of the following:

A RESOLUTION

WHEREAS, the November 27, 1996 adopted Memorandum of Understanding between the Milwaukee County Zoo and the Zoological Society of Milwaukee County requires that a specific agreement will be executed for each new capital project at the Milwaukee County Zoo; and

WHEREAS, Animal Hospital Construction Project Agreement describes the source of funds, contract documents, project management, project schedule, County-provided services, Society-provided services, indemnification and use of facilities; and

WHEREAS, this agreement will include the construction of the Animal Hospital, which will enhance animal husbandry and visitor access and education; and

WHEREAS, this Agreement has been reviewed and approved by the County's Corporation Counsel and the Zoological Society's attorneys; and

WHEREAS, the Zoo Director and the President of the Zoological Society concur with this Agreement; and

WHEREAS, the Zoo Director has requested authorization to execute agreement with the Zoological Society for Zoo Animal Hospital; and

WHEREAS, on July 10, 2001 the Committee on Parks, Energy and Environment voted 5-0 to recommend approval of the said request; now, therefore,

BE IT RESOLVED, that the Milwaukee County Board of Supervisors hereby authorizes and directs the Director of the Milwaukee County Zoological Gardens to enter into the said Animal Hospital Construction Project Agreement with the Zoological Society of Milwaukee County.

Fiscal Note:

The 2001 Zoo Capital budget includes \$500,000 for project design. Estimated construction expenditures are \$2,500,000 in 2002 and \$2,874,000 in 2003. The County will fund the total project costs as part of their 50 per cent commitment to the Zoo Capital Expansion Plan. The Zoological Society may fund specific portions (equipment, graphics, etc.) of the project costs and this amount will be credited toward their share of the 1999 Zoo Capital Expansion Plan. No additional County appropriations for 2001 will be required for this project. This fiscal note was provided by Zoo staff.

File No. 01-409
(Journal, June 21, 2001)

(Item 4) From the Autism Society, requesting partial closing of Lincoln Memorial Drive for September 9, 2001 from 10:00 a.m. to 12:00 noon for Dylan's Run for Autism, by recommending that the said request be received and placed on file.

File No. 01-429
(Journal, June 21, 2001)

(Item 5) From the March of Dimes Foundation, requesting the closing of Lincoln Memorial Drive on Friday, July 27, 2001 for the

annual 5k Run to German Fest event, by recommending that the said request be received and placed on file.

File No. 01-381
(Journal, June 21, 2001)

(Item 6) From the Director, Buildings and Fleet Division, City of Milwaukee, communication regarding the interest of the Milwaukee Public Schools in making improvements to existing children's play area in Riverside Park, which area of county park land is under lease to the Milwaukee Public Schools, by recommending adoption of the following:

A RESOLUTION

WHEREAS, the City of Milwaukee, acting in concert with Milwaukee Public Schools (MPS), who is leasing that portion of the park from Milwaukee County, is requesting to donate equipment improvements to the children's playground in Riverside Park; and,

WHEREAS, the existing children's play area does not meet current U.S. Consumer Product Safety Commission (CPSC), American Society of Testing and Materials (ASTM) and the American Disabilities Act (ADA) standards; and,

WHEREAS, the City of Milwaukee would purchase and install CPSC, ASTM and ADA compliant swings with poured-in-place and sand safety surface materials as the first phase of a comprehensive renovation and expansion of the children's playground; and,

WHEREAS, the maintenance and operation of the proposed renovation would be the responsibility of the Milwaukee Public Schools and the City of Milwaukee, as described in the current 99 year lease with MPS; and,

WHEREAS, any future improvements to the Riverside Park children's playground must meet CPSC, ASTM and ADA standards and must be approved by the County Board of Supervisors and the County Executive; and

WHEREAS, the Director of the Department of Parks, Recreation and Culture has requested authorization to accept the donation of compliant swing sets and related safety surfacing to be installed in Riverside Park, provided that all costs associated with the improvements will be the sole responsibility of MPS and the City of Milwaukee; and

WHEREAS, on July 10, 2001 the Committee on Parks, Energy and Environment voted 5-0 to recommend that the said request be approved; 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, after reviewing the design plans for CPSC, ASTM and ADA compliance, to accept the donation of compliant swing sets and related safety surfacing to be installed in Riverside Park and,

BE IT FURTHER RESOLVED, that all costs associated with the improvements, including removal, installation, landscaping and future maintenance of the leased premises will be the sole responsibility of MPS and the City of Milwaukee.

Fiscal Note:

The adoption of this resolution will result in no increase to current departmental expenditures. This fiscal note was prepared by Parks Department staff.

File No. 00-677
(Journal, December 21, 2000)

(Item 7) From the Wisconsin Gas Company, relative to the easement for North 27th Street and Lincoln Creek Parkway, by recommending adoption of the following:

A RESOLUTION

WHEREAS, the Wisconsin Gas Company has submitted a request for an easement to reconstruct a segment of 12" natural gas transmission line within the Lincoln Creek Parkway; and

WHEREAS, the Wisconsin Gas Company was required to relocate a segment of the existing underground line as a result of the Lincoln Creek Flood Control Project being implemented by the Milwaukee Metropolitan Sewerage District; and

WHEREAS, the original transmission line was constructed per an easement granted by Milwaukee County on February 18, 1959; and

WHEREAS, the replacement segment of pipe was installed alongside the existing line but could not be constructed completely within the existing easement; and

WHEREAS, the relocation was implemented in October of 2000 under a permit from the Milwaukee County Parks Department; and

WHEREAS, the Wisconsin Gas Company has completed all work and restored the site, per mutually agreed upon plans and specifications, at no expense to the County; and

WHEREAS, the requested easement will allow for the construction, operation and maintenance of the portions of the new natural gas transmission line segment on Parks Department controlled property in the Kinnickinnic River Parkway; and

WHEREAS, this easement will be provided for the Wisconsin Gas Company at the established easement fee of \$4,000.00; and

WHEREAS, prior to execution, the Department of Parks, Recreation, and Culture, Corporation Counsel, Risk Management and the Department of Public Works will review and approve all documents as required; and

WHEREAS, the Director of the Department of Parks, Recreation and Culture has requested authorization to prepare, approve and record all documents as required to execute the easement to the Wisconsin Gas Company to construct the 12 inch natural gas transmission line within Lincoln Creek Parkway and has further requested authorization for execution of the easement agreement; and

WHEREAS, the Committee on Parks, Energy and Environment voted 5-0 on July 10, 2001 to recommend that the said request be approved; 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 and appropriate County staff to prepare, approve and record all documents as required to execute the required easement to the Wisconsin Gas Company; and,

BE IT FURTHER RESOLVED, that the County Executive and County Clerk are hereby authorized to execute the requested easement agreement to the Wisconsin Gas Company.

Fiscal Note:

The adoption of this resolution will not require an expenditure of funds. The easement fee of \$4,000.00 will be deposited into the appropriate account. Information for this

fiscal note was provided by Department of Parks, Recreation and Culture staff.

File No. 01-447
(Journal, July 19, 2001)

(Item 8) From the Director, Department of Parks, Recreation and Culture, requesting authorization to prepare, approve and record documents required for a sanitary sewer easement to the City of Milwaukee to replace a segment of a sanitary sewer within the Kinnickinnic River Parkway; further requesting authorization for execution of the requested easement agreement, by recommending adoption of the following:

A RESOLUTION

WHEREAS, St. Luke's Medical Center (St. Luke's), is beginning the construction of additional facilities at its hospital complex adjacent to the Kinnickinnic River Parkway west of S. 27th street; and

WHEREAS, these additions require that an existing sanitary sewer currently located under their building complex be reconstructed; and

WHEREAS, a new sanitary sewer has been designed that would extend around the hospital and reconnect to the existing sanitary sewer west of Park Department property; and

WHEREAS, Graef, Anhalt, Schloemer and Associates, Inc., has submitted, on behalf of St. Luke's, a request for the easements required for construction of a segment of the sanitary sewer within the Kinnickinnic River Parkway; and

WHEREAS, the easements will allow for the construction, operation and maintenance of the portions of the new sanitary sewer on Parks Department-controlled property in the Kinnickinnic River Parkway; and

WHEREAS, St. Luke's will complete all work and restore the site, per mutually agreed upon plans and specifications, at no expense to the County; and

WHEREAS, this easement would be provided for St. Luke's at the established easement fee of \$4,000.00; and

WHEREAS, after construction, the sewer will be conveyed to the City of Milwaukee to function as part of the public sewer system; and

WHEREAS, prior to execution, the Department of Parks, Recreation, and Culture, Corporation Counsel, Risk Management and the Department of Public Works will review and approve all documents as required; and

WHEREAS, the Director of the Committee on Parks, Energy and Environment has requested authorization to prepare, approve and record documents required for a sanitary sewer easement to the City of Milwaukee to replace a segment of a sanitary sewer within the Kinnickinnic River Parkway and has further requested authorization for execution of the requested easement agreement; and

WHEREAS, the Committee on Parks, Energy and Environment voted 5-0 on July 10, 2001 to recommend that the said request be approved; 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 and appropriate County staff to prepare, approve and record all documents as required to execute the required easements to the City of Milwaukee; and,

BE IT FURTHER RESOLVED, that the County Executive and County Clerk are hereby authorized to execute the requested easement agreement with the City of Milwaukee.

Fiscal Note:

The adoption of this resolution will not require an appropriation of funds. The easement fee of \$4,000.00 will be deposited into the appropriate account. This fiscal note was prepared by Department of Parks, Recreation and Culture staff.

File No. 01-442
(Journal, July 19, 2001)

(Item 9) From the Director, Department of Parks, Recreation and Culture, requesting authorization to negotiate for additional land acquisition for Kohl Park, pursue funding alternatives and report back for review, approval and authorization prior to final execution of documents, by recommending adoption of the following:

A RESOLUTION

WHEREAS, the adopted 2001 Milwaukee County Capital Improvement Budget authorized \$560,000 in account WP008 for

Kohl Park Development per the adopted Master Plan for that project;
and

WHEREAS, of that budget allocation, \$150,000 was identified
for land purchases; and

WHEREAS, in May of 2001, the Parks Department submitted an
application to the Department of Natural Resources (DNR) for a
State of Wisconsin Stewardship Program Grant for land acquisition
funding, as authorized by adopted County Board Resolution File
Nos. 01-127 and 00-712; and

WHEREAS, during preliminary discussions with their
representatives, the current owners of the lands identified for
acquisition by the Master Plan have expressed a willingness to
pursue selling various parcels to Milwaukee County; and

WHEREAS, if the Parks Department's grant request is approved
by the DNR, the County will be eligible for reimbursement of 50 per
cent of the acquisition costs of these various parcels; and

WHEREAS, the Stewardship program requires that approved
land acquisition projects must proceed in accordance with land
acquisition and appraisal procedures as defined in Wisconsin State
Statutes, as well as other related state and federal requirements, and
that the DNR will not provide cost-share monies beyond the fair
market value established through that process; and

WHEREAS, the Director of the Department of Parks, Recreation
and Culture has requested authorization to negotiate for additional
land acquisition for Kohl Park, pursue funding alternatives and
report back for review, approval and authorization prior to final
execution of documents; and

WHEREAS, on July 10, 2001 the Committee on Parks, Energy
and Environment voted 5-0 to recommend approval of the said
request; now, therefore

BE IT RESOLVED, that the Milwaukee County Board of Super-
visors does hereby authorize and direct the Parks Department and
appropriate County staff to negotiate offers to purchase and/or rights
of first refusal, to pursue various funding alternatives and to prepare,
review and execute any required documents and to perform other
actions to facilitate the possible acquisition of these properties; and

BE IT FURTHER RESOLVED, that the Parks Director will
return to the County Board with proposals, agreements, and/or any

related documents required for these acquisitions for review, approval and authorization prior to their final execution.

Fiscal Note:

Stewardship Program Grants are awarded on a 50/50 state/local cost-share basis. It is anticipated that the \$150,000 authorized for land purchase by the 2001 Milwaukee County Budget will be adequate to meet the County share of these land acquisition costs if the Stewardship Grant is approved. This fiscal note was prepared by Parks Department staff.

File No. 01-446
(Journal, July 19, 2001)

(Item 10) A resolution by Supervisor De Bruin, accepting title to the lands known as Bluff Park, which Milwaukee County previously conveyed to the State of Wisconsin for use by the Wisconsin Professional Baseball District, and authorizing and directing the Parks Director, or designee, to prepare, review, approve and record all documents required to grant an easement to the Wisconsin Professional Baseball District for facilities, including, but not limited to, the roadway and parking lot servicing Miller Park, by recommending adoption of the said resolution, File No. 01-446, as appearing in the Journal of Proceedings of July 19, 2001.

File No. 00-395(a)(b)
(Journal, July 19, 2001)

(Item 11) An adopted resolution authorizing creation of a subcommittee to begin the process of renegotiating leases on Milwaukee County land currently being leased by the War Memorial Center, Inc. and Milwaukee Art Museum and report back to the Parks Committee, by recommending adoption of the following:

A RESOLUTION

WHEREAS, on March 15, 2001 the Milwaukee County Board of Supervisors authorized the execution of an amendment (the "2001 Amendment") to a lease dated January 7, 1954 (the "Lease") between Milwaukee County and the War Memorial Center, Inc. ("WMC") subject to WMC entering into subleases of portions of the premises demised under the Lease with the Milwaukee Art Museum, Inc. ("Museum") and with the Wisconsin Veterans War Memorial/Milwaukee, Inc. ("Veterans"), with the terms of such subleases to be subject to the prior approval of the County Board of Supervisors; and

WHEREAS, the County Board of Supervisors has approved the terms of the subleases with the Museum and the Veterans; and

WHEREAS, certain provisions of the 2001 Amendment require clarification and/or amplification so as to harmonize the provisions of the subleases with the 2001 Amendment; now therefore,

BE IT RESOLVED, that the County Board of Supervisors does hereby authorize the execution of the 2001 Amendment by the County Executive and the County Clerk and approves the subleases with the Museum and the Veterans in the forms attached hereto and made a part of this file; and

BE IT FURTHER RESOLVED, that County Executive F. Thomas Ament is authorized to execute a letter of understanding with WMC, the Museum and/or the Veterans regarding the 2001 Amendment stating that:

1. The West Bridge Air Rights described in Section 2D of the 2001 Amendment shall include the right to enter upon, across and through the County's parking structure located to the West of the pedestrian bridge to the extent necessary to properly maintain and repair such pedestrian bridge and bridge support, provided that such right of entry shall not unreasonably impair or interrupt the operation of the parking structure nor cause any damage thereto. If such maintenance or repair work requires that any equipment or vehicles pass across or upon the parking structure, the prior approval of the County's Parks Department shall first be obtained.

2. Notwithstanding the implications of any language in Section 13 of the 2001 Amendment to the contrary, the following documents are not superceded by the 2001 Amendment and such documents remain in full force and effect: (i) the May 16, 1996 Memorandum of Understanding between the County, WMC and the Museum; and (ii) the November 11, 1997 Development Agreement between the County and the Museum (provided, however, that the Museum's obligation to remove the surface parking lot as set forth in Section 7.2 of such Development Agreement shall be extended in accordance with the terms of Section 33 of the 2001 Amendment and provided further that the definition of Revised Premises in such Development Agreement shall be changed to be the same as the Museum Parcel under the sublease from WMC to the Museum.

3. The County shall not construct or install, or permit any other party to construct or install, any permanent improvements between the north boundary line of the demised premises and the Vietnam Veteran's Memorial without prior notice to and discussions with WMC, the Museum and the Veterans.

4. The term "substantial renovations" under Section 7 of the 2001 Amendment shall not include alterations, changes and renovations to the Museum Interior Space (as such term is defined in the Museum sublease) so long as such alterations, changes and renovations to the Museum Interior Space will not (a) jeopardize the structural integrity or soundness of the War Memorial Building, (b) materially interfere with the occupancy or anticipated uses of the Common Areas (as such term is defined in the Museum sublease) or of other areas leased to other subtenants of the War Memorial Building, or (c) unreasonably cause health or safety hazards to WMC, its subtenants or the public at large. Any improvement which falls within the definitions of (a) through (c), above, shall be subject to the approval process set forth in the 2001 Amendment §7 and the Museum sublease §10.

5. The County approves the design and selection of the lakewalk lighting fixtures, benches and the Kiley designed site improvements to the south of the War Memorial Building. The Museum shall be responsible for the maintenance and repair of such items. WMC shall pay for all electricity consumed by such lighting fixtures and shall include such costs in its annual budget request to the County in accordance with past practice.

6. The 2001 Amendment shall not be final until the County, WMC, the Museum and the Veterans approve all exhibits to the 2001 Amendment.

7. Because the northern boundary of the premises leased to the WMC under the 2001 Amendment bisects an existing surface parking lot, Section 33 of the 2001 Amendment is clarified to provide that the proposed license agreement will include use of that portion of the Temporary Parking Lot that is located within the boundaries of the Premises as well as that portion of the Temporary Parking Lot that is north of the north boundary line of the Premises.

Fiscal Note:

Adoption of this resolution will require an expenditure of funds as a result of the War Memorial Corporation's accepting the additional responsibility of paying for electrical service for lakewalk lighting as provided in the terms of its Sublease with the Milwaukee Art Museum.

The foregoing report correctly states the action taken by the said committee at a meeting held July 10, 2001.

**SHEILA A. ALDRICH
Chairperson**

The question was on adoption.

SEPARATE ACTION was requested on **Items 4, 5 and 10.**

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

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

Thereupon, **Items 4 and 5 WERE ADOPTED** by the following vote:

AYES—Aldrich, Bailey, Borkowski, Coggs-Jones, Davis, De Bruin, Diliberti, Holloway, Jasenski, Johnson, Krug, McGuigan, Nyklewicz, Podell, Quindel, Ryan, Schmitt, Weishan, Zielinski and the Chairman—20. **NOES**—Launstein, Lutzka and Mayo—3. **EXCUSED**—Arciszewski and White—2.

Supervisor Launstein moved to lay over Item 10.

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

AYES—Launstein, Lutzka, Mayo and Ryan—4. **NOES**—Aldrich, Bailey, Borkowski, Coggs-Jones, Davis, De Bruin, Diliberti, Holloway, Jasenski, Johnson, Krug, McGuigan, Nyklewicz, Podell, Quindel, Schmitt, Weishan, Zielinski and the Chairman—19. **EXCUSED**—Arciszewski and White—2.

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

AYES—Aldrich, Bailey, Borkowski, Coggs-Jones, Davis, De Bruin, Diliberti, Holloway, Jasenski, Johnson, Krug, Mayo, McGuigan, Nyklewicz, Podell, Quindel, Schmitt, Weishan, Zielinski and the Chairman—20. **NOES**—Launstein, Lutzka and Ryan—3. **EXCUSED**—Arciszewski and White—2.

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On a motion by Supervisor Diliberti, the **Board RECESSED** until 2:00 p.m.

The **Board RECONVENED** at 2:04 p.m. this same day.

Supervisor Ordinans in the Chair.

PRESENT: Bailey, Borkowski, De Bruin, Diliberti, Holloway, Johnson, Krug, Launstein, Lutzka, Mayo, McGuigan, Nyklewicz, Ryan, Schmitt, Weishan, Zielinski and the Chairman—17. **ABSENT:** Aldrich, Coggs-Jones, Davis, Jasenski, Podell, Quindel and White—7. **EXCUSED**—Arciszewski—1.

By Supervisor White, Chairperson:

From the Committee on Transportation, Public Works and Transit, reporting on 10 Items.

File No. 01-430
(Journal, July 19, 2001)

(Item 1) From Director of Public Works, requesting authorization to enter into a month-to-month agreement with MARK II for the operation of a news/gift concession at General Mitchell International Airport, by recommending adoption of the following:

A RESOLUTION

WHEREAS, on December 21, 2000, the County Board authorized the Airport Director to terminate Airport Agreement No. CN-1078 with Dairy City Concessions, Inc., for the operation of a news/gift concession at General Mitchell International Airport (GMIA) and enter into a month-to-month agreement with another operator for the facilities vacated by Dairy City Concessions, Inc.; and

WHEREAS, the Airport Director subsequently executed an amendment to Airport Agreement No. CN-1039 between Milwaukee County and The Paradies Shops, Inc., for the month-to-month operation of the two stores vacated by Dairy City Concessions, Inc.; and

WHEREAS, The Paradies Shops has formed a joint venture with MARK II, a local disadvantaged business enterprise, for the operation of the two news/gift stores formerly operated by Dairy City Concessions; and

WHEREAS, the Committee on Transportation, Public Works and Transit, at its meeting on July 6, 2001, concurred with Airport staff's recommendation that Milwaukee County enter into a month-to-

month agreement with MARK II for the operation of a news/gift concession at GMIA; now, therefore,

BE IT RESOLVED, that the Director of Public Works and the County Clerk are hereby authorized and directed to enter into a month-to-month agreement with MARK II for the operation of a news/gift concession at GMIA, inclusive of the following:

1. The agreement shall be effective March 1, 2001, and shall continue on a month-to-month basis until proposals are taken and new concession agreements are awarded.
2. Concessionaire shall have the right to operate the news/gift facilities at the entrance to Concourse D and on Concourse C.
3. Each month Concessionaire shall pay the greater of a minimum monthly guarantee of \$17,000 or a percentage fee equal to 10% of gross receipts derived from mandatory Category "A" items plus 18% of gross receipts derived from discretionary Category "B" items.

Fiscal Note:

Monthly revenues to the Airport will be a minimum of \$17,000.

File No. 01-431
(Journal, July 19, 2001)

(Item 2) From Director of Public Works, relative to a request from Montclair Travel for approval to bring the Concorde SST aircraft to General Mitchell International Airport for a one-time charter operation on August 24, 2001, by recommending adoption of the following:

A RESOLUTION

WHEREAS, Montclair Travel of St. Louis, Missouri, is arranging and booking a Milwaukee/London/Milwaukee travel package using the Concorde SST aircraft and H.M.S. Queen Elizabeth II; and

WHEREAS, the Concorde SST aircraft exceeds federal and Milwaukee County aircraft noise standards as described in Sec. 4.26 and Sec. 4.27, Milwaukee County Ordinances; and

WHEREAS, non-compliance with any Milwaukee County

Ordinance is permitted only upon waiver of same by the Milwaukee County Board of Supervisors; and

WHEREAS, the Committee on Transportation, Public Works and Transit, at its meeting on July 6, 2001, recommended approval of the Airport Director's recommendation that Sec. 4.26 and Sec. 4.27 of the Milwaukee County General Ordinances be waived on a one-time basis on August 24, 2001, to allow the Concorde SST to operate at GMIA; now, therefore,

BE IT RESOLVED, that Sec. 4.26 and Sec. 4.27, Milwaukee County General Ordinances are hereby waived on a one-time basis on August 24, 2001, for Montclair Travel and the air carrier operating the Concorde SST; and

BE IT FURTHER RESOLVED, that Montclair Travel and the air carrier operating Concorde SST are authorized to land the Concorde SST at General Mitchell International Airport and takeoff for a one-time charter on August 24, 2001.

Fiscal Note:

Fiscal Impact is not significant; some crowd control coordination with the Sheriff's Department and the City of Milwaukee Police Department may be required.

File No. 01-457
(Journal, July 19, 2001)

(Item 3) From Director of Public Works, requesting approval to affirm the general type of concession solicitation and management for a remodeled concession mall and new shops at General Mitchell International Airport, by recommending adoption of the following:

A RESOLUTION

WHEREAS, Milwaukee County has retained Unison Maximus to provide consulting services towards completion of a remodeled concession mall at General Mitchell International Airport with new shops in late 2002; and

WHEREAS, Unison Maximus has reviewed several approaches to concession solicitation and management, including direct leases, master concessionaire, developer and third party management; and

WHEREAS, Unison Maximus has evaluated the potential concession management approaches for the Milwaukee airport based

on the airport's passenger enplanements, retain configuration, financial resources, financial return and goals and has recommended the master concession program; and

WHEREAS, the Committee on Transportation, Public Works and Transit, at its meeting on July 6, 2001, recommended approval of the recommendation; now, therefore,

BE IT RESOLVED, that the County Board of Supervisors does hereby authorize the Airport to proceed with concession solicitation and development using the master concessionaire type of concession management approach with the possibility of two to three direct leases depending upon final design and configuration.

Fiscal Note:

Adoption of this resolution will have no tax levy impact.

File No. 01-460
(Journal, July 19, 2001)

(Item 4) From Managing Director, Milwaukee County Transit System (M.C.T.S.), recommending restructuring of transit system Routes 80 (6th Street) 58 (Green Bay-Villard) and 68 (Port Washington), by recommending adoption of the following:

A RESOLUTION

WHEREAS, in 1998, Route 68 was extended from the Keefe Avenue terminal along N. 7th/8th Streets to W. North Avenue; and

WHEREAS, this Route 68 service extension was funded by a federal Congestion, Mitigation and Air Quality (CMAQ) grant; and

WHEREAS, in 1999, Route 58 weekday service was extended from the Keefe Avenue terminal to the Amtrak station via N. 7th/8th Streets and N. 6th Street; and

WHEREAS, this Route 58 service extension was funded by a combination of federal Job Access, Reverse Commute (JARC) funds and State Transportation Demand Management (TDM) funds; and

WHEREAS, the CMAQ grant for the Route 68 modification expires at the end of 2001, and the JARC/TDM funds used to extend Route 58 expire in early 2002; and

WHEREAS, service extensions on Route 58 and 68 resulted in significant increases in ridership; and

WHEREAS, Route 58 weekday ridership increased 963 rides per day, while Route 68 weekday ridership increased 207 rides per day; and

WHEREAS, given the level of ridership increase on Routes 58 and 68, transit system staff reviewed alternative means of maintaining Route 58 and 68 service south of the Keefe Avenue terminal after the above-noted CMAQ and JARC/TDM funds expire starting at the end of 2001 ; and

WHEREAS, in addition to Routes 58 and 68, service in the N. 7th/8th Street corridor is also provided via Route 80; and

WHEREAS, Route 80 is a major north-south route that operates through Milwaukee County from the Milwaukee Area Technical College (MATC) South Campus to N. Sherman and W. Rohr Street, via S. Howell Avenue, S. and N. 6th Street, N. 7th/8th Street, and Hopkins Avenue; and

WHEREAS, Route 80 also provides direct service to General Mitchell International Airport and downtown Milwaukee; and

WHEREAS, based on analysis of Routes 58, 68 and 80, transit system staff determined that Routes 58 and 68 can be replaced by extending Route 80 north to the Keefe Avenue terminal and operating the route north of that point as two branches - a Green Bay/Villard branch to replace Route 58 and a Port Washington Road branch to replace Route 68; and

WHEREAS, the proposed route modifications would result in the discontinuance of Route 80 service on W. Locust Street between N. 7th Street and W. Hopkins Street, and on Hopkins Street between W. Locust Street and W. Capitol Drive; and

WHEREAS, Route 80 service north of W. Capitol Drive, via Hopkins, Villard and Sherman, to W. Rohr would be replaced by an extension of Route 35; and

WHEREAS, the proposed route modifications will not impact ridership on Routes 58 and 68; and

WHEREAS, although there would be a modest increase in headways, this route modification would provide former Route 58 and 68 passengers with a direct, seven days a week connection to downtown Milwaukee and points farther south and will generate enough new rides to more than offset any rides lost due to headway changes; and

WHEREAS, ridership on the discontinued segments of Route 80 will be impacted by the loss of Route 80 service; however, most of the affected riders are within 1/4 mile of other transit system routes; and

WHEREAS, although most former Route 80 passengers would be expected to utilize these alternate routes, a loss of an estimated 180 riders per weekday is expected; and

WHEREAS, the annual revenue loss due to Route 80 lost ridership is estimated to be \$41,800; and

WHEREAS, the modification of Route 80 and the resulting discontinuation of Routes 58 and 68 will result in 22,750 fewer annual bus hours at a savings of \$1,323,200; now, therefore,

BE IT RESOLVED, that based on analysis noted herein, the County Board of Supervisors does hereby authorize the Milwaukee County Transit System to discontinue Routes 58 and 68 effective with the transit system schedule change on December 3, 2001; and

BE IT FURTHER RESOLVED, that Route 80 be modified to operate north on N. 7th/8th Streets to the Keefe Avenue terminal and operated as two branches north of that point; and

BE IT FURTHER RESOLVED, that Route 35 be extended from N. 35th Street and W. Capitol Drive to N. Sherman Boulevard and N. Rohr Avenue to replace a discontinued segment of Route 80.

Fiscal Note:

Adoption of this resolution will reduce transit system annual public funding by \$1,323,200.

File No. 01-459
(Journal, July 19, 2001)

(Item 5) From Managing Director, Milwaukee County Transit System (M.C.T.S.), recommending elimination of transit system Route 65 (West Allis), by recommending adoption of the following:

A RESOLUTION

WHEREAS, Route 65 (West Allis) which operates between N. 35th Street and Wisconsin Avenue and S. 70th Street and W. Greenfield Avenue, was created in 1996 from the West Allis branch of Route 10; and

WHEREAS, Route 65 operates from 6:00 A.M. - 9:00 P.M. seven days a week at an annual operating cost of \$387,000; and

WHEREAS, Route 65 carries an average of 200 riders, or 10 passengers per bus hour (PBH); and

WHEREAS, Route 65 weekday ridership is far below the transit system standard for warranted service of 22 PBH; and

WHEREAS, average Saturday and Sunday ridership is 140 (9 PBH) and 80 (5 PBH), respectively; and

WHEREAS, Route 65 generates an estimated \$47,200 in annual revenue; and

WHEREAS, Route 65 annual net operating cost is estimated to be \$339,900; and

WHEREAS, due to the low ridership level of Route 65 and the fact that most of Route 65 is duplicated by other routes, including Routes 10 and 76, MCTS has recommended that service on Route 65 be discontinued effective with the transit system schedule change on December 3, 2001; now, therefore,

BE IT RESOLVED, that the County Board of Supervisors does hereby authorize the Milwaukee County Transit System to discontinue service on Route 65 effective with the Transit System schedule change on December 3, 2001.

Fiscal Note:

Adoption of this resolution will reduce the public funding requirement by \$339,900.

File No. 01-458
(Journal, July 19, 2001)

(Item 6) From Managing Director, Milwaukee County Transit System (M.C.T.S.), recommending modification to transit system Route 15 to replace transit system Route 52 and extend service to S. Pennsylvania Avenue, by recommending adoption of the following:

A RESOLUTION

WHEREAS, over the past several years, the transit system has received numerous requests for regular transit service along S. Pennsylvania Avenue between E. Layton Avenue and E. Grange

Avenue from developers and companies in that area, including the Mitchell International Business Park; and

WHEREAS, transit system staff has been investigating options for modifying Route 15 service in Cudahy and South Milwaukee to better meet the demand for service in those communities; and

WHEREAS, transit system staff has also been investigating alternatives for addressing the low ridership productivity on Route 52 (Clement Avenue); and

WHEREAS, although ridership on Route 52 has not changed over the past six years, the route averages only 11.8 passengers per bus hour (PBH), which is below transit system standards for warranted service of 22 PBH; and

WHEREAS, based on analysis of Routes 15 and 52, transit system staff has found that Route 52 can be operated as a branch of Route 15, thereby saving the cost of operating Route 52; and

WHEREAS, by operating Route 52 as a branch of Route 15, several service planning objectives can be accomplished, including: A) Service can be provided along S. Pennsylvania Avenue between E. Howard Avenue and E. Grange Avenue, thereby providing transit service to the Bolivar Industrial Park and the Mitchell International Business Park; B) Service frequency on Route 15 in the cities of Cudahy and South Milwaukee can be adjusted to better meet the demand for service, and the scheduling of Route 15 will become easier to understand; and C) Service on the new branch of Route 15 (the former Route 52) can be adjusted to better meet the demand for service. In addition, Route 15 will provide former Route 52 passengers with a direct, no transfer ride to downtown Milwaukee; and

WHEREAS, in terms of ridership, transit system staff projects a slight decrease in overall Route 15 ridership due to the discontinuation of Route 15 service on E. Grange Avenue and headway changes along Route 15 in Cudahy and South Milwaukee; and

WHEREAS, new ridership is expected along the newly served segment of S. Pennsylvania Avenue; and

WHEREAS, the direct connection to downtown Milwaukee for the former Route 52 passengers is expected to generate new ridership to offset the decrease in headway on that route segment; and

WHEREAS, in total, Route 15 ridership is projected to decrease 85 rides per day; and

WHEREAS, operating Route 52 as a branch of Route 15 will allow for the savings of the cost of operating Route 52 resulting in an annual gross savings of \$354,000; and

WHEREAS, after considering the lost revenue of \$19,700 due to the projected decrease in ridership, the net annual reduction in public funding requirement is projected to be \$334,300; now, therefore,

BE IT RESOLVED, that the County Board of Supervisors does hereby authorize the Milwaukee County Transit System to institute route modifications as described in this resolution, specifically that Route 52 be replaced and operated as a branch of Route 15, and that this branch of Route 15 also be extended to provide service on S. Pennsylvania Avenue between E. Howard Avenue and E. Grange Avenue.

Fiscal Note:

Adoption of this resolution is projected to reduce annual public funding by \$334,300.

File No. 01-461
(Journal, July 19, 2001)

(Item 7) From Managing Director, Milwaukee County Transit System (M.C.T.S.) recommending discontinuation of Route 258 (Glendale Industrial Park) due to loss of Job Access Reverse Commute (JARC) Funds, by recommending adoption of the following:

A RESOLUTION

WHEREAS, in April, 1999, the Milwaukee County Transit System began operating Route 258 between the Keefe Avenue terminal and the Glendale Industrial Park; and

WHEREAS, Route 258 is an industrial shuttle route that provides service during major shift/quit times from Milwaukee's central city to a previously unserved industrial park; and

WHEREAS, Route 258 operates approximately 6 hours per day, seven days a week at an annual operating cost of \$131,400; and

WHEREAS, since the route began, up to 90% of its operating costs have been paid by several different sources, including the federal Job Access Reverse Commute (JARC) program and the state Transportation Demand Management (TDM) program; and

WHEREAS, Route 258 weekday ridership has averaged approximately 73 passengers per day, or 13 passengers per bus hour (PBH); and

WHEREAS, transport system staff has reviewed alternate means of providing service to the Glendale Industrial Park which will satisfy, and in some cases improve, transportation options for employees at a lower operating cost; and

WHEREAS, based on review of alternative transit options, Route 258 can be replaced by extending select Route 27 trips from W. Hampton Avenue and N. Green Bay Road to the Glendale Industrial Park; and

WHEREAS, implementation of the proposed service change may have positive impact on existing Route 258 passengers by providing more extensive service to the Glendale Industrial Park; and

WHEREAS, although some new service would be added to Route 27, the new impact of eliminating Route 258 and extending select Route 27 trips to the Glendale Industrial Park would be a savings of 4 bus hours per day, or \$87,600 per year; and

WHEREAS, ridership to the Glendale Industrial Park is projected to remain at 73 but PBH will improve to 36.5 PBH; now, therefore,

BE IT RESOLVED, that the County Board of Supervisors does hereby authorize the Milwaukee County Transit System to discontinue Route 258 effective with the transit system's schedule change on December 3, 2001; and

BE IT FURTHER RESOLVED, that Route 258 service to the Glendale Industrial Park shall instead be provided by extending selected Route 27 trips, effective with the Transit System's schedule change on December 3, 2001.

Fiscal Note:

Adoption of this resolution will reduce the public funding requirement by \$87,600.

File No. 01-462
(Journal, July 19, 2001)

(Item 8) From Managing Director, Milwaukee County Transit System, recommending a service modification to Route 64 (S. 60th -

Grange) due to loss of Congestion, Mitigation and Air Quality (CMAQ) Funds, by recommending adoption of the following:

A RESOLUTION

WHEREAS, in December, 1998, weekday evening (6-11 p.m.) and expanded weekend service (Saturday 8:30 a.m.-6 p.m., Sunday 12 Noon-6 p.m.) was added to Route 64; and

WHEREAS, this added service was funded with a Congestion, Mitigation and Air Quality grant which expires at the end of 2001; and

WHEREAS, the CMAQ-funded weekday evening service on Route 64, which operates between 6-11 p.m., has an estimated annual operating cost of \$137,100; and

WHEREAS, current ridership on the CMAQ-funded evening service is 8.3 passengers per bus hour (PBH), which is well below the transit system standard of 22 PBH for warranted service; and

WHEREAS, due to the low level of ridership, it is recommended that the CMAQ-funded evening service be discontinued when the CMAQ grant expires at the end of 2001; and

WHEREAS, the CMAQ-funded weekend service enhancement improved the frequency of weekend service during Southridge Mall's main hours of operation (Saturday 8:30 a.m. - 6 p.m., Sunday 12 Noon-6 p.m.) along the length of the route; and

WHEREAS, while weekend ridership has been developing along a large segment of Route 64, the ridership between Southridge Mall and the Village of Hales Corners has been lower than expected (Saturday-13 rides, Sunday-9 rides); and

WHEREAS, based on this ridership level, it is recommended that Route 64 weekend service between Southridge Mall and the Village of Hales Corners be discontinued after the CMAQ grant expires; and

WHEREAS, weekend service would continue to be operated along the balance of Route 64; and

WHEREAS, discontinuation of the CMAQ-funded weekend service enhancement will reduce transit system operating costs by an estimated \$49,100; now, therefore,

BE IT RESOLVED, that the County Board of Supervisors does hereby authorize the Milwaukee County Transit System to discontinue weekday evening service (6-11 p.m.) on Route 64, effective with the transit system schedule change on December 3, 2001; and

BE IT FURTHER RESOLVED, that weekend service (Saturday 8:30 a.m.-6 p.m., Sunday 12 Noon-6 p.m.) on Route 64 between Southridge Mall and the Village of Hales Corners be discontinued effective December 3, 2001.

Fiscal Note:

Adoption of this resolution will reduce annual transit operating costs by \$186,200.

File No. 01-324(a)(a)
(Journal, July 19, 2001)

(Item 9) From the DBE Steering Committee, recommending approval of USDOT Report and final recommendation for FFY 2002 USDOT Disadvantaged Business Enterprise (DBE) goals, by recommending adoption of the following:

A RESOLUTION

WHEREAS, the United States Department of Transportation requires all recipients of federal USDOT dollars to submit 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, at its meeting on May 17, 2001, the County Board of Supervisors approved preliminary DBE goals for 2002 FAA construction projects, FTA transit projects and FHA highway projects; and

WHEREAS, the goals are as follows:

FAA Airport:

- Construction: 30% to be achieved with 25% race conscious efforts and 5% race neutral efforts;
- Professional Services: 25% to be achieved with 25% race conscious efforts;

- Overall FAA goal: 29.36% of which 25% is race and gender conscious and 4.36% is race neutral;

FTA Transit:

- Construction: 30% to be achieved with 25% race conscious efforts and 5% race neutral efforts;
- Procurement: 4% to be achieved with race neutral efforts;
- Overall FTA goal: 5.32% of which 1.27% is race conscious and 4.05% is race neutral;

FHWA Highway & Bridges:

- Construction: 25% to be achieved with 20% race conscious efforts and 5% race neutral efforts;
- Professional Services: 25% to be achieved with 20% race conscious efforts and 5% race neutral efforts;
- Overall FHWA goal: 25% of which 20% is race conscious and 5% is race neutral;
- Overall USDOT: 29.13% of which 23.98% is race conscious and 5.15% is race neutral; and

WHEREAS, in accordance with federal guidelines, the 2002 DBE goals were published in five local newspapers, including The Milwaukee Times, The Milwaukee Journal Sentinel, The Daily Reporter, The Milwaukee Community Journal and The Spanish Journal; and

WHEREAS, written notification was sent to the DBE Task Force to solicit input from members and two public meetings of the Task Force were held on May 30, 2001 and June 13, 2001; and

WHEREAS, the Office of Disadvantaged Business Development received no citizen comments during the 45 day comment period but received two written comments from stakeholders; and

WHEREAS, the DBE Steering Committee has reviewed the public comments and recommended approval of the 2002 DBE goals as previously adopted and published; and

WHEREAS, the Transportation, Public Works and Transit Committee, at its meeting on July 6, 2001, recommended approval of the 2002 goals as previously adopted and published; and

WHEREAS, the Finance and Audit Committee, at its meeting on July 12, 2001, by a vote of 5-0, concurred in the recommendation of the Committee on Transportation, Public Works and Transit; now, therefore

BE IT RESOLVED, that the County Board of Supervisors does

hereby approve the 2002 DBE goals for federally-funded transportation projects as previously approved and published and as contained in this resolution; and

BE IT FURTHER RESOLVED, that the Director of the Disadvantaged Business Development Division is hereby authorized and directed to submit these goals to the U.S. Department of Transportation by August 1, 2001 in accordance with federal requirements as stipulated in 49 CFR Part 26.

Fiscal Note:

Adoption of this resolution will not require an expenditure of funds.

File No. 01-481
(Journal, July 19, 2001)

(Item 10) From Director of Public Works, requesting authorization to negotiate and execute a Land Lease Agreement with Air Wisconsin for the construction of an Aircraft Maintenance Facility at General Mitchell International Airport, by recommending adoption of the following:

A RESOLUTION

WHEREAS, Air Wisconsin is seeking a location in which to build a new aircraft maintenance facility for its fleet of aircraft; and

WHEREAS, Milwaukee County's General Mitchell International Airport (GMIA) submitted a proposal; and

WHEREAS, Air Wisconsin selected Milwaukee's GMIA over other competing cities for the location of its new aircraft maintenance facility; and

WHEREAS, the Committee on Transportation, Public Works and Transit, at a special meeting on July 19, 2001, considered the recommendation of the Airport Director that Milwaukee County enter into an agreement with Air Wisconsin, Inc., for the lease of land at GMIA on which to build a new aircraft maintenance facility; and

WHEREAS, the Committee approved an amendment to the proposed draft lease calling for the lease agreement to be for a term of 32 years; and

WHEREAS, the Committee also approved an amendment calling

for the Director of Public Works, in conjunction with the Department of Administration, to develop a plan and timetable to expedite construction of project WA024, GMIA Hush House, to move up the estimated completion date from 2004 and report back to the Transportation, Public Works and Transit Committee meeting at its September meeting with details of the plan and timetable; and

WHEREAS, the Committee, by a vote of 6-1, recommended approval of the recommendation to enter into lease negotiations with Air Wisconsin, Inc., as recommended by the Airport Director; now, therefore,

BE IT RESOLVED, that the Director of Public Works is hereby authorized to negotiate and execute a land lease agreement with Air Wisconsin, Inc., for a term of 32 years for the lease of approximately 186,000 square feet of land at GMIA on which to build an aircraft maintenance facility, which will be substantially similar to the agreements previously entered into with Midwest Express, Astral Aviation and Cessna Citation for new facility construction of similar class and size; and

BE IT FURTHER RESOLVED, that the Director of Public Works, in conjunction with the Department of Administration, is hereby directed to develop a plan and timetable to expedite construction of Project WA024, GMIA Hush House, to move up the estimated completion date from 2004 and report back to the Transportation, Public Works and Transit Committee at its September meeting with details of the plan and timetable.

Fiscal Note:

Based on the facts available at this time, the land rental income will be approximately \$40,000 per year.

The foregoing report correctly states the action taken by the said committee at meetings held July 6, 2001 and July 19, 2001.

JAMES G. WHITE
Chairperson

The question was on adoption.

SEPARATE ACTION was requested on **Items 2, 4, 5, 6, 8 AND 10.**

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

AYES—Aldrich, Bailey, Borkowski, Davis, De Bruin, Diliberti, Holloway, Jasenski, Johnson, Krug, Launstein, Lutzka, Mayo, McGuigan, Nyklewicz, Quindel, Ryan, Schmitt, Weishan, White, Zielinski and the Chairman—22. **NOES**—0. **EXCUSED**—Arciszewski, Coggs-Jones and Podell—3.

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

AYES—Aldrich, Bailey, Borkowski, Davis, De Bruin, Diliberti, Holloway, Jasenski, Johnson, Krug, Lutzka, Mayo, McGuigan, Nyklewicz, Quindel, Ryan, Schmitt, Weishan, White, Zielinski and the Chairman—21. **NOES**—Launstein—1. **EXCUSED**—Arciszewski, Coggs-Jones and Podell—3.

Supervisor White **SUBMITTED** the following Substitute Resolution to Item 4, File No. 01-460:

A SUBSTITUTE RESOLUTION

WHEREAS, in order to meet fiscal and budget concerns, the Milwaukee County Transit System has been directed by the Department of Administration to submit a 2002 operating budget that does not exceed the property tax levy limit of 2001; and

WHEREAS, in order to achieve this level of property tax reduction, service modifications and route eliminations will be required; and

WHEREAS, among its recommendations, MCTS has proposed restructuring Routes 80 (6th Street), 58 (Green Bay-Villard) and 68 (Port Washington) to produce a savings of \$1,323,200; and

WHEREAS, MCTS has set a standard for route productivity of 22 passengers per bus hour; and

WHEREAS, Routes 80 and 58 exceed this level of service with Route 80 having a total of 43.3 passengers per bus hour and Route 58 having a total of 31.3 passengers per bus hour; and

WHEREAS, in order to achieve the necessary property tax levy savings, routes which do not achieve the 22 passengers per bus hour level should be eliminated; and

WHEREAS, the following routes fall below the 22 passengers per bus hour level:

- **Route 50, Morgan Avenue, 21.4 PBH**

- Route 55, Layton Avenue, 21.2 PBH
- Route 68, Port Washington, 17.5 PBH
- Route 28, 108th Street, 15.5 PBH
- Route 64, S. 60th Street, 14.9 PBH
- Route 52, Clement Avenue, 11.8 PBH
- Route 65, West Allis, 10.1 PBH
- Route 13, St. Paul-Michigan, 6.7 PBH; and

WHEREAS, if these routes are eliminated, annual bus hours would be reduced by 77,100 hours resulting in a savings of \$4,626,800, with a ridership loss of 1,103,500 passengers and a loss of \$772,500 in revenue, resulting in a net tax levy savings of \$3,854,300; now, therefore

BE IT RESOLVED, that the County Board of Supervisors does hereby authorize the Milwaukee County Transit System to eliminate Routes 50, 55, 68, 28, 64, 52, 65 and 13 effective with the transit system schedule change on December 3, 2001.

Fiscal Note:

Adoption of this resolution will reduce transit system annual public funding (property tax levy support) by \$3,854,300.

Supervisor White moved to refer Item 4 back to the Committee on Transportation, Public Works and Transit.

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

Later, the motion to refer Item 4 back to the committee **PREVAILED** by the following vote:

AYES—Bailey, Borkowski, Coggs-Jones, Holloway, Johnson, Launstein, Lutzka, Mayo, Podell, Schmitt, White and Zielinski—12.
NOES—Aldrich, De Bruin, Diliberti, Jasenski, Krug, McGuigan, Nyklewicz, Quindel, Ryan, Weishan and the Chairman—11.
EXCUSED—Arciszewski and Davis—2.

On a motion by Supervisor Lutzka, **Items 5, 6 and 8 WERE LAID OVER UNTIL LATER IN THE MEETING.**

Later, Supervisor Borkowski moved to refer Items 5, 6 and 8 back to the Committee on Transportation, Public Works and Transit.

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

AYES—Bailey, Borkowski, Coggs-Jones, Holloway, Johnson, Launstein, Lutzka, Mayo, Podell, Schmitt, White and Zielinski—12.
NOES—Aldrich, De Bruin, Diliberti, Jasenski, Krug, McGuigan, Nyklewicz, Quindel, Ryan, Weishan and the Chairman—11.
EXCUSED—Arciszewski and Davis—2.

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

AYES—Aldrich, Bailey, Borkowski, Coggs-Jones, Davis, De Bruin, Diliberti, Holloway, Jasenski, Johnson, Krug, McGuigan, Nyklewicz, Podell, Quindel, Ryan, Schmitt, Weishan, White and the Chairman—20. **NOES**—Laustein, Lutzka, Mayo and Zielinski—4.
EXCUSED—Arciszewski—1.

By Supervisor Jasenski, Chairperson:

From the Committee on Economic and Community Development, reporting on 5 Items.

File No. 01-198(a)(a)
(Journal, July 19, 2001)

(Item 1) From Director, Department of Administration, requesting that the grant to assist with lead-based paint hazard reduction be increased to \$4,500 to allow Milwaukee County First-Time Home Buyers Program to continue to serve its lower income clients without placing them in the position of deciding between purchase of a home and financial stability by recommending adoption of the following:

A RESOLUTION

WHEREAS, Milwaukee County has operated a First-Time Homebuyer's program since 1993 and assisted over 175 homebuyers with downpayment and closing cost assistance; and

WHEREAS, new lead-based paint rules imposed by HUD and the State of Wisconsin require that buyers have a greater knowledge of lead paint problems prior to committing to the purchase of a home; and

WHEREAS, the presence of lead-based paint hazards in a home adds additional cost to the buyer because of new requirements to correct these hazards; and

WHEREAS, these new lead-based paint rules became effective on April 10, 2001; and

WHEREAS, the Milwaukee County Board of Supervisors, on March 15, 2001, approved the use of HOME First-Time Homebuyer's funds to make grants of up to \$1,500 to clients whose prospective homes were determined to have lead-based paint hazards; and

WHEREAS, actual experience has indicated that remediation of lead-based paint hazards often exceeds \$1,500 and continues to put homeownership out of the reach of many of our low income clients; and

WHEREAS, a grant of up to \$4,500 would cover almost all cases of lead-based paint hazard remediation; and

WHEREAS, the increased grant amount will mean less funding for down payment and closing cost assistance, but will assure that homes purchased through the program are safe from lead-based paint hazards; and

WHEREAS, the Committee on Economic and Community Development, at its meeting on July 9, 2001, did approve an increase in the maximum lead-based paint hazard reduction grant for the First-Time Homebuyer's program from \$1,500 to \$4,500; now, therefore,

BE IT RESOLVED, that the Milwaukee County Board of Supervisors does hereby authorize and direct that the lead-based paint hazard reduction grant for the Milwaukee County First-time Homebuyer's program be increased to a maximum of \$4,500.

Fiscal Note:

This resolution will not require an appropriation of funds. Funding for the First-Time Homebuyer's program has already been appropriated for 2001.

File No. 01-445
(Journal, July 19, 2001)

(Item 2) From Director, Department of Administration, recommending approval of the request by the Department of Parks, Recreation and Culture to shift \$40,000 of 2001 Community Development Block Grant funds from King Park Community Center Air Conditioning project to the McGovern Park Basketball and Tennis Court Redevelopment project, due to the fact that the Private Industry Council is paying the cost of installing the air conditioning system at the King Center, by recommending adoption of the following:

A RESOLUTION

WHEREAS, the County Department of Parks, Recreation and Culture (Parks Departments) was approved for \$40,000 of year 2001 Community Development Block Grant (CDBG) funding for installation of an air conditioning system at King Park Community Center; and

WHEREAS, the Parks Department was also approved for \$40,000 of year 2001 CDBG funding for McGovern Park Basketball and Tennis Court Redevelopment, a project for which the Department had requested \$80,000; and

WHEREAS, the Parks Department has subsequently learned that the Private Industry Council will pay the entire \$75,000 cost of installing the air conditioning system at the King Community Center; and

WHEREAS, the Parks Department has requested, and the Committee on Economic and Community Development, on July 9, 2001, has approved the reprogramming of \$40,000 from the King Park Community Center Air Conditioning to the McGovern Park Basketball and Tennis Court Redevelopment; now, therefore,

BE IT RESOLVED, that the Milwaukee County Board of Supervisors does hereby authorize and direct the reprogramming of \$40,000 in 2001 CDBG funding from the King Park Community Center Air Conditioning project to the McGovern Park Basketball and Tennis Court Redevelopment project.

Fiscal Note:

This resolution will not require an appropriation of funds. An appropriation and offsetting revenue are contained in the 2001 budget for Org. 1190 to cover projects approved in the 2001 Community Development program.

File No. 01-396
(Journal, June 21, 2001)

(Item 3) From Director, Department of Administration, regarding a request from the YMCA for a County Economic Development Brownfield grant to assist in the remediation of the property located at the northwest corner of North and Teutonia Avenues in the City of Milwaukee, by recommending adoption of the following:

A RESOLUTION

WHEREAS, the County's 2001 adopted capital budget included an appropriation of \$200,000 for remediation of brownfield sites, and the current balance in the Brownfield Redevelopment Account is \$570,500; and

WHEREAS, the Economic Development Division has received a request from the YMCA for a grant from the County's Brownfield Redevelopment Fund to assist in the remediation of the property located at the northwest corner of North and Teutonia Avenues in the City of Milwaukee; and

WHEREAS, the North Side YMCA/Youth Leadership Academy project plans call for a new, full-service YMCA and charter school at this location estimated to cost \$12-million, which will remove blight from the neighborhood and be a catalyst for redevelopment; and

WHEREAS, the YMCA North Center Branch is located just 1.5 blocks away from the proposed site at 2200 North 12th Street and is the oldest facility in our system; and it is regarded as the most complete branch because of its extensive youth development, family and community development program mix. For example, the WAICO/YMCA Center City Housing Initiative has helped renovate more than 130 homes for first-time buyers, assisted more than 300 residents with home fix-up projects and provided technical assistance to dozens of small businesses; and

WHEREAS, the City Redevelopment Authority owns the proposed site of the new YMCA and school and the City of Milwaukee has agreed to donate the property to the YMCA, valued at \$375,000. The City of Milwaukee to date has invested \$226,023 in groundwater investigation and cleanup and the additional cost for remediation is estimated to be \$60,000 to \$200,000; and

WHEREAS, the Department of Administration evaluated the application and recommended to the Committee on Economic and Community Development that a \$60,000 County Brownfield Grant be allocated to the YMCA project contingent upon the YMCA finding other funds to complete the remediation project; and

WHEREAS, this site is vacant land which needs environmental investigation and remediation which is consistent with the purposes of Milwaukee County's Brownfield Redevelopment Fund; now, therefore,

BE IT RESOLVED, that the Milwaukee County Board of Supervisors hereby authorizes the Economic Development Division to

enter into a grant agreement with the YMCA in the amount of \$60,000 from the Brownfield Redevelopment Capital Account to assist with the remediation of a brownfield site located at the Northwest corner of North and Teutonia Avenue; and

BE IT FURTHER RESOLVED, that the grant agreement between Milwaukee County and the YMCA shall further require that County funds be used to reimburse the grantee for actual costs incurred for remediation activities on the site, and that all County funds be expended within two years of adoption of this resolution.

Fiscal Note:

Pursuant to the Economic Development Division, adoption of this resolution will not require an appropriation of funds but does authorize an expenditure of \$60,000 which is currently available in the Brownfield Redevelopment Capital Account.

File No. 01-395
(Journal, June 21, 2001)

(Item 4) From Director, Department of Administration, regarding a request from the Latino Community Center for a County Economic Development Brownfield grant to assist in the remediation and redevelopment of the property located at 807 South 14th Street in the City of Milwaukee, by recommending adoption of the following:

A RESOLUTION

WHEREAS, the County's 2001 adopted capital budget included an appropriation of \$200,000 for remediation of brownfield sites, and the current balance in the Brownfield Redevelopment Account is \$570,500; and

WHEREAS, the Economic Development Division has received a request from the Latino Community Center for a grant from the County's Brownfield Redevelopment Fund to assist in the redevelopment of a site located at 807 South 14th Street; and

WHEREAS, the Latino Community Center is a community-based agency located in Milwaukee's near south side and its goal is to empower youth to lead healthy, drug free and productive lives and become leaders in their community; and

WHEREAS, the Latino Community Center provides a holistic approach to solving the challenges of the neighborhood. The primary

features of the Latino Community Center are as a youth center, a hot meal program for youth, a learning center and a computer lab, and, in the planning stages are the addition of a head-start program, a middle school, a charter high school for at risk youth and a recreational facility; and

WHEREAS, the Department of Administration evaluated the application and recommended to the Committee on Economic and Community Development that a \$20,000 County Economic Brownfield Grant be allocated to the Latino Community Center, Inc., for the removal of asbestos at 807 South 14th Street; and

WHEREAS, this site includes a building which needs environmental investigation and remediation which is consistent with the purposes of Milwaukee County's Brownfield Redevelopment Fund; now, therefore,

BE IT RESOLVED, that the Milwaukee County Board of Supervisors hereby authorizes the Economic Development Division to enter into a grant agreement with the Latino Community Center in the amount of \$20,000 from the Brownfield Redevelopment Capital Account to be used for funding the remediation and redevelopment of a site located at 807 South 14th Street; and

BE IT FURTHER RESOLVED, that the grant agreement between Milwaukee County and the Latino Community Center shall further require that County funds be used to reimburse the grantee for actual costs incurred for remediation activities on the site, and that all County funds be expended within two years of adoption of this resolution.

Fiscal Note:

Pursuant to the Economic Development Division, adoption of this resolution will not require an appropriation of funds but does authorize an expenditure of \$20,000 which is currently available in the Brownfield Redevelopment Capital Account.

File No. 01-397
(Journal, June 21, 2001)

(Item 5) From Made in Milwaukee, Inc., d/b/a Wild Flour Bakery, requesting a grant from the Economic Development fund to be applied toward improvements to the facade of the building located at 2800 West Lincoln Avenue, by recommending adoption of the following:

A RESOLUTION

WHEREAS, in July, 1995, the Economic Development Committee and the County Board approved funding guidelines for Economic Development grants, including a commercial district improvement program; and

WHEREAS, Made in Milwaukee, Inc., doing business for over five years as Wild Flour Bakery, has requested an Economic Development grant to assist with façade improvements to its second location which it is purchasing at 2800 West Lincoln Avenue, with an estimated total capital investment of \$312,000, with financing secured from Lincoln State Bank and Milwaukee Economic Development Corp.; and

WHEREAS, this former bakery will be a combined bakery/deli operation with both retail and wholesale production with ten full-time jobs with wages up to \$12 per hour plus benefits; and

WHEREAS, the Department of City Development has approved a façade grant of \$5,000 for this project which must be matched by \$5,000 which will be used for exterior improvements to put this vacant building back into productive use, and this grant request satisfies all of the requirements of the County's guidelines for funding commercial districts and the Department of Administration recommended that this grant be approved; now, therefore,

BE IT RESOLVED, that the Director of Economic Development is authorized to enter into a grant agreement for \$5,000 with Made in Milwaukee, Inc., d/b/a Wild Flour Bakery and the City of Milwaukee Department of City Development to fund up to one-half of the costs of façade improvements for the bakery/deli located at 2800 West Lincoln Avenue, with such terms and conditions as are in the interest of Milwaukee County, including a provision that these funds must be used within one year from the date of the agreement.

Fiscal Note:

Sufficient funds are available in the Reserve Account to provide a grant of \$5,000; however, a fund transfer will be required to move funding from that account into the operating budget of the Economic Development Division.

The foregoing report correctly states the action taken by the said committee at a meeting held July 9, 2001.

**DAVID JASENSKI
Chairperson**

The question was on adoption.

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

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

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

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

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

Supervisor Lutzka moved to lay over Item 2.

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

AYES—Holloway, Johnson, Launstein, Lutzka, Mayo, Nyklewicz, Ryan, Schmitt and Zielinski—9. **NOES**—Aldrich, Bailey, Borkowski, Coggs-Jones, Davis, De Bruin, Diliberti, Jasenski, Krug, McGuigan, Podell, Quindel, Weishan, White and the Chairman—15. **EXCUSED**—Arciszewski—1.

By Supervisor Ordinars, Acting Chairperson:

From the Committee on Intergovernmental Relations, reporting on 1 item.

File No. 01-296
(Journal, May 17, 2001)

(Item 1) From Vice President, Mining Impact Coalition of Wisconsin, requesting support in behalf of the Town of Nashville for approval to prohibit the use of cyanide in Wisconsin mines and metallic ore processing, by recommending adoption of the following:

A RESOLUTION

WHEREAS, mining companies are increasingly using cyanide to

extract gold, silver, copper, zinc and other metals from metallic ore; and

WHEREAS, the Nicolet Mining Company (NMC) is proposing an underground mine in Forest County, which lies partly within the Town of Nashville, to extract zinc, copper, silver and gold from metallic sulfide deposits; and

WHEREAS, NMC's proposed zinc-copper mine would use as much as 18 to 20 tons of sodium cyanide each month during its operations and Wisconsin is known to contain other gold deposits that would likely require cyanide for processing; and

WHEREAS, cyanide poses a serious environmental risk—from transportation on our roadways, from storage and use at NMC's proposed mine site and from residuals disposed in waste dumps; and

WHEREAS, cyanide is highly toxic, with tiny traces fatal to human beings, fish and wildlife, and acts as a powerful solvent that can release other toxins; and

WHEREAS, cyanide has been the cause of recent environmental disasters at U.S. mines in Nevada, Montana, Idaho, California, South Dakota and South Carolina and at many foreign mines, including mines in Romania, Guyana, Canada, Krygzstan and Papua, New Guinea, resulting in massive fish kills and contaminated drinking water; and

WHEREAS, in 1998, Montana voters banned cyanide for mining and a similar ban has been passed by the Czech Republic; and

WHEREAS, Wisconsin must have the strongest mining laws in the nation in order to protect our abundance of clean water; and

WHEREAS, at its meeting on July 10, 2001, the Committee on Parks, Energy and Environment voted 4 to 1 to recommend to the County Board the approval of the request from the Mining Impact Coalition of Wisconsin to support legislation to ban the use of cyanide reagents in Wisconsin mines and metallic ore processing facilities and to communicate that position to the Milwaukee County legislative delegation, and directed that this recommendation be forwarded to the Committee on Intergovernmental Relations; and

WHEREAS, at its meeting on July 11, 2001, the Committee on Intergovernmental Relations voted 6 to 0 to concur with the recommendation of the Committee on Parks, Energy and Environment; now, therefore,

BE IT RESOLVED, that the Milwaukee County Board of Supervisors hereby expresses its support for a prohibition on the use of cyanide reagents in Wisconsin mines and metallic ore processing facilities to ensure the health, safety and welfare of all Wisconsin residents; and

BE IT FURTHER RESOLVED, that the Milwaukee County Board of Supervisors urges the Wisconsin Legislature to enact Assembly Bill 95/Senate Bill 160, legislation that would prohibit the use of cyanide in Wisconsin mines and metallic ore processing facilities in order to protect the health, safety and welfare of all Wisconsin residents; and

BE IT FURTHER RESOLVED, that the County Clerk is hereby authorized and directed to send a copy of this resolution to the Milwaukee County delegation to the State Legislature, the Secretary of the Department of Natural Resources and Governor Scott McCallum.

Fiscal Note:

Adoption of this Resolution would have no tax levy impact.

The foregoing report correctly states the action taken by the said committee at a meeting held July 11, 2001.

KAREN M. ORDINANS
Acting Chairperson

The question was on adoption.

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

AYES—Bailey, Borkowski, Coggs-Jones, Davis, De Bruin, Diliberti, Holloway, Jasenski, Johnson, Krug, Launstein, Lutzka, Mayo, McGuigan, Nyklewicz, Podell, Quindel, Schmitt, Weishan, White, Zielinski and the Chairman—22. **NOES**—Aldrich and Ryan—2. **EXCUSED**—Arciszewski—1.

TRANSIT SYSTEM CLAIMS

File No. 01-4

From Law Office of Robert A. Levine, submitting a claim on June 18, 2001 in behalf of Angela Barnes for damages and injuries allegedly sustained in a motor vehicle accident involving a Milwaukee Transport Services, Inc. bus.

File No. 01-4

From Dubin & Balistreri, Ltd., submitting a claim on July 9, 2001 in behalf of Margie A. Durant for damages and injuries allegedly sustained while a passenger on a Milwaukee Transport Services, Inc. bus.

File No. 01-4

From Attorney Frederick A. Moegenburg, submitting a claim on June 26, 2001 in behalf of Sharon D. Jackson for damages and injuries allegedly sustained while a passenger on a Milwaukee Transport Services, Inc. bus.

File No. 01-4

From Attorney Elvis Cardell Banks, submitting a claim on June 28, 2001 in behalf of Mark D. Thomas for damages and injuries allegedly sustained in a collision involving a Milwaukee Transport Services, Inc. bus.

File No. 01-4

From Harvey Jay Goldstein, S.C., submitting a Claim on June 18, 2001 in behalf of Progressive Insurance Co. for payments issued to its insured, Trinidad Nieto, for damages sustained in an accident involving 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.

COUNTY BOARD CITATIONS

File No. 01-2-266

On motion by Supervisor Jasenski, the Board approved a Citation commending Judith A. Anderson 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. 01-2-267

On motion by Supervisors Weishan and Johnson, the Board approved a Citation commending Floyd Aprill for his many years of faithful and distinguished County service, thanking him for his contributions on behalf of the citizens of Milwaukee County and wishing him a future filled with health, happiness and continued success.

File No. 01-2-268

On motion by Supervisors Ordinans, Aldrich, Arciszewski, Bailey, Borkowski, Coggs-Jones, Davis, De Bruin, Diliberti, Holloway, Jasenski, Johnson, Krug, Launstein, Lutzka, Mayo, McGuigan, Nyklewicz, Podell, Quindel, Ryan, Schmitt, Weishan, White and Zielinski, the Board approved a Citation expressing extreme sorrow at the passing of Leon G. Arciszewski, a friend to the community who will be deeply missed by those who had the privilege to know him.

File No. 01-2-269

On motion by Supervisors Ordinans, Arciszewski, Bailey, Borkowski, Diliberti, McGuigan, Quindel and Weishan, the Board approved a Citation expressing extreme sorrow at the passing of James Besson, Former Mayor of Greenfield.

File No. 01-2-270

On motion by Supervisor McGuigan, the Board approved a Citation expressing sincere regret that Milwaukee County's century and a half of providing direct child welfare service is ending and offers its deepest appreciation and heartfelt gratitude to those Milwaukee County employees - past and present - for all they have done.

File No. 01-2-271

On motion by Supervisors Podell, Aldrich, Borkowski, Coggs-Jones, Lutzka and Johnson, the Board approved a Citation recognizing Carmen Ciofani for dedicating 30 years of service to the Riverside Community by helping coordinate Independence Day activities in Gordon Park and wishing her continued success and prosperity in all of her future endeavors.

File No. 01-2-272

On motion by Supervisors Lutzka, Aldrich, Borkowski, Weishan and Ordinans, the Board approved a Citation congratulating the City

of St. Francis on its 50th anniversary and wishing all of its citizens health, happiness and continued success.

File No. 01-2-273

On motion by Supervisors Lutzka, Aldrich, Arciszewski, Bailey, Borkowski, Coggs-Jones, Davis, De Bruin, Diliberti, Holloway, Jasenski, Johnson, Krug, Launstein, Mayo, McGuigan, Nyklewicz, Podell, Ordians, Quindel, Ryan, Schmitt, Weishan, White and Zielinski, the Board approved a Citation expressing extreme sorrow at the passing of Norbert Czaja, a friend to many who deeply touched the lives of those who had the privilege to know him.

File No. 01-2-274

On motion by Supervisors McGuigan, Coggs-Jones, Davis and Johnson, the Board approved a Citation commending Bernice Dorsey 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. 01-2-275

On motion by Supervisors Podell, Aldrich, Borkowski, Coggs-Jones, Davis, Lutzka and McGuigan, the Board approved a Citation recognizing Severa Drost for dedicating 30 years of service to the Riverside Community by helping coordinate Independence Day activities in Gordon Park and wishing her continued success and prosperity in all of her future endeavors.

File No. 01-2-276

On motion by Supervisors Borkowski, Coggs-Jones, Davis, Johnson, McGuigan, Schmitt and Weishan, the Board approved a Citation congratulating Joseph W. Dubis 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. 01-2-277

On motion by Supervisors Podell, Aldrich, Borkowski, Coggs-Jones, Lutzka and McGuigan, the Board approved a Citation recognizing Fran Grzchowiak for dedicating 52 years of service to the Riverside Community by helping coordinate Independence Day

activities in Gordon Park and wishing her continued success and prosperity in all of her future endeavors.

File No. 01-2-278

On motion by Supervisors White, Bailey, Borkowski, Diliberti, Krug, McGuigan, Podell, Schmitt and Ordinans, the Board approved a Citation commending Robert Kattman for his many years of faithful and distinguished service to the Glendale-River Hills and Maple Dale-Indian Hill public school districts, thanking him for his contributions on behalf of the citizens of Milwaukee County and wishing him a future filled with health, happiness and continued success.

File No. 01-2-279

On motion by Supervisors Borkowski and Johnson, the Board approved a Citation commending William F. Kirchoff for his many years of faithful and distinguished County service, thanking him for his contributions on behalf of the citizens of Milwaukee County and wishing him a future filled with health, happiness and continued success.

File No. 01-2-280

On motion by Supervisors McGuigan, Aldrich, Arciszewski, Bailey, Borkowski, Coggs-Jones, Davis, De Bruin, Diliberti, Holloway, Jasenski, Johnson, Krug, Launstein, Lutzka, Mayo, Nyklewicz, Podell, Quindel, Ryan, Schmitt, Weishan, White, Zielinski and Ordinans, the Board approved a Citation recognizing Sonja Krohn for her heroic efforts to save another person's life, thanking her for her contribution to the community and wishing her continued success in all future endeavors.

File No. 01-2-281

On motion by Supervisors Quindel and Johnson, the Board approved a Citation commending David A. LeBlanc for his many years of faithful and distinguished County service, thanking him for his contributions on behalf of the citizens of Milwaukee County and wishing him a future filled with health, happiness and continued success.

File No. 01-2-282

On motion by Supervisors Mayo and Johnson, the Board approved a Citation commending Carolyn A. May 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. 01-2-283

On motion by Supervisors Johnson, Coggs-Jones, Holloway and Mayo, the Board approved a Citation congratulating Ethel McGrew on the occasion of her 100th birthday, commending her dedicated efforts and contributions to the community and wishing her continued prosperity and fulfillment.

File No. 01-2-284

On motion by Supervisors Coggs-Jones, Davis and Mayo, the Board approved a Citation congratulating Milwaukee Health Service Systems on the occasion of its 16th anniversary, commending its dedicated efforts and contributions to the community and wishing for its continued prosperity and fulfillment.

File No. 01-2-285

On motion by Supervisors Mayo, Coggs-Jones, Holloway and Johnson, the Board approved a Citation congratulating the North Division High School Class of 1961 on the occasion of its 40th class reunion, recognizing the contributions the class of 1961 has made to Milwaukee County and the nation and wishing for its continued success in future endeavors.

File No. 01-2-286

On motion by Supervisors Mayo, Coggs-Jones, Holloway and Johnson, the Board approved a Citation congratulating the North Division High School Class of 1981 on the occasion of its 20th class reunion, recognizing the contributions the class of 1981 has made to Milwaukee County and the nation and wishing for its continued success in future endeavors.

File No. 01-2-287

On motion by Supervisors Arciszewski and Johnson, the Board approved a Citation commending Edna F. Origenes 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. 01-2-288

On motion by Supervisors Ordinans, Aldrich, Arciszewski, Borkowski, Diliberti, Jasenski, Lutzka, Podell, Ryan and White, the Board approved a Citation recognizing Parents' Day 2001, commending the dedicated efforts and contributions of parents everywhere and wishing for their success and fulfillment in raising children.

File No. 01-2-289

On motion by Supervisors Ordinans and Johnson, the Board approved a Citation commending Brian Pietrzak for his many years of faithful and distinguished County service, thanking him for his contributions on behalf of the citizens of Milwaukee County and wishing him a future filled with health, happiness and continued success.

File No. 01-2-290

On motion by Supervisors McGuigan and Ordinans, the Board approved a Citation commending Joann C. Schwanke 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. 01-2-291

On motion by Supervisor Nyklewicz, the Board approved a Citation commending Angel L. Valadez for his many years of faithful and distinguished County service, thanking him for his contributions on behalf of the citizens of Milwaukee County and wishing him a future filled with health and happiness, continued success, and God's choicest blessings.

File No. 01-2-292

On motion by Supervisors Mayo, Coggs-Jones, Holloway, Johnson, Aldrich, Borkowski, Davis, De Bruin, Diliberti, Lutzka, McGuigan, Quindel and Schmitt, the Board approved a Citation congratulating Queen Mother Marsha Coggs and King James Cameron on their coronation and recognizing their contributions to Milwaukee County and wishing for them continued success in future endeavors.

File No. 01-2-293

On motion by Supervisors Mayo, Coggs-Jones, Holloway,

Johnson, Davis, De Bruin, Lutzka and McGuigan, the Board approved a Citation congratulating the Milwaukee Community Journal on the occasion of its 25th anniversary, commending the entire staff on their dedicated efforts and substantial contributions to the community and wishing the Milwaukee Community Journal's continued success and prosperity.

File No. 01-2-294

On motion by Supervisors Mayo, Coggs-Jones, Holloway, Johnson, Davis, De Bruin, Lutzka and McGuigan, the Board approved a Citation expressing extreme sorrow at the passing of Floyd Bell, a friend to the community who has left a legacy of love and dedication to his family and touched the lives of those who had the privilege to know him.

File No. 01-2-295

On motion by Supervisors Mayo and Ordinans, the Board approved a Citation congratulating Osella Jones on receiving the "It Takes a Whole Village" award due to her dedicated efforts and contributions to the community and wishing her continued success, health and happiness.

File No. 01-2-296

On motion by Supervisors Mayo and Ordinans, the Board approved a Citation congratulating Freddie Holton on receiving the "It Takes a Whole Village" award due to his dedicated efforts and contributions to the community and wishing him continued success, health and happiness.

File No. 01-2-297

On motion by Supervisors Mayo and Ordinans, the Board approved a Citation congratulating James Leddell on receiving the "It Takes a Whole Village" award due to his dedicated efforts and contributions to the community and wishing him continued success, health and happiness.

File No. 01-2-298

On motion by Supervisors Mayo and Ordinans, the Board approved a Citation congratulating Ethel McGrew on receiving the "It Takes a Whole Village" award due to her dedicated efforts and contributions to the community and wishing her continued success, health and happiness.

File No. 01-2-299

On motion by Supervisors Mayo and Ordians, the Board approved a Citation congratulating Alberta Walker on receiving the "It Takes a Whole Village" award due to her dedicated efforts and contributions to the community and wishing her continued success, health and happiness.

File No. 01-2-300

On motion by Supervisors Mayo and Ordians, the Board approved a Citation congratulating Jennievie Worthy on receiving the "It Takes a Whole Village" award due to her dedicated efforts and contributions to the community and wishing her continued success, health and happiness.

File No. 01-2-301

On motion by Supervisors Mayo, Coggs-Jones, Holloway, Johnson, Aldrich, Borkowski, Davis, De Bruin, Diliberti, Lutzka, McGuigan, Quindel and Schmitt, the Board approved a Citation congratulating Congressman Tom Barrett on receiving a Milwaukee Community Journal "It Takes a Whole Village" Lifetime Achievement Award, commending his dedicated efforts and contributions to the community and wishing him continued success, health and happiness.

File No. 01-2-302

On motion by Supervisors Mayo, Coggs-Jones, Holloway, Johnson, Borkowski, Davis, De Bruin, Diliberti, Lutzka, McGuigan and Podell, the Board approved a Citation congratulating Clayborn Benson III on receiving a Milwaukee Community Journal "It Takes a Whole Village" Lifetime Achievement Award, commending his dedicated efforts and contributions to the community and wishing him continued success, health and happiness.

File No. 01-2-303

On motion by Supervisors Mayo, Coggs-Jones, Holloway, Johnson, Davis, De Bruin, Lutzka and McGuigan, the Board approved a Citation congratulating Adrienne Davis on receiving a Milwaukee Community Journal "It Takes a Whole Village" Lifetime Achievement Award, commending her dedicated efforts and contributions to the community and wishing her continued success, health and happiness.

File No. 01-2-304

On motion by Supervisors Mayo, Coggs-Jones, Holloway, Johnson, Aldrich, Borkowski, Davis, De Bruin, Diliberti, Lutzka, McGuigan, Podell, Quindel and Schmitt, the Board approved a Citation congratulating Dorothy Dean on receiving a Milwaukee Community Journal "It Takes a Whole Village" Lifetime Achievement Award, commending her dedicated efforts and contributions to the community and wishing her continued success, health and happiness.

File No. 01-2-305

On motion by Supervisors Mayo, Coggs-Jones, Holloway, Johnson, Davis, De Bruin, Lutzka, McGuigan and Podell, the Board approved a Citation congratulating Florence Dukes on receiving a Milwaukee Community Journal "It Takes a Whole Village" Lifetime Achievement Award, commending her dedicated efforts and contributions to the community and wishing her continued success, health and happiness.

File No. 01-2-306

On motion by Supervisors Mayo, Coggs-Jones, Holloway, Johnson, Davis, De Bruin, Lutzka, McGuigan and Podell, the Board approved a Citation congratulating Carl Gee on receiving a Milwaukee Community Journal "It Takes a Whole Village" Lifetime Achievement Award, commending his dedicated efforts and contributions to the community and wishing him continued success, health and happiness.

File No. 01-2-307

On motion by Supervisors Mayo, Coggs-Jones, Holloway, Johnson, Davis, De Bruin, Lutzka and McGuigan, the Board approved a Citation congratulating Father Matthew Gottschalk on receiving a Milwaukee Community Journal "It Takes a Whole Village" Lifetime Achievement Award, commending his dedicated efforts and contributions to the community and wishing him continued success, health and happiness.

File No. 01-2-308

On motion by Supervisors Mayo, Coggs-Jones, Holloway, Johnson, Aldrich, Davis, De Bruin, Diliberti, Lutzka, McGuigan, Podell and Quindel, the Board approved a Citation congratulating Mildred Harpole on receiving a Milwaukee Community Journal "It Takes a Whole Village" Lifetime Achievement Award, commending

her dedicated efforts and contributions to the community and wishing her continued success, health and happiness.

File No. 01-2-309

On motion by Supervisors Mayo, Coggs-Jones, Johnson, Aldrich, Borkowski, Davis, De Bruin, Diliberti, Lutzka, McGuigan, Podell, Schmitt, Quindel and Ordians, the Board approved a Citation congratulating Supervisor Lee Holloway on receiving a Milwaukee Community Journal "It Takes a Whole Village" Lifetime Achievement Award, commending his dedicated efforts and contributions to the community and wishing him continued success, health and happiness.

File No. 01-2-310

On motion by Supervisors Mayo, Coggs-Jones, Holloway, Johnson, Aldrich, Davis, De Bruin, Lutzka and McGuigan, the Board approved a Citation congratulating Ben Johnson on receiving a Milwaukee Community Journal "It Takes a Whole Village" Lifetime Achievement Award, commending his dedicated efforts and contributions to the community and wishing him continued success, health and happiness.

File No. 01-2-311

On motion by Supervisors Mayo, Coggs-Jones, Holloway, Johnson, Davis, De Bruin, Lutzka, McGuigan and Quindel, the Board approved a Citation congratulating Harry Kemp on receiving a Milwaukee Community Journal "It Takes a Whole Village" Lifetime Achievement Award, commending his dedicated efforts and contributions to the community and wishing him continued success, health and happiness.

File No. 01-2-312

On motion by Supervisors Mayo, Coggs-Jones, Holloway, Johnson, Davis, De Bruin, Diliberti, Lutzka, McGuigan, Podell and Quindel, the Board approved a Citation congratulating Gregory Stanford on receiving a Milwaukee Community Journal "It Takes a Whole Village" Lifetime Achievement Award, commending his dedicated efforts and contributions to the community and wishing him continued success, health and happiness.

File No. 01-2-313

On motion by Supervisors Mayo, Coggs-Jones, Holloway, Johnson, Davis, De Bruin, Lutzka and McGuigan, the Board

approved a Citation congratulating Cordelia Taylor on receiving a Milwaukee Community Journal "It Takes a Whole Village" Lifetime Achievement Award, commending her dedicated efforts and contributions to the community and wishing her continued success, health and happiness.

File No. 01-2-314

On motion by Supervisors Mayo, Coggs-Jones, Holloway, Johnson, Davis, De Bruin, Lutzka, McGuigan and Podell, the Board approved a Citation congratulating Joanne Williams on receiving a Milwaukee Community Journal "It Takes a Whole Village" Lifetime Achievement Award, commending her dedicated efforts and contributions to the community and wishing her continued success, health and happiness.

File No. 01-2-315

On motion by Supervisors Mayo, Coggs-Jones, Holloway, Johnson, Davis, De Bruin, Lutzka, McGuigan and Podell, the Board approved a Citation congratulating Dr. Earnestine Willis on receiving a Milwaukee Community Journal "It Takes a Whole Village" Lifetime Achievement Award, commending her dedicated efforts and contributions to the community and wishing her continued success, health and happiness.

File No. 01-2-316

On motion by Supervisors Mayo, Coggs-Jones, Holloway, Johnson, Davis, De Bruin, Lutzka and McGuigan, the Board approved a Citation congratulating Mattiebelle Woods on receiving a Milwaukee Community Journal "It Takes a Whole Village" Lifetime Achievement Award, commending her dedicated efforts and contributions to the community and wishing her continued success, health and happiness.

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

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On a motion by Supervisor Diliberti, the Board **ADJOURNED** at 4:47 p.m. to Friday, September 28, 2001, at 9:30 a.m., by a voice vote.

MARK RYAN
County Clerk

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STANDING COMMITTEES OF THE BOARD OF SUPERVISORS OF MILWAUKEE COUNTY

ECONOMIC AND COMMUNITY DEVELOPMENT

Jasenski (Chair), Weishan, (Vice Chair), Launstein, Mayo
White, Lutzka, Schmitt

FINANCE AND AUDIT

De Bruin (Chair), Ryan (Vice Chair), Nyklewicz,
Holloway, Krug, Schmitt, Davis

HEALTH AND HUMAN NEEDS

Quindel (Chair), Borkowski (Vice Chair), Podell,
Zielinski, Arciszewski, Johnson, Weishan

INTERGOVERNMENTAL RELATIONS

Diliberti (Chair), Ordinans (Vice Chair), Nyklewicz,
Borkowski, Krug, Arciszewski, Johnson

JUDICIARY, SAFETY AND GENERAL SERVICES

McGuigan (Chair), Krug (Vice Chair), Bailey,
Coggs-Jones, Zielinski, De Bruin, Holloway

PARKS, ENERGY AND ENVIRONMENT

Aldrich (Chair), Podell (Vice Chair), Diliberti,
Borkowski, Launstein, Quindel, Davis

PERSONNEL

Arciszewski (Chair), Schmitt (Vice Chair), Bailey,
Coggs-Jones, Mayo, McGuigan, Ryan

TRANSPORTATION, PUBLIC WORKS AND TRANSIT

White (Chair), Nyklewicz (Vice Chair), Aldrich, Jasenski,
Ryan, Lutzka, Johnson

WHOLE

Ordinans (Chair), Diliberti (Vice Chair), Nyklewicz, Bailey,
Podell, Coggs-Jones, Zielinski, Aldrich, Borkowski,
De Bruin, Holloway, Launstein, Quindel, Mayo, Krug,
Jasenski, McGuigan, Ryan, White, Lutzka, Arciszewski,
Schmitt, Davis, Johnson, Weishan



OFFICIAL PROCEEDINGS

BOARD OF SUPERVISORS
Courthouse, Milwaukee, Wisconsin

KAREN M. ORDINANS
Chairman

DANIEL J. DILIBERTI
First Vice Chairman

JAMES G. WHITE
Second Vice Chairman

MEMBERS OF THE BOARD

District	Member Name and Address	Phone Number
1st	JAMES G. WHITE, 3070 N. 13 St., Milwaukee 53209	264-3105
2nd	JOE DAVIS, SR., 3870 N. 57 St., Milwaukee 53216	873-3252
3rd	PENNY PODELL, 3515 N. Summit Ave., Shorewood 53211	961-0808
4th	SHEILA ALDRICH, 3211 W. Michigan St., Milwaukee 53208	933-1643
5th	LEE HOLLOWAY, 2836 N. Grant Blvd., Milwaukee 53210	873-0132
6th	JIM MC GUIGAN, 8152 N. Ivy, Brown Deer 53223	354-4255
7th	MICHAEL MAYO, SR., 3156 N. 50 St., Milwaukee 53216	445-3111
8th	DANIEL J. DILIBERTI, 2951 S. 46th St., Milwaukee 53219	321-7099
9th	ROBERT KRUG, 7373 N. Teutonia Ave., Milwaukee 53209	228-0350
10th	ELIZABETH COGGS-JONES, 737 N. 32nd St., Milwaukee 53208	933-9018
11th	MARK A. BORKOWSKI, 3650 S. Sunset Drive, Milwaukee 53220	327-3177
12th	T. ANTHONY ZIELINSKI, 2463 S. Superior St., Milwaukee 53207	744-2395
13th	WILLIE JOHNSON, JR., 3869 N. Humboldt Blvd., #206, Milw. 53212	962-2856
14th	RICHARD D. NYKLEWICZ, JR., 3129 S. 17th St. Milwaukee 53215	643-1787
15th	DAVID JASENSKI, 6419 W. Chambers, Milwaukee 53210	444-1535
16th	LYNNE D. DE BRUIN, 1836 N. Hi Mount Blvd., Milwaukee 53208	778-0515
17th	LORI LUTZKA, 455 E. Van Beck, Milwaukee 53207	481-0279
18th	ROGER QUINDEL, 4126 N. 90th Ct., Milwaukee 53222	466-1558
19th	LEANN M. LAUNSTEIN, 900 E. Puetz Rd., Oak Creek 53154	762-4922
20th	JAMES "LUIGI" SCHMITT, 2517 N. 88th St., Wauwatosa 53226	778-0405
21st	KAREN M. ORDINANS, 10300 W. Spring Green Rd., Greenfield 53228	529-0741
22nd	JOHN F. WEISHAN, JR., 2605 S. 82 St., West Allis 53219	321-6669
23rd	KATHLEEN A. ARCISZEWSKI, 5618 Beaver Ct., Greendale 53129	421-7742
24th	LINDA RYAN, 823 Menomonee Ave., South Milwaukee 53172	762-9185
25th	THOMAS A. BAILEY, 5250 N. Diversey Blvd., Whitefish Bay 53217	906-0804

MARK RYAN, County Clerk

Annual Meeting (Continued)
September 28, 2001

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**Milwaukee, Wisconsin, Friday, September 28, 2001,
9:35 a.m.**

Supervisor Ordinans in the Chair.

PRESENT: Aldrich, Arciszewski, Bailey, Borkowski, Coggs-Jones, Davis, De Bruin, Diliberti, Holloway, Jasenski, Johnson, Krug, Launstein, Lutzka, Mayo, McGuigan, Nyklewicz, Quindel, Schmitt, Weishan, White and the Chairman—22. **ABSENT:** Podell, Ryan and Zielinski—3.

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

Supervisors Podell, Ryan and Zielinski are hereinafter noted present.

PRESENTATION OF THE 2002 COUNTY EXECUTIVE RECOMMENDED BUDGET

Supervisors Ryan, Podell and Zielinski present.

Madam Chairman, Members of the County Board, Ladies and Gentlemen, Good Morning.

This year marks the tenth year I have recommended a budget to your Honorable Body. I stand before you today knowing that our history as Americans and Milwaukee County residents was irreversibly changed due to the tragedy of September 11th. Before I deliver my yearly budget address, I would like to take a moment to commend all Milwaukee County residents for lending support to one another during these very difficult times. I would also like to thank all of our employees for their patience and cooperation in carrying on the business of Milwaukee County government.

As Dr. Martin Luther King, Jr. stated, "The ultimate measure of a man is not where he stands in moments of comfort and convenience, but where he stands at times of challenge and controversy." The people of Milwaukee County and this country have shown, through their actions, that they stand together in the face of adversity.

The words of Dr. Martin Luther King, Jr. ring true in many situations because the challenges we face in our daily lives are

endless. Some challenges are more daunting than others but all are important. Milwaukee County faces the challenge of protecting its citizens and this budget includes initiatives to improve security at the Courthouse and General Mitchell International Airport.

While preparing the 2002 Recommended Budget, I was also faced with a major fiscal challenge. The challenge of recommending a budget that maintains reasonable and affordable taxes while preserving our quality of life. In response to a significant projected deficit, I instructed all Milwaukee County departments to submit budgets with a zero tax levy increase. For the past several weeks I have worked with department managers and our budget office to recommend a responsible budget for 2002. This was not an easy task, especially as we continue to confront underfunded State mandates and escalating health care costs.

However, part of the challenge was made easier by achieving a pension contribution savings by reducing our amortization from 35 to 20 years and assuming a 9% investment return on pension assets, thereby saving \$10.6 million. Additional savings of \$5 million were also achieved through refunding some of our outstanding bonds.

The budget I will outline to you continues to take care of the needs of our citizens without placing an undue burden on taxpayers.

- This Recommended Budget totals \$1,085,606,541, an expenditure increase of 2.4% over the 2001 Budget of \$1,060,098,046.
- The County tax levy is \$216,848,179, up from \$206,728,742 - an increase of 4.895% over the 2001 Adopted Budget.
- I am proposing a 2002 Budget with an equalized tax rate of \$5.31. This is a decrease of 21 cents or 3.68% compared to the 2001 equalized tax rate of \$5.52.
- The assessed tax rate for the City of Milwaukee is \$5.83.
- The total Capital Budget for 2002 is \$128.4 million for 84 projects. \$61 million is airport capital expenditures. The General County Capital program totals \$67.4 million, of which \$39.4 million will be bonded.

Underfunded State Mandates

The challenge of providing an acceptable tax climate and a good quality of life is made all the more difficult each year because of the

continuing burden of underfunded State mandates. As I have said many times before, the State of Wisconsin has an obligation to pay the full costs of State-run programs, however, the costs are most often shifted to our County taxpayers.

A new provision in the State budget negatively impacts Milwaukee County with a loss of approximately \$700,000 per year. The State budget provides for the reallocation of shared revenue funds away from Milwaukee County, and eighteen other counties, to provide over \$1.2 million in shared revenue to Lafayette County. Milwaukee County was robbed of these funds and suffers the greatest loss of all counties due to this unfair reallocation. To make matters worse, this reallocation is a permanent provision.

Another source of constant and continued frustration is the lack of adequate funding by the State of Wisconsin for juvenile delinquency services. There is a 12% increase in state charges to counties for juvenile correctional institutional placement. Milwaukee County's Youth Aids allocation from the State in 2002 increased 1.25%. However, with the 12% increase charged to the counties, this will not be sufficient to cover the State juvenile correctional charges. This means that, because the Youth Aids allocation is insufficient, Milwaukee County's revenue loss will be approximately \$4.8 million.

Additionally, the latest State of Wisconsin budget continues a deliberate pattern of no or minimal increases in funding for State mandated programs. Community Aids has received minimal increases the last six years. The Youth Aids increase of 1.25% does not offset the 12% rate increase charged to counties for juvenile correctional placements. A minimal 1% increase is allocated for shared revenue and mandate relief, the first increase in eight years. There has been no increase in the Guardian ad Litem grant since 1993 and a minimal increase in the court support grant since 1993.

The underfunding of State mandated programs is the main problem in this budget as it has been for many budgets in the past.

Our property taxes continue to pay for programs required and controlled by the State. I will continue to fight to regain control of Milwaukee County tax dollars for Milwaukee County residents and I urge all of us to work together in achieving this goal.

Health Care Costs

For a variety of reasons, the cost of providing health insurance is rising at an incredibly high rate. Many employers are experiencing

premium increases of more than 20%. Even though our employees are paying a larger portion of the cost, health insurance costs were a major challenge in the development of the County's 2002 Budget.

Rates for the standard health insurance plan administered by WPS have increased 14.3%, while the cost of HMO coverage has increased by 15%. Although these increases are substantial, they are significantly lower than other large governments in Wisconsin. By comparison, our efforts to control costs have been quite successful.

Operating Budget

As I stated earlier, this budget had some very significant challenges and difficult decisions had to be made during this process.

I believe my 2002 Operating Budget maintains our excellent quality of life, preserves Milwaukee County jobs, and provides our citizens with the services they need.

Early in this budget process, there were discussions concerning the privatization of services resulting in the loss of Milwaukee County jobs. This budget **does not** contract out for services at the House of Correction, the Mental Health Complex, or the Sheriff's Department. The only contracting of services is the continuation of contracts for physician, dentist, pharmacist services, medical director, program monitor, and medical records at the Criminal Justice Facility.

To ensure that medical services are provided to our most needy citizens, I have fully funded the General Assistance Medical Program (G.A.M.P.) in this budget.

The Drug Abuse Resistance Education (D.A.R.E.) program continues in the Sheriff's Department with six D.A.R.E. deputies patrolling parks in the summer months when school is not in session.

There will be an additional 23 Milwaukee County Deputy Sheriffs and one Deputy Sheriff Sergeant providing increased security at General Mitchell International Airport. This brings the total number of deputies to 46 at the airport.

At the County Grounds, eight Deputy Sheriff positions are abolished and two Deputy Sheriff Sergeants are transferred, one to the Airport and one to Expressway Patrol. Five Deputy Sheriffs remain to provide security for the Trauma Center at Froedtert Hospital. Back up services for the Trauma Center will be provided by the Expressway Patrol.

One of the most difficult decisions was in the area of our parks, particularly swimming pools. The recently completed Milwaukee County pool study, An Aquatic Master Plan, recommends the closing of one indoor and six outdoor pools. Four pools, Moody, Grobschmidt, Madison, and Dineen, will be closed. As I highlight later in the Capital budget section, this study clearly illustrates that our residents simply do not use public swimming pools in the same way as in years past. Both attendance and revenue records illustrate this point. Noyes and Pulaski indoor pools will be closed during the months of June, July, and August when other pools are open for swimming. Annual preventive maintenance will be performed at this time.

I have included \$25,000 to hire a consultant to develop alternative recreational opportunities for the residents of the area served by Moody Pool. By learning what the residents want and need, we will be providing recreational services that will be enjoyed and, **most importantly**, utilized.

Due to fiscal constraints, the Parks Department will no longer provide lifeguard staffing at our six Milwaukee County supervised beaches. Persons using these beaches will swim at their own risk at all times. Currently, lifeguards are only provided during daytime hours so any swimming that occurs after 5 p.m. is already done without lifeguards.

Each year, I struggle with maintaining our great transit services without raising fees or eliminating routes. This struggle continues as we face increased fuel costs and fiscal pressures. My 2002 Budget has no increase in adult cash fares, freeway flyer routes are maintained, and paratransit fares remain the same. Weekly passes and tickets increase \$1.00. Bus service hours decrease 3% due in part to route modifications and elimination of duplicated services. Route 2 service and Route 13 midday service is eliminated.

As part of the ongoing strategic planning process, the Department of Human Resources will be implementing a Workforce Planning and Development Division. Simply stated, work force planning is getting "the right number of people with the right skills, experiences, and competencies in the right job at the right time." This is a comprehensive process that provides managers with a framework for making staffing decisions based on each department's mission, strategic plan, budget, and set of desired competencies. The division will identify the skills needed in the workforce today while setting guidelines to build the workforce of the future.

The Personnel Review Board staff and the Department of Labor

Relations are transferred to the Department of Administration to provide back up and managerial support on an as needed basis.

The Milwaukee County Department on Aging has over twenty years of experience in establishing and operating senior centers and currently runs very successful centers at Washington Park and McGovern Park. Because of this excellent track record and the importance of providing the best possible services to our elderly citizens, my 2002 Budget transfers the operations of Kelly, Clinton and Bernice Rose, and Wilson Park Senior Centers from the Department of Parks to the Department on Aging. There are many reasons to transfer the operations to the Department on Aging, however, I believe the most compelling reason is that the Department on Aging's only mission is to provide services and programs for seniors in Milwaukee County. Additionally, by uniting all senior centers in Milwaukee County, the programs will be enhanced and there is no membership fee. This transfer will allow for increased opportunities and a streamlined approach to providing meaningful services for our elderly residents.

As part of the ongoing process of streamlining Milwaukee County government, the Office for Person with Disabilities will assume responsibility for specialized recreational programming formerly provided by the Parks Department Wil-O-Way programs.

Operation of the County's Alcohol and Other Drug Abuse (AODA) programs is transferred from the Adult Services Division to the newly created AODA Services Branch of the Mental Health Division. This action will consolidate the treatment of persons with the commonly found dual diagnosis of mental illness and substance abuse. It is most effective to address both issues in a coordinated manner, rather than in isolation from each other.

There are currently approximately 15,000 cases that will be converted from percentage child support orders to fixed amounts. This conversion to fixed amounts will take approximately 14 months and will begin in October. There will be two new courts established to hear the cases located on the first floor of the Courthouse Annex.

These initiatives will allow us to better serve our most valuable resources, our Milwaukee County residents.

Potawatomi Proceeds

This is the third year that Milwaukee County will receive an annual payment from the Potawatomi Bingo Casino under an agreement with the Forest County Potawatomi Nation. The

allocation for 2002 is \$3.7 million and will be used for many worthwhile programs that touch almost every segment of society.

Continued funding of \$1 million is provided for the Alcohol and Other Drug Abuse voucher program, \$350,000 for Parks Infrastructure and \$100,000 for the AIDS Resource Center Harm Reduction Program. Funding is also provided for a variety of other important health and human services, including the Youth Sports Authority, homeless and domestic violence shelters, Southeast Asian access services, developmental disabilities services, and the First Time Juvenile Offender Program. Additionally, funding is provided for the County's Diversity Advancement, Retention, and Recruitment Task Force.

Capital

My 2002 Recommended Budget includes 84 capital improvement projects with a total expenditure of \$128.4 million. \$61 million of this total is airport capital expenditures. The General County capital program totals \$67.4 million, of which \$39.4 million will be bonded. This bond amount achieves our goal of less than \$40 million in bonding and includes restoring \$5 million of the bond reduction amount in 2001.

At General Mitchell International Airport, \$25 million is allocated for the expansion of the "C" concourse to increase the number of gates and airplane parking positions. \$780,000 is budgeted for the renovation of the airport concession/retail mall and \$1.9 million is included for security improvements at the airport. \$5 million is allocated for the Ground Run-Up Enclosure, formerly known as the "Hush House," to buffer noise caused by airplanes running their engines as part of necessary maintenance.

In the area of transit, \$15.8 million is allocated for the purchase of 60 new buses.

The 2002 Budget also includes an appropriation of \$250,000 to provide perimeter security for the Courthouse Complex.

\$3.5 million is included for the final year of construction of the Milwaukee County Sheriff's Department Training Academy and \$2.2 million is budgeted to resurface West Good Hope Road.

The Capital Budget also includes the continuation of several projects, including Kohl Park, the Washington Park redevelopment, Bender Park Golf Course planning, McKinley Marina redevelopment

and renovations to the Milwaukee County Historical Society. \$900,000 is budgeted to provide final plans and specifications for a zero-depth family aquatic facility at Noyes Pool with construction to occur in 2003. \$2 million is allocated for the animal hospital project at the Milwaukee County Zoo. The Public Art Program continues with 1% of new County construction projects (\$500,000 or more) devoted to public art.

An exciting component of the 2002 Capital Budget is the contribution of \$75,000 for the planning of a new indoor soccer complex for the Latino Community Center. The Latino Community Center is a non-profit recreation and education center serving children and adults on Milwaukee's near south side. Since January 2000, 2,500 children and adults have enrolled in programs at the Center with enrollment expected to continue to increase.

All of these capital projects improve Milwaukee County's infrastructure and quality of life offerings by providing this generation and future generations with needed public safety, transportation, cultural, and recreational facilities.

Part of this Capital Budget also addresses some of the offerings that are no longer working for our residents. In 1999, it was suspected that our swimming pools were no longer meeting the recreational needs of our residents and \$50,000 was included in that budget to update the 1995 pool study and survey the community's interests in aquatics.

This past July, the Department of Parks, Recreation, and Culture issued An Aquatic Master Plan with recommendations for each of the pools in the County's system. Citing declining pool attendance and insufficient revenue, the report identified six outdoor pools and one indoor pool for closure. Three of these pools, Dineen, Madison, and Grobschmidt are recommended for demolition in the 2002 Capital Budget.

While this was a difficult decision, we must realize that it is not in the best interest of our community or our taxpayers to fund pools that are no longer being used by our residents. The reality is that people simply are not using our traditional public swimming pools and some are badly in need of extensive repairs.

New Initiatives

My 2002 Recommended Budget also includes some new initiatives that look to the future in better serving our citizens.

Security Commission

As I stated earlier, our lives were forever changed on September 11th and in light of the terrorist attacks that took place on that day, we must re-evaluate and rethink our security systems. Due to the urgency of this matter, I have created the Milwaukee County Commission on Security and Crisis Management. Sheriff Lev Baldwin has agreed to chair the commission which will include representatives from all major County departments, the State court system, and citizen members.

The commission will be charged with the responsibility to develop a Countywide security master plan to protect individuals employed, visiting and conducting business in County owned buildings and facilities. The plan will also address the County's facilities and information infrastructure and will replace the current Courthouse Complex Task Force on Security. It will address security as it relates to the Courthouse Complex, as well as, all County facilities and functions.

The commission will also monitor the \$250,000 capital project to provide perimeter security for the Courthouse Complex.

As we continue to work our way through the aftermath of the September 11th tragedy, it is essential that we heed the lessons learned and take the necessary measures to ensure the safety of our employees, visitors, and persons doing business in County facilities.

W-2

Milwaukee County will assume a major role in the administration of the W-2 program on January 1, 2002 with the start-up period beginning on October 1st of this year. Milwaukee County employees will be at the "front door" of the W-2 program to inform prospective clients of the services available to them and connect them with a W-2 agency.

Our employees will be at neighborhood sites to provide outreach, access, and service to prospective W-2 participants. They will register clients and screen them for emergency services, assure access to entitlement programs, gather customer information, and inform potential W-2 clients of all the services they may be eligible to receive.

Milwaukee County's role in the W-2 program is critical in allowing both Milwaukee County and the W-2 providers to work together to ensure participants can easily access the information, training, and education that best meets their individual needs.

Library Task Force

I think we all agree that libraries are an extremely important part of our educational and informational fabric in Milwaukee County and our tradition of excellent libraries must be preserved. My 2002 Budget calls for the creation of a task force to study alternatives to the current organizational structure of the Milwaukee County Federated Library System. These alternatives will explore how to provide the highest possible level of library service and access to our residents through cooperation and sharing of resources. The task force will issue recommendations by mid 2002 so that any plan could be included in the 2003 budget.

Pabst Theater

In addition to high quality library service, Milwaukee County is also known for its commitment to the arts. I am pleased that my 2002 Budget includes an exciting initiative to acquire the Pabst Theater in the Fall of 2002 with management of the facility provided by the Marcus Center for the Performing Arts on behalf of Milwaukee County. There is no tax levy support required for 2002. I have directed Corporation Counsel and the Director of the Department of Administration to negotiate the acquisition between Milwaukee County, the Marcus Center, Pabst Theater, and the City of Milwaukee with a report to be submitted to the Parks, Energy, and Environment Committee by May 2002.

New County Web Site

I am delighted to announce that Milwaukee County's new web site has been successfully launched. This web site provides extensive services and information for county residents, visitors, businesses, governments, and others. It is a single point of entry to services offered by Milwaukee County including home page links to current jobs, events, news, information, e-mail access to elected officials and County departments, and internet links to other government agencies.

In the near future, vendors will be able to receive and respond to County bids and professional service contracts, individuals will be able to fill out job applications, submit rent assistance applications, or request and purchase copies of marriage, birth and death certificates.

The capabilities of our new web site represent Milwaukee County's vision and commitment to provide access to services and information for people and organizations throughout our community and beyond.

Conclusion

In conclusion, I know you recognize how difficult the task of holding the line on property taxes can be - particularly when faced with decreased State assistance and increased service costs. I believe this is a fair and responsible budget. It contains a tax levy that is below the State established cap. It provides the necessary services for our residents in need. It is a budget our taxpayers can afford. And it contains a number of new initiatives that illustrate Milwaukee County's mission to provide high quality, responsive services that enhance self sufficiency, personal safety, economic opportunity and quality of life for all our people.

It was Albert Einstein who said, "In the middle of difficulty lies opportunity." Let us continue to work together to find opportunities as we look to the future with hope and confidence.

I ask you to join me in passing a responsible budget for 2002. Together we will pave the way for our future and maintain Milwaukee County as a safe and great place to live, work and raise a family. Thank you.

F. THOMAS AMENT
County Executive

**APPROVAL OF THE
JOURNAL OF PROCEEDINGS**

On a motion by Supervisor White, the Journal of Proceedings of September 28, 2000, October 30, 2000 and November 2, 2000 **WERE APPROVED** by a voice vote.

UNFINISHED BUSINESS

File No. 01-445
(Journal, July 19, 2001)

(Item 1) Report from the Committee on Economic and Community Development, recommending adoption of a resolution authorizing the reprogramming of \$40,000 in 2001 CDBG funding from the King Park Community Center Air Conditioning project to the McGovern Park Basketball and Tennis Court Redevelopment project. (Vote 3-1)

Note: Also approved by Parks, Energy & Environment Committee. (Vote 5-0)

LAI D OVER 7/19/01.

On a motion by Supervisor Launstein, Item 1-Unfinished Business WAS PLACED ON FILE by a voice vote.

REPORTS OF COUNTY OFFICERS

File Returned UNSIGNED by the County Executive:

TO: The Honorable County Board of Supervisors

SUBJECT: UNSIGNED FILE RETURNED

The County Executive has returned to my office, without his signature of approval, File No. 01-410, a resolution recommending that the County Executive include \$10,898,803 in his recommended 2002 budget to ensure proper funding of the Employees' Retirement System of Milwaukee County.

This resolution was adopted by a vote of 24 ayes - 0 noes, during your meeting of July 19, 2001, and remains in full force and effect.

**MARK RYAN
County Clerk**

Confirmation of Appointments and Reappointments:

File No. 01-508

From the County Executive, reappointing Supervisors Sheila Aldrich and Kathly Arciszewski to the Art Center Board of Directors for a one-year term expiring May 31, 2002.

File No. 01-509

From the County Executive, reappointing James G. Baker, Steve Bane, Steven J. Bartlein, Edward Marchewska, Supervisor Mark Borkowski, Chief Gerard Hammernik, Dr. John Petersen, Dr. Ronald Pirrallo, Chief Gloria Murawsky and Dr. Thomas A. Reminga to serve on the Milwaukee Emergency Medical Services Council for a two-year term expiring January 31, 2003 with the exception of Supervisor Borkowski whose term will expire in April, 2004.

File No. 01-595

From the County Executive, reappointing Dr. Ronald G. Pirrallo

and Thomas P. Ciurlik to serve on the Milwaukee County Safety Commission for a four-year term expiring April 30, 2005.

File No. 01-596

From the County Executive, appointing Supervisor Linda Ryan to the Milwaukee County Research Park Corporation Board of Directors for a term expiring February 28, 2003. Supervisor Ryan is filling the unexpired term of Ulice Payne.

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

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

PRESENTATION OF COMMUNICATIONS

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

File No. 98-678(a)(a)

From Criminal Justice Program Manager, House of Correction, requesting authorization to increase the contract with the Benedict Center for library services by \$7,799.

Referred to the Committee on Judiciary, Safety & General Services.

File No. 99-46(a)(g)

From Manager, Information Management Services Division, requesting authorization to administratively amend the existing 800 MHz Trunked Radio System Agreement with the State of Wisconsin Department of Corrections permitting the addition of a control station and up to 20 radios for transportation purposes in conjunction with its Milwaukee Secure Detention Facility and incorporating the current address of the Department of Corrections.

Referred to the Committee on Judiciary, Safety & General Services.

File No. 00-39(a)(c)

From Director, Department of Administration, submitting a report relative to the sites for inclusion in the Request For Proposals (RFP) process for Wireless Communications Facility (WCF) Marketing and Management.

Referred to the Committee on Finance & Audit and Committee on Parks, Energy & Environment.

File No. 01-3

From Milwaukee County Clerk, submitting a listing of Summons & Complaints, Discrimination Complaints, et. al., served on Milwaukee County.

Placed on file.

File No. 01-6

From Law Offices of Warshafsky, Rotter, Tarnoff, Reinhardt & Bloch, S.C., submitting a Notice of Injury in behalf of Quentin Javonte Boyd-Wiley for injuries and damages allegedly sustained while under the care of the Foster Care Division of the Milwaukee County Dept. of Human Services.

Placed on file.

File No. 01-6

From Mark Hersh Law Office, S.C., submitting a Notice of Injury in behalf of Joey Clinkscales for injuries and damages allegedly sustained while a passenger on a Milwaukee Transport Services, Inc. bus.

Placed on file.

File No. 01-6

From Cross Law Firm, S.C., submitting a Notice of Injury in behalf of Pamela Evans for injuries and damages allegedly sustained due to failure of Milwaukee County to keep her name on transfer lists.

Placed on file.

File No. 01-6

From Lowe Law Offices, S.C., submitting a Notice in behalf of

Margaret Ann Kalt for injuries and damages allegedly sustained in a fall on a county trunk highway.

Placed on file.

File No. 01-6

From Action Law Offices, submitting a Notice in behalf of Kina King for injuries and damages allegedly sustained while a passenger on a Milwaukee Transport Services, Inc. bus.

Placed on file.

File No. 01-6

From Action Law Offices, S.C., submitting a Notice in behalf of James Moore for injuries and damages allegedly sustained in a vehicular accident involving a Milwaukee Transport Services, Inc. bus.

Placed on file.

File No. 01-6

From Attorney Jeffrey P. Van Groll, submitting a Notice in behalf of Peter Tsouins and the Tsouins Corporation for injuries and damages allegedly sustained regarding taxicab permits issued at GMIA.

Placed on file.

File No. 01-6

From Delbert Walker, submitting a Notice for damages allegedly sustained to his vehicle when it was hit by debris from a Milwaukee County operated lawn mower.

Placed on file.

File No. 01-6

From Nathan Law Office, S.C., submitting a Notice in behalf of Arthur Woods for injuries and damages allegedly sustained while a passenger in a Milwaukee County Sheriff's Dept. vehicle.

Placed on file.

File No. 01-09

From Kewaunee County Clerk, submitting an adopted resolution supporting federal legislation to prevent increased importation of milk protein concentrates in the U.S. and use of milk protein concentrates in real dairy products in the State of Wisconsin.

Placed on file.

File No. 01-09

From Kewaunee 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.

File No. 01-09

From Wood County Clerk, submitting an adopted resolution in opposition to eliminating the Emergency Health Care Payment Benefit from the Wisconsin Dept. of Veterans Affairs Health Care Aid Grant Program.

Placed on file.

File No. 01-09

From La Crosse County Clerk, submitting an adopted resolution supporting WCA development of a strategic planning process.

Placed on file.

File No. 01-09

From Wood County Clerk, submitting an adopted resolution in opposition to the funding of expenses for the Wisconsin Veterans Museum and Veterans Education Center from the Veterans Trust Fund.

Placed on file.

File No. 01-09

From Marinette County Clerk, submitting an adopted resolution opposing reduction of and/or limitation on county shares of fines and

forfeitures imposed by the courts under Chapters 341 through 347, 349 and 351, of the Wisconsin Statutes.

Placed on file.

File No. 01-09

From Waushara County Clerk, submitting an adopted resolution opposing reduction of and/or limitation on county shares of fines and forfeitures imposed by the courts under Chapters 341 through 347, 349 and 351, of the Wisconsin Statutes.

Placed on file.

File No. 01-09

From Kenosha County Clerk, submitting an adopted resolution requesting Wisconsin legislation to exempt employee health care cost increases from the operating levy rate calculation.

Placed on file.

File No. 01-09

From Grant County Clerk, submitting an adopted resolution requesting Wisconsin legislation to exempt employee health care cost increases from the operating levy rate calculation.

Placed on file.

File No. 01-09

From Iron County Clerk, submitting an adopted resolution opposing reduction of and/or limitation on county shares of fines and forfeitures imposed by the courts under Chapters 341 through 347, 349 and 351, of the Wisconsin Statutes.

Placed on file.

File No. 01-09

From Brown County Clerk, submitting an adopted resolution in opposition to eliminating the emergency health care payment benefit from the Wisconsin Dept. of Veterans Affairs health care aid grant program.

Placed on file.

File No. 01-09

From La Crosse County Clerk, submitting an adopted resolution opposing reduction of and/or limitation on county shares of fines and forfeitures imposed by the courts under Chapters 341 through 347, 349 and 351 of the Wisconsin Statutes.

Placed on file.

File No. 01-09

From Brown County Clerk, submitting an adopted resolution in opposition to the funding of expenses for the Wisconsin Veterans Museum and Veterans Education Center from the Veterans Trust Fund.

Placed on file.

File No. 01-09

From Florence County Clerk, submitting an adopted resolution relative to relieving the downloading of the funding burden from the state legislators to the county property taxpayer.

Placed on file.

File No. 01-09

From Oneida County Clerk, submitting an adopted resolution opposing reduction of and/or limitation on county shares of fines and forfeitures imposed by the courts under Chapters 341 through 347, 349, and 351 of the Wisconsin Statutes.

Placed on file.

File No. 01-09

From Oneida County Clerk, submitting an adopted resolution amending the Oneida County Zoning and Shoreland Protection Ordinance.

Placed on file.

File No. 01-09

From Langlade County Clerk, submitting an adopted resolution

supporting Assembly Bill 303 and Senate Bill 115 to install a system of full public funding for Wisconsin Supreme Court Elections.

Placed on file.

File No. 01-09

From Langlade County Clerk, submitting an adopted resolution requesting legislation to exempt employee health care cost increases from the operating levy rate calculation.

Placed on file.

File No. 01-09

From Oneida County Clerk, submitting an adopted resolution opposing a provision of Senate Bill 209 relating to zoning of upland environmental corridors.

Placed on file.

File No. 01-09

From Outagamie County Clerk, submitting an adopted resolution requesting the WCA to implement a strategic planning process with the goal of aligning itself with all member counties and establishing a more positive relationship with the legislature.

Placed on file.

File No. 01-09

From Sauk County Clerk, submitting an adopted resolution requesting legislation to exempt employee health care cost increases from the operating levy rate calculation.

Placed on file.

File No. 01-09

From Florence County Clerk, submitting an adopted resolution opposing reduction of and/or limitation on county shares of fines and forfeitures imposed by the courts under Chapters 341 through 347, 349 and 351 of the Wisconsin Statutes.

Placed on file.

File No. 01-09

From Florence County Clerk, submitting an adopted resolution opposing Senate Bill 209 which would require counties to enact specific zoning ordinances regulating upland environmental corridors under rules by the DNR.

Placed on file.

File No. 01-09

From Brown County Clerk, submitting an adopted resolution requesting legislation to exempt employee health care cost increases from the operating levy rate calculation.

Placed on file.

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

From Director, Economic Development Division, recommending approval of the Milwaukee County Grounds, Northeast Quadrant Development Plan; and requesting authorization to submit a rezoning request to the City of Wauwatosa.

Referred to the Committee on Economic & Community Development.

File No. 01-482

From Director of Parks, Recreation and Culture, requesting approval in concept of the Swimming Pool Master Plan.

Referred to the Committee on Parks, Energy & Environment.

File No. 01-484

From the County Executive, appointing Maricolette Walsh to serve on the Milwaukee County Ethics Board for a term expiring February 28, 2002. Ms. Walsh will be replacing Rev. Timothy O'Brien, who has resigned.

Referred to the Committee on Judiciary, Safety & General Services.

File No. 01-485

From Law Office of Scott F. Anderson, submitting a claim in behalf of the Estate of Robby L. Davis for injuries and damages

allegedly sustained due to the treatment and lack of treatment received while an inmate at the Milwaukee County House of Correction which led to his suicide.

Referred to the Committee on Judiciary, Safety & General Services.

File No. 01-486

From Law Office of Scott F. Anderson, submitting a claim in behalf of Stefanie Herring, sister of Robby L. Davis, for injuries, damages and loss of society and companionship allegedly sustained due to the suicide of her brother.

Referred to the Committee on Judiciary, Safety & General Services.

File No. 01-487

From Law Office of Scott F. Anderson, submitting a claim in behalf of Jody Davis, brother of Robby L. Davis, for injuries, damages and loss of society and companionship allegedly sustained due to the suicide of his brother.

Referred to the Committee on Judiciary, Safety & General Services.

File No. 01-488

From Law Office of Scott F. Anderson, submitting a claim in behalf of Donald Davis, father of Robby L. Davis, for injuries, damages and loss of society and companionship allegedly sustained due to the suicide of his son.

Referred to the Committee on Judiciary, Safety & General Services.

File No. 01-489

From Law Office of Scott F. Anderson, submitting a claim in behalf of Liza Davis, sister of Robby L. Davis, for injuries, damages and loss of society and companionship allegedly sustained due to the suicide of her brother.

Referred to the Committee on Judiciary, Safety & General Services.

File No. 01-490

From Law Office of Scott F. Anderson, submitting a claim in behalf of Sheryn Goff, mother of Robby L. Davis, for injuries, damages and loss of society of companionship allegedly sustained due to the suicide of her son.

Referred to the Committee on Judiciary, Safety & General Services.

File No. 01-491

From Gaines Law Offices, S.C., submitting a claim in behalf of Chevis A. Walker for injuries and damages allegedly sustained while an inmate at the Milwaukee County House of Correction.

Referred to the Committee on Judiciary, Safety & General Services.

File No. 01-492

From Wisconsin Correctional Service, submitting a claim for property damages allegedly sustained due to a water leak in the office located in the Community Correctional Center.

Referred to the Committee on Judiciary, Safety & General Services.

File No. 01-493

From Susan K. Ness, submitting a claim for injuries and damages allegedly sustained when she slipped and fell at the O'Donnell Parking structure.

Referred to the Committee on Judiciary, Safety & General Services.

File No. 01-494

From Terronce Y. Maron, submitting a claim for the alleged loss of personal property while incarcerated at the Community Correctional Center.

Referred to the Committee on Judiciary, Safety & General Services.

No. 01-495

From Andrew W. Martin, submitting a claim for injuries and

damages allegedly sustained due to the treatment and lack of treatment received at the Milwaukee County Criminal Justice Facility.

Referred to the Committee on Judiciary, Safety & General Services.

File No. 01-496

From Dustin Martin-McCoy, submitting a claim for damages allegedly sustained to his vehicle while parked in the Greenfield Park service yard.

Referred to the Committee on Judiciary, Safety & General Services.

File No. 01-497

From Joshua Hauglie, submitting a claim for the alleged loss of personal property while an inmate at the Community Correctional Center.

Referred to the Committee on Judiciary, Safety & General Services.

File No. 01-498

From Debbie Schweitzer, submitting a claim for damages allegedly sustained when a lawn mower hit her vehicle while parked at the Ronald McDonald House.

Referred to the Committee on Judiciary, Safety & General Services.

File No. 01-499

From Lora Mae Martin, submitting a claim for injuries and damages allegedly sustained when she stepped on the escalator that was traveling at a high speed and lost her balance at General Mitchell International Airport.

Referred to the Committee on Judiciary, Safety & General Services.

File No. 01-500

From Charles L. Shears, submitting a claim for injuries and

damages allegedly sustained due to the treatment and lack of treatment received at Milwaukee County House of Correction.

Referred to the Committee on Judiciary, Safety & General Services.

File No. 01-501

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 2002.

Referred to the Committee on Finance & Audit.

File No. 01-502

From State Farm Insurance Companies, submitting a claim under their subrogation rights of their insured, Gregory K. Sousek, for reimbursement of payment made for alleged damages sustained to his automobile when involved in an accident with a Milwaukee County-owned vehicle on June 20, 2001.

Referred to the Committee on Judiciary, Safety & General Services.

File No. 01-503

From Jodi A. Pliszka, submitting a claim for injuries and damages allegedly sustained while visiting the Milwaukee County Zoo.

Referred to the Committee on Judiciary, Safety & General Services.

File No. 01-504

From James Mitchell, submitting a claim for the alleged loss of personal property at the McKinley Marina boat yard.

Referred to the Committee on Judiciary, Safety & General Services.

File No. 01-505

From County Executive, notifying of his reappointment of Webster H. Harris, Jr. and James Heidenreich to the Milwau-

kee County Election Commission for a term expiring on June 30, 2005.

Placed on file.

File No. 01-506

From County Executive, notifying of his appointment of Douglas Haag to the Milwaukee County Election Commission for a term expiring on June 30, 2005.

Placed on file.

File No. 01-507

From State of Wisconsin, Dept. of Revenue, notifying Milwaukee County of its equalized value.

Placed on file.

File No. 01-510

From the District Attorney, requesting the creation of two new positions of Paralegal and one new position of Clerk-typist 4 for Children in Need of Protection and Services (CHIPS) and Termination of Parental Rights (TPR) cases in the juvenile division at the Children's Court Center; also requesting authorization to accept reimbursement for the costs of the three new county and three new state positions of assistant district attorney for CHIPS and TPR cases, from the state Department of Health and Family Services (DHFS), Division of Children and Family Services.

Referred to the Committee on Judiciary, Safety & General Services, Committee on Finance & Audit, Committee on Personnel, Dept. of Administration and Dept. of Human Resources.

File No. 01-511

From the County Executive, appointing Mr. Larry Knuth to serve on the Milwaukee County Emergency Medical Services Council for a two-year term expiring January 31, 2003.

Referred to the Committee on Health & Human Needs.

File No. 01-512

From the County Executive, appointing Mayor Raymond

Glowacki to serve on the Milwaukee County Emergency Medical Services Council for a two-year term expiring January 31, 2003.

Referred to the Committee on Health & Human Needs.

File No. 01-513

From the County Executive, appointing Mr. Robert Stedman to serve on the Milwaukee County Emergency Medical Services Council for a two-year term expiring January 31, 2003.

Referred to the Committee on Health & Human Needs.

File No. 01-514

From the County Executive, appointing Mr. Michael Schulte to serve on the Milwaukee County Emergency Medical Services Council for a two-year term expiring January 31, 2003.

Referred to the Committee on Health & Human Needs.

File No. 01-515

From the County Executive, appointing Chief David Bublitz to serve on the Milwaukee County Emergency Medical Services Council for a two-year term expiring January 31, 2003.

Referred to the Committee on Health & Human Needs.

File No. 01-516

From the County Executive, appointing Chief Gary Fedder to serve on the Milwaukee County Emergency Medical Services Council for a two-year term expiring January 31, 2003.

Referred to the Committee on Health & Human Needs.

File No. 01-517

From the County Executive, appointing Mr. William Bazan to serve on the Milwaukee County Emergency Medical Services Council for a two-year term expiring January 31, 2003.

Referred to the Committee on Health & Human Needs.

File No. 01-518

From the County Executive, appointing Mayor R. Jay Hintze to

serve on the Milwaukee County Emergency Medical Services Council for a two-year term expiring January 31, 2003.

Referred to the Committee on Health & Human Needs.

File No. 01-519

From the County Executive, appointing Chief Roland Poppy to serve on the Milwaukee County Emergency Medical Services Council for a two-year term expiring January 31, 2003.

Referred to the Committee on Health & Human Needs.

File No. 01-520

From the County Executive, appointing Ms. Paula Lucey to serve on the Milwaukee County Emergency Medical Services Council for a two-year term expiring January 31, 2003.

Referred to the Committee on Health & Human Needs.

File No. 01-521

From Florine Hicks, submitting a claim for injuries and damages allegedly sustained due to the treatment and lack of treatment received under the General Assistance Medical Program (GA-MP).

Referred to the Committee on Judiciary, Safety & General Services.

File No. 01-522

From Debbie Sievert, submitting a claim for damages allegedly sustained to her vehicle at the General Mitchell International Airport parking lot.

Referred to the Committee on Judiciary, Safety & General Services.

File No. 01-523

From Charles L. Shears, submitting a claim for injuries and damages allegedly sustained due to the treatment and lack of treatment received at the Milwaukee County Criminal Justice Facility.

Referred to the Committee on Judiciary, Safety & General Services.

File No. 01-524

From David Ware, submitting a claim for the alleged loss of personal property while incarcerated at the Milwaukee County Criminal Justice Facility.

Referred to the Committee on Judiciary, Safety & General Services.

File No. 01-528

From Attorney Chris L. Hartley, submitting a claim in behalf of Kenneth Molette for injuries and damages allegedly sustained when he was falsely incarcerated at the Milwaukee County Criminal Justice Facility.

Referred to the Committee on Judiciary, Safety & General Services.

File No. 01-529

From Brian Coughlin, submitting a claim for damages allegedly sustained to his automobile while working as a lifeguard at Lincoln Park swimming pool.

Referred to the Committee on Judiciary, Safety & General Services.

File No. 01-530

From Timothy J. Ratkowski, submitting a claim for damages allegedly sustained to his automobile which was struck by a Milwaukee County-owned vehicle while parked in the Kletzsch Park parking lot.

Referred to the Committee on Judiciary, Safety & General Services.

File No. 01-531

From Ruth M. Wehrenberg, submitting a claim for injuries and damages allegedly sustained when she tripped over a raised piece of concrete sidewalk while visiting the Milwaukee County Mitchell Domes.

Referred to the Committee on Judiciary, Safety & General Services.

File No. 01-532

From Allan Thompson & Jill Heg, submitting a claim for damages allegedly sustained to their automobile when it was broken into at Whitnall Park Golf Course.

Referred to the Committee on Judiciary, Safety & General Services.

File No. 01-533

From Lisa Jones, submitting a claim for damages allegedly sustained to her automobile while parked at the Milwaukee County Parks North Region Office.

Referred to the Committee on Judiciary, Safety & General Services.

File No. 01-534

From Executive Director, Southeastern Wisconsin Regional Planning Commission, submitting an Amendment to the Regional Water Quality Management Plan for the City of St. Francis.

Placed on file.

File No. 01-535

From the District Attorney, requesting the creation of a new position of Intelligence Analyst for Milwaukee High Intensity Drug Trafficking Area (HIDTA).

Referred to the Committee on Finance & Audit, Committee on Personnel, Dept. of Administration and Dept. of Human Resources.

File No. 01-536

From the District Attorney, requesting authorization to apply for a grant from the Wisconsin Department of Justice, Office of Crime Victim Services, to provide services to vulnerable, elderly crime victims.

Referred to the Committee on Judiciary, Safety & General Services.

File No. 01-537

From Assistant Superintendent, House of Correction, requesting authorization to raise inmate fees.

Referred to the Committee on Judiciary, Safety & General Services and Committee on Finance & Audit.

File No. 01-539

From President, Coalition of Asian Indian Organizations, regarding the donation of a bronze statue of Mahatma Gandhi.

Referred to the Committee on Transportation, Public Works & Transit.

File No. 01-540

From The River Revitalization Foundation, regarding the development of a Bike Trail on the west side of the Milwaukee River between North Avenue and Locust Street.

Referred to the Committee on Parks, Energy & Environment.

File No. 01-541

From the Inner City Redevelopment Corporation, Inc., requesting a grant from the Economic Development fund for housing development costs in the Harambee Ombudsman area in the City of Milwaukee.

Referred to the Committee on Economic & Community Development.

File No. 01-542

From the Sheriff, requesting the creation of 20 additional positions effective October 1, 2001 to implement a consent decree resulting from the Christiansen, et. al., lawsuit.

Referred to the Committee on Finance & Audit, Committee on Personnel, Dept. of Administration and Dept. of Human Resources.

File No. 01-543

From Director, Department of Child Support Enforcement (CSE), requesting the creation of the following positions in

conjunction with a project by the Department to convert approximately 15,000 percentage expressed child support orders to fixed dollar amounts: CSE - 2 Paralegal-Child Support, 4 Clerk 2 - Data Entry and 1 Legal Counsel 1; Clerk of Circuit Court - 1.5 Deputy Clerk of Court/Judicial Assistant; Courts - 1.5 Assistant Family Court Commissioner; Sheriff - 1 Deputy Sheriff 1; Department of Public Works - 2 Facilities Worker (Security)

**Referred to the Committee on Finance & Audit,
Committee on Personnel, Dept. of Administration and
Dept. of Human Resources.**

File No. 01-544

From Executive Director, Southeastern Wisconsin Regional Planning Commission, submitting a copy of the Commission's 2000 Annual Report.

Placed on file.

File No. 01-545

From Director of Public Works, recommending an increase of \$1,500 from \$1,000 to \$2,500, in the Airport's Claims and Operations Imprest Fund in order to increase efficiency and provide an adequate supply of petty cash.

Referred to the Committee on Finance & Audit.

File No. 01-546

From Board President, Friends of Boerner Botanical Gardens, requesting conceptual approval for a proposed financing plan for the new Education and Visitors Center at the Boerner Botanical Gardens.

Referred to the Committee on Finance & Audit.

File No. 01-547

From Director, Department of Administration, requesting authorization to execute a lease agreement with U.S. Cellular for a wireless communication facility on County Zoo property.

**Referred to the Committee on Finance & Audit and
Committee on Parks, Energy & Environment.**

File No. 01-549

From Corporation Counsel, requesting payment in the amount of \$8,758.79 for legal services rendered to Sheriff Baldwin and \$1,550 for legal services rendered to Deputy Inspector Delaney.

Referred to the Committee on Judiciary, Safety & General Services.

File No. 01-550

From the Sheriff, requesting authorization to apply for and accept a grant in the amount of \$515,884 from the U.S. Department of Justice - National Institute of Justice entitled: Justice Research, Evaluation and Development Project Grant for the research, design, and prototype computer interface for sharing justice information with officers in the field via wireless devices.

Referred to the Committee on Judiciary, Safety & General Services.

File No. 01-551

From Carly Owens, submitting a claim for the alleged loss of personal property at a Milwaukee County parks facility.

Referred to the Committee on Judiciary, Safety & General Services.

File No. 01-552

From West Bend Mutual, submitting a claim under their subrogation rights of their insured, Monique Hoth for damages allegedly sustained to her automobile while parked at General Mitchell International Airport.

Referred to the Committee on Judiciary, Safety & General Services.

File No. 01-554

From Director of Public Works, requesting authorization to amend Airport Amendment No. AC-1261 with Midwest Express Airlines to include approximately 15,231 square feet of additional land (an additional 65 parking spaces).

Referred to the Committee on Transportation, Public Works & Transit.

File No. 01-555

From Director of Public Works, requesting authorization on behalf of Public Works - Airport Division to apply for and accept a Congestion Mitigation Air Quality (CMAQ) grant from the University of Wisconsin-Milwaukee to be used to offset incremental costs associated with the purchase of several alternative fuel vehicles used at General Mitchell International Airport.

Referred to the Committee on Transportation, Public Works & Transit.

File No. 01-556

From Director of Public Works, requesting approval of a 2004-2005 Milwaukee County Local Bridge Replacement Program for submittal to the Wisconsin Department of Transportation.

Referred to the Committee on Transportation, Public Works & Transit.

File No. 01-557

From Director of Public Works, recommending that Milwaukee Transport System (MTS), Inc. be retained to manage the Milwaukee County Transit system and that the Director of Public Works be authorized to negotiate the detail terms, conditions and final costs of a management contract with MTS, Inc., for a three-year period from January 1, 2002 through December 31, 2004, with a County option to later extend the contract for two one-year terms through 2005 or 2006.

Referred to the Committee on Transportation, Public Works & Transit.

File No. 01-558

From Director of Public Works, requesting approval of the acquisition of property located at 5727 S. 6th Street also known as the U-Pull-Apart Auto Salvage.

Referred to the Committee on Transportation, Public Works & Transit.

File No. 01-559

From Director of Public Works, requesting authorization to enter into a professional services agreement with Kapur & Associates, Inc.

regarding the implementation of General Mitchell International Airport's Aircraft Deicing Facilities Plan.

Referred to the Committee on Transportation, Public Works & Translt.

File No. 01-560

From Director, Department of Human Services, requesting creation of 28 positions for the Employment Systems Access Coordination Program as follows: 1 Section Manager (ESAC), 3 Case Manager Supervisor and 24 Employment Systems Resource Specialist.

Referred to the Committee on Finance & Audit, Committee on Personnel, Dept. of Administration and Dept. of Human Resources.

File No. 01-561

From Zoo Director, requesting authorization for the Purchasing Administrator to issue and deliver letters of intent to various overseas vendors at a cost not to exceed \$400,000 in aggregate for advance ordering of the Zoo's 2002 resale purchases for novelties and souvenirs.

Referred to the Committee on Finance & Audit and Committee on Parks, Energy & Environment.

File No. 01-562

From Principal Assistant Corporation Counsel, regarding proposed settlement with Ameritech, the authorized vendor for inmate phone services at the Criminal Justice Facility and House of Correction.

Referred to the Committee on Finance & Audit.

File No. 01-563

From Director of County Health Related Programs, requesting authorization to apply, accept and administer the 2002 State Block Grant for the purchase of health care services for qualified medically indigent individuals in an amount up to \$16.6 million.

Referred to the Committee on Finance & Audit and Committee on Health & Human Needs.

File No. 01-564

From Director of County Health Related Programs, notifying of \$661,598 in supplemental funding from the Community Access Program to the Division of County Health Related Programs, General Assistance Medical Program, for infrastructure improvements and requesting authorization to execute contracts with grant partners as outlined in the grant award.

Referred to the Committee on Finance & Audit and Committee on Health & Human Needs.

File No. 01-566

From Director, Department on Aging, requesting authorization to submit a proposal totaling \$341,000 to the Office of Refugee Services, Wisconsin Department of Workforce Development, for an Older Refugee Program Grant, and to accept any funding awarded thereunder.

Referred to the Committee on Health & Human Needs.

File No. 01-567

From Director, Department on Aging, requesting authorization to execute a contract with Interfaith Older Adult Programs, Inc., to provide Family Caregiver Support Network Services for the period October 1, 2001 through December 31, 2002 and to award \$210,000 for the period October 1, 2001 through December 31, 2001.

Referred to the Committee on Health & Human Needs.

File No. 01-568

From Director, Department on Aging, requesting authorization to extend a Professional Services Contract with Keylink Group, LLC for the period January 1, 2002 through December 31, 2003 to provide third party administrator services for the Care Management Organization Pilot (CMO) under Family Care, and to award \$53,253,000 for the period January 1, 2002 through December 31, 2002, including \$1,394,760 in vendor service fees and \$51,858,240 in client service payments.

Referred to the Committee on Health & Human Needs.

File No. 01-569

From Corporation Counsel and Special Tax Counsel, requesting

adoption of Milwaukee County Ordinance amendments to ensure the tax-qualified status of the Employee Retirement System (ERS) and to require payment of sick allowance benefits through the ERS; and adoption of a resolution to direct the Director, Department of Labor Relations, to execute collateral agreements in conformity with determined Internal Revenue Service (IRS) ruling and requested IRS private letter ruling.

Referred to the Committee on Personnel and Pension Study Commission.

File No. 01-570

From Florine Hicks, submitting a claim for injuries and damages allegedly sustained for being discriminated against and violated under the Americans Disabilities Act (ADA).

Referred to the Committee on Judiciary, Safety & General Services.

File No. 01-571

From READCO, requesting land swap to accommodate a bike trail on the west side of the Milwaukee River, between North Avenue and Locust Street.

Referred to the Committee on Parks, Energy & Environment.

File No. 01-572

From Director, Department of Parks, Recreation and Culture, requesting authorization to negotiate a long-term lease with Easter Seals of Southeastern Wisconsin, Inc. for Holler Park pool.

Referred to the Committee on Parks, Energy & Environment.

File No. 01-573

From Director, Department of Parks, Recreation and Culture, requesting authorization to apply for and accept a Recreational Boating Facilities grant for chemical treatment of Eurasian Water Milfoil at McKinley Marina.

Referred to the Committee on Parks, Energy & Environment.

File No. 01-574

From Director, Department of Parks, Recreation and Culture, requesting authorization to apply for and accept a Recreational Boating Facilities grant for the purchase of aquatic weed harvesting equipment.

Referred to the Committee on Parks, Energy & Environment.

File No. 01-576

From Director, Department of Parks, Recreation and Culture, requesting approval and authorization to execute Intergovernmental Cooperation Agreement with the Milwaukee Metropolitan Sewerage District on the Northwest Relief Sewer System Project.

Referred to the Committee on Parks, Energy & Environment.

File No. 01-577

From Director of Public Works, requesting authorization to submit 22 Passenger Facility Charge (PFC) V Airport Capital Improvement Projects, with a projected PFC funding requirement of \$26,669,070 to the Federal Aviation Administration (FAA) for inclusion in the Airport's PFC funded Capital Improvement Program.

Referred to the Committee on Transportation, Public Works & Transit.

File No. 01-579

From Director, Department of Administration, requesting, in behalf of the Village of West Milwaukee, for funding from the County Brownfields Redevelopment Account for a tax delinquent property located at 4700 West Electric Avenue.

Referred to the Committee on Economic & Community Development.

File No. 01-580

From Wisconsin African American Business Women, requesting a grant from the Economic Development Fund for a business incubator project located at 3020 W. Vliet Street.

Referred to the Committee on Economic & Community Development.

File No. 01-581

From Director, Department of Human Resources, requesting authorization to amend an existing contract with William Mercer, Inc. for information and analysis of employee retirement issues.

Referred to the Committee on Personnel.

File No. 01-583

From Director, University of Wisconsin-Extension (UWM-EX), requesting authorization to apply for and accept funding from the Wisconsin Department of Agriculture, Trade and Consumer Protection for support of a Horticulture Industry Clean Sweep Program.

Referred to the Committee on Parks, Energy & Environment.

File No. 01-584

From Director, University of Wisconsin-Extension (UWM-EX), requesting authorization to apply for and accept funding from a local foundation (Bradley, Pettit or Johnson Controls) for support of the Milwaukee Middle School Workforce Initiative - Menomonee River Valley, for County fiscal year 2002.

Referred to the Committee on Parks, Energy & Environment.

File No. 01-585

From Director, Department of Human Resources, submitting the 2000-2001 Affirmative Action Summary Report.

Referred to the Committee on Personnel.

File No. 01-587

From Director, Department of Human Services, requesting authorization to accept \$270,565 of third year Juvenile Accountability Incentive Block Grant (JAIBG) from the Office of Justice Assistance with a required local match of \$30,063 for a program for juvenile firearm offenders and to continue for a third year a \$237,948 contract with Running Rebels Community Organization for monitoring services for juvenile firearm offenders.

Referred to the Committee on Health & Human Needs.

File No. 01-588

From Senior Associate, Justice 2000, submitting "Jailing the Mentally Ill", a study of the mentally ill charged with crimes and detained in Milwaukee County during the year 2000.

Referred to the Committee on Judiciary, Safety & General Services.

File No. 01-589

From Lamont Pitts, submitting a claim for damages allegedly sustained to his automobile while parked at Dineen Park.

Referred to the Committee on Judiciary, Safety & General Services.

File No. 01-590

From Law Offices of Hans A. Buehler, submitting a claim in behalf of Dawn Maurice, for injuries and damages allegedly sustained when involved in an accident with a bus that is contracted by Milwaukee County.

Referred to the Committee on Judiciary, Safety & General Services.

File No. 01-591

From Mark A. Ische, submitting a claim for damages allegedly sustained to his automobile while parked at Greenfield Park.

Referred to the Committee on Judiciary, Safety & General Services.

File No. 01-592

From Washington Law Offices, submitting claims in behalf of Eddie Banks, Quincy N. Banks and Eddie Banks, Jr. for injuries and damages allegedly sustained due to the violation of civil rights, false arrest and discrimination while at the Milwaukee County Criminal Justice Facility.

Referred to the Committee on Judiciary, Safety & General Services.

File No. 01-593

From Attorney Lynne A. Layber, submitting a claim in behalf of Steven R. Tatro for injuries and damages allegedly sustained while performing recycling duties at the Milwaukee County House of Correction.

Referred to the Committee on Judiciary, Safety & General Services.

File No. 01-597

From Fiscal and Budget Administrator, submitting a proposal to current refund 1992 Airport Bonds, advance refund the 1994, 1995 and 1996 Corporate Purpose Bonds and forward refund the 1992 Refunding Bonds.

Referred to the Committee on Finance & Audit.

File No. 01-598

From Director, Department of Human Services, requesting authorization to enter into a contract with the State of Wisconsin, Department of Workforce Development, to provide W-2 Employment Systems Access Coordination for the period October 1, 2001 through December 31, 2003, in the amount of \$5,088,443.

Referred to the Committee on Health & Human Needs and Committee on Finance & Audit.

File No. 01-599

From American Family Insurance Group, submitting a claim under their subrogation rights of their insured, Edward Arndt, for reimbursement of payment made for alleged damages sustained to his automobile due to an accident that occurred on June 22, 2001, involving a Milwaukee County-owned vehicle.

Referred to the Committee on Judiciary, Safety & General Services.

File No. 01-600

From Mark Knigge, submitting a claim for damages allegedly sustained to his automobile while parked in the juror parking lot.

Referred to the Committee on Judiciary, Safety & General Services.

File No. 01-601

From Mike Pjevach, submitting a claim for damages allegedly sustained to his boat when it was struck by the Milwaukee County Sheriff's boat while attempting to leave the fuel dock.

Referred to the Committee on Judiciary, Safety & General Services.

File No. 01-602

From the County Executive, submitting the 2002 Milwaukee County Executive Budget.

Referred to the Committee on Finance & Audit.

RESOLUTIONS/ORDINANCES
REFERRED TO STANDING COMMITTEES

File No. 00-138(a)(a)

By Supervisors McGulgan and Krug:

WHEREAS, on October 1, 1998, the Milwaukee County Board of Supervisors adopted File No. 98-527 which created the Milwaukee County Task Force on Restorative Justice for the purpose of applying for and accepting Federal, State, County, Municipal and/or private funding to provide for the implementation of restorative justice programs in Milwaukee County; and

WHEREAS, the principles and practices of restorative justice require the offender to be accountable not only to the state, but also to those victims and communities which have been harmed and disrupted by the offender's actions; and

WHEREAS, the original resolution creating the Task Force provided for its expiration at the end of March, 2000; and

WHEREAS, in November, 1999, the County Board adopted File No. 99-561 authorizing the District Attorney, in conjunction with the Milwaukee County Task Force on Restorative Justice, to apply for and, if awarded, accept a grant from the Milwaukee Foundation to add a new initiative, the Community Conferencing Program through which victim, offender and community representatives are brought together with a trained facilitator to speak to the facts of a case,

name the harmful consequences and work out a restorative resolution; and

WHEREAS, based on this action, the District Attorney requested that the Task Force be extended for 18 months through September, 2001 to provide continued and beneficial community input for the Community Conferencing Program; and

WHEREAS, based on the District Attorney's request, the County Board adopted File No. 00-138 on March 16, 2000, which extended the life of the Task Force through September, 2001; and

WHEREAS, the District Attorney has again requested that the Task Force be extended so it may continue to work toward the goals as originally set out; and

WHEREAS, the Task Force will continue to be chaired by the District Attorney or his designee with essentially a volunteer base; now, therefore

BE IT RESOLVED, that the Milwaukee County Board of Supervisors does hereby authorize the Milwaukee County Task Force on Restorative Justice to continue to exist beyond its scheduled termination date of September, 2001; and

BE IT FURTHER RESOLVED, that the Task Force shall retain its standing and purpose and continue to operate as originally outlined and delineated in adopted resolutions File No. 98-527, File No. 99-561 and File No. 00-138 until the District Attorney sees fit to seek County Board authorization to terminate it.

Fiscal Note:

Adoption of this resolution will not require an expenditure of funds because the Task Force operates on available grant and/or private funding.

REFERRED TO THE COMMITTEE ON JUDICIARY, SAFETY AND GENERAL SERVICES.

File No. 01-483

By Supervisor Aldrich:

To amend Chapter 64.02 of the General Ordinances of Milwaukee County relating to prohibition of smoking.

SECTION 1. Section 64.02 of the General Ordinances of Milwaukee County as amended to and including _____ is hereby amended as follows:

64.02 Prohibition of smoking.

Smoking or carrying, possessing, or being in control of any lit tobacco products is prohibited in any enclosed facility on any premises or in any vehicle owned by or leased to the county **and in county-owned bus shelters.**

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

Fiscal Note:

Adoption of this ordinance amendment will require an expenditure of funds to post signs in county-owned bus shelters notifying the public of the smoking prohibition.

REFERRED TO THE COMMITTEE ON JUDICIARY, SAFETY AND GENERAL SERVICES.

File No. 01-525

By Supervisor Krug:

WHEREAS, some municipalities have expressed interest in owning/operating Milwaukee County pools which the Aquatic Master Plan for the Parks Department recommends closing due to high operating costs and lack of attendance; and

WHEREAS, prior to closing the pool at McGovern Park, Milwaukee County approached the YMCA about taking ownership of the pool to use for the various programs they offer to County residents; and

WHEREAS, although the Milwaukee County Parks Department is unable to meet its revenue targets, there is a possibility that other private or non-profit organizations may be able to own and operate some of the pools successfully while serving County residents; now, therefore,

BE IT RESOLVED, that the Milwaukee County Board of Supervisors does hereby authorize and direct the Director of the Parks Department to negotiate on behalf of Milwaukee County with any

government, non-profit or private agency that is interested in operating any of Milwaukee County's pools.

Fiscal Note:

Adoption of this resolution will not require additional expenditures.

REFERRED TO THE COMMITTEE ON PARKS, ENERGY AND ENVIRONMENT.

File No. 01-526

By Supervisors Davis, Arciszewski, Aldrich, Bailey, Borkowski, Coggs-Jones, De Bruin, Johnson, Krug, Ordians, Quindel and White:

WHEREAS, America's Promise was founded after the Presidents' Summit for America's Future was held on April 27-29, 1997 in Philadelphia; and

WHEREAS, Presidents Clinton, Bush, Carter and Ford, with former First Lady Nancy Reagan representing her husband, challenged the nation to make youth a national priority through a call to action including a commitment on the part of the nation to fulfill the Five Promises; and

WHEREAS, also attending were nearly 30 governors, 100 mayors, dozens of prominent business leaders and thousands of concerned citizens; and

WHEREAS, the Mission of the America's Promise is to mobilize people from every sector of American life to build character and competence in our nation's youth by fulfilling the following Five Promises for young people: 1) Ongoing relationships with caring adults — parents, mentors, tutors, or coaches; 2) Safe places with structured activities during nonschool hours; 3) Healthy start and future; 4) Marketable skills through effective education; and 5) Opportunities to give back through community service; and

WHEREAS, America's Promise has created a diverse and growing Alliance of nearly 500 national organizations called Partners, which make large-scale national commitments to fulfill one or more of the Five Promises; and

WHEREAS, these groups include corporations, not-for-profits, higher education and faith-based groups, associations and federal agencies, and arts and culture organizations; and

WHEREAS, most Partners expand the scale and impact their efforts by collaborating with other groups, such as direct youth service providers; and

WHEREAS, more than 550 community and state partners across the nation have united to fulfill the Five Promises by forming grass-roots coalitions among the public, private and not-for-profit sectors to generate more resources for young people who need them; and

WHEREAS, the County Board and County Executive hereby authorize the creation of a fifteen member "Community of Promise" Advisory Council consisting of the following:

- Two (2) County Board of Supervisors**
- Two (2) Representatives of the County Executive**
- One (1) Representative of the Wisconsin Alliance for Youth**
- One (1) Representative of the UW Extension Office**
- One (1) Representative of the Private Industry Council**
- Two (2) Representatives of Community Base Organizations**
- Two (2) Representatives of Public At Large**
- Four (4) Milwaukee County Area Youth**

; and

WHEREAS, those who build community-wide alliances in Wisconsin to fulfill all Five Promises for youth are known as Communities of Promise through the Wisconsin Alliance for Youth; now, therefore

BE IT RESOLVED, that the Milwaukee County Board of Supervisors does hereby proclaim that the County of Milwaukee accepts the challenge to become a Community of Promise and will work to sustain the concepts of America's Promise - Alliance for Youth; and

BE IT FURTHER RESOLVED, that the County Board does hereby authorize the County Executive and County Board Chairman to jointly appoint members to a Milwaukee County Community of Promise Advisory Council that will consist of:

- Two (2) County Board of Supervisors**
- Two (2) Representatives of the County Executive**
- One (1) Representative of the Wisconsin Alliance for Youth**
- One (1) Representative of the UW Extension Office**
- One (1) Representative of the Private Industry Council**
- Two (2) Representatives of Community Base Organizations**
- Two (2) Representatives of Public At Large**
- Four (4) Milwaukee County Area Youth**

to aid the county in identifying missions and programs involving the Five Promises that could address some of the needs of children and their communities, including educational, business, and faith-based sectors; and

BE IT FURTHER RESOLVED, that the Milwaukee County Community of Promise Advisory Council should collaborate with the Wisconsin Alliance for Youth, individuals, groups, agencies, associations or organizations from other sectors of the community to develop program guidelines and potential Partners and to report back with their recommendations to the Committee on Parks, Energy and Environment.

Fiscal Note:

Adoption of this resolution does not require a commitment to expend tax levy funds but it may require an expenditure of staff time and resources to collaborate among county departments, public agencies, private businesses, foundations, community groups and not-for-profit agencies to achieve the goals of this nation-wide program.

REFERRED TO THE COMMITTEE ON PARKS, ENERGY AND ENVIRONMENT.

File No. 01-527

By Supervisors Krug, McGulgan and Quindel:

WHEREAS, Milwaukee County has already closed three deep water pools at McGovern Park, Carver Park and Gordon Park and replaced the pools at Carver and Gordon Parks with splash pads to provide area residents with recreational water facilities; and

WHEREAS, McGovern Park is located in the Parks Department's North Region and Carver and Gordon Parks are located in the northern portion of the Parks Department's Central Region; and

WHEREAS, the Aquatic Master Plan recommends that the Madison, Dineen, Moody and Lincoln Park pools, located in the North Region, be closed due to high operating costs and limited attendance; and

WHEREAS, the Aquatic Master Plan also recommends that the Hoyt and Washington Park pools, both of which are located in the northern portion of the Central Region, be converted into medium capacity water park facilities which would leave Noyes Park pool as

the only remaining deep water pool in the northern half of Milwaukee County; and

WHEREAS, although the Plan recommends closing several pools in the South Region, the Plan also calls for renovating the deep water pools at McCarty, Jackson, and Sheridan Parks and Cool Waters Family Aquatic Center located in the South Region as well; and

WHEREAS, in order to provide a sufficient amount of aquatic opportunities to residents of Milwaukee County's north side because the pools at Madison, Dineen, Moody and Lincoln Parks are scheduled to close, the Parks Department's first priority in implementing the Plan should be to construct a family aquatic center at Noyes Park to accommodate the community's existing needs; now, therefore,

BE IT RESOLVED, that the Milwaukee County Board of Supervisors does hereby authorize and direct the Parks Department to begin implementation of the Aquatic Master Plan with the addition to Noyes Pool of a Family Aquatic Center; and

BE IT FURTHER RESOLVED, that the 2002 Adopted Capital Improvements Budget will include the funds necessary to plan and design the Noyes Park Family Aquatic Center.

Fiscal Note:

Adoption of this resolution will require expenditure of funds, via the 2002 Capital Improvements Budget, of approximately \$1,200,000 for planning and design of the family aquatic center.

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

File No. 01-538

By Supervisors Ziellinski, Schmitt and Jasenski:

WHEREAS, outstanding fine and forfeiture payments due the Clerk of Circuit Court following orders imposed by the Circuit Court Judges have risen substantially over the past several years in part due to the lack of sufficient staff to process collections; and

WHEREAS, the Clerk of Circuit Court has indicated his desire to create one position of Clerk Typist III with duties exclusively

devoted to processing the backlog of fine and cost containment cases as a pilot demonstration of the cost effectiveness of such a position; and

WHEREAS, the Clerk of Circuit Court has implemented additional collection methods, such as contracting with a collection agency, making a referral to the collection agency after 120 days rather than the past practice of a referral after 365 days, the ability for persons to make payments with a credit card, and other measures to increase collections without drastic increases in expenditures; and

WHEREAS, currently the state is entitled to 70% of the revenues obtained by the county but it will not share in any of the costs associated with increased collection efforts incurred by the county; and

WHEREAS, it is unfair to expect the county to incur all the expenses related to increased collection efforts and then forward the bulk of the collected revenues obtained to the state; and

WHEREAS, it is essential for persons who commit crimes to be held accountable and for them to know they will not be allowed to avoid responsibility or avoid further consequences if they should promise the courts to abide by certain conditions of release and/or restitution and later fail to fulfill their obligations to the courts and society; and

WHEREAS, it is projected that this position would generate more than sufficient revenues to cover the cost of the position and more importantly, it would help ensure that persons committing crimes will be held accountable; and

WHEREAS, it is reasonable to request counties be able to retain a greater share of the revenues achieved to help partially offset the local costs incurred to provide court and related collection services which directly benefit the state court system but are costs not directly incurred nor reimbursed by the state; now, therefore

BE IT RESOLVED, that the County Board of Supervisors does hereby authorize and direct the creation in the Clerk of Circuit Court one position of Clerk Typist III with duties exclusively devoted to processing the backlog of fine and cost containment cases; and

BE IT FURTHER RESOLVED, that the Director, Division of Intergovernmental Relations, is hereby authorized and directed to work with the state legislature to try to obtain an increase in the revenues that Milwaukee County retain to 40% instead of the current 30%.

Fiscal Note:

Adoption of this resolution will require an additional expenditure of approximately \$35,000 in the Clerk of Circuit Court's budget but it would be entirely offset by more than \$40,000 in additional revenues generated for the Sheriff's Department budget, resulting in a net gain of nearly \$5,000 or more for Milwaukee County.

REFERRED TO THE COMMITTEE ON INTERGOVERNMENTAL RELATIONS, THE COMMITTEE ON PERSONNEL, AND TO THE COMMITTEE ON JUDICIARY, SAFETY AND GENERAL SERVICES.

File No. 01-548

By Supervisors Coggs-Jones, Mayo, Holloway, Johnson and Podell:

WHEREAS, due to the vision of engaging current and former homeless and near-homeless persons to work to change the conditions related to Milwaukee's homelessness, a group of concerned citizens voluntarily met in 1988 to explore solutions to Milwaukee's homelessness, thus leading to the charter of the Repairers of the Breach organization in 1991; and

WHEREAS, the original founders, who included among others, Jill Florence, Tony Lee, Our Space volunteers, Guest House Drop-In Center, and The Gathering, began the Speakers Bureau, launched a newspaper written by and about the homeless, carried out other communications projects and advocated on issues such as General Assistance, and while under the leadership of MacCanon Brown, Repairers of the Breach opened its daytime shelter on 27th Street in the Fall 1992; and

WHEREAS, from the larger community, an interfaith group of volunteers named "Friends of Repairers of the Breach," formed in 1996 for the central purpose of locating a permanent site for the Repairers of the Breach, successfully purchased a building at 1329-41 W. Vliet Street due to the support received from the Milwaukee and Pettit Foundations, Marquette University Hunger Clean-Up Fund, Gesu Church and other faith communities and individuals; and

WHEREAS, this location became known as the "Tony Lee Sanctuary Center" for the Homeless and At-Risk Homeless and offers refuge and crucial services in a "living room" context to an average of 100 persons per day, Monday through Saturday, from 7:00 AM to 4:00 PM; and

WHEREAS, beyond a safe environment from alcohol and drugs, the Tony Lee Sanctuary Center provides the following services: 1) only free telephone and message system in the City, 2) a mailing address for homeless persons, 3) two of the only three shower units available to our local unsheltered homeless, 4) free clothing, 5) job placement, 6) case management and referrals, 7) a reading improvement program which is a satellite of Laubach Literacy Center, 8) free legal, 9) grief counseling, 10) alcohol and other abuse counseling, 11) a place for 3rd shift homeless workers to sleep, 12) veterans outreach, 13) mini-health clinics, 14) weekly community meetings with inspirational speakers, and 15) optional prayers; and

WHEREAS, Repairers of the Breach is one of only a few places providing daytime services and is usually the only site open on Memorial Day, Fourth of July, and Labor Day, where homeless people are welcomed, can come inside to avoid the severe elements and where hundreds of individuals are consistently provided hospitality and food during those holidays without any incidents of violence; and

WHEREAS, due to the unique organizational design of Repairers of the Breach, participants are called "members" not "clients" and are chosen to be leaders during their transition out of homelessness, to rotate hours to assist in running the Center, to share in the context of community, to demonstrate their sense of ownership of the center by helping to enforce rules, to be self-policing and self-governing with zero tolerance for negative activity on the premises, to participate in a Speakers Bureau, to represent the organization at numerous events, and to serve as equals on special committees alongside volunteers who have incomes and homes; and

WHEREAS, in its growth over the last decade, Repairers of the Breach has formed partnerships and collaborations with hundreds of groups including a wide range of faith congregations, more than 12 student groups, numerous community-based organizations and several social service agencies; and

WHEREAS, Repairers of the Breach has been able to serve as the "soft landing" to many street people who connect with systems only after first coming through the "open door" of the Tony Lee Center, a place considered to be a "sacred space" by people who have experienced transformation there after leaving behind lifestyles of gang affiliation, crime or drug activity, or by people who were traumatized, withdrawn and anti-social, and found healing and acceptance there; and

WHEREAS, over the years, Repairers of the Breach has helped many people leave homeless lifestyles to become mainstreamed

contributing individuals as witnessed currently by approximately 4 persons per week who make significant progress in areas of jobs, housing, drug abuse recovery, family reunification and/or achievement of educational goals and who directly credit the Tony Lee Center with helping them; and

WHEREAS, Repairers of the Breach has created positive changes in its surrounding neighborhood by taking action to invite the MICAH core teams of Gesu and Cross Lutheran Churches to network with law enforcement officials to help reduce crime, gang and drug activity that resulted in a very low crime rate in the area or to serve as an effective channel of crime prevention as attested to the many people who choose being in the positive environment of the Tony Lee Center over criminal or violent activity; and

WHEREAS, without government funding, Repairers of the Breach has experienced "solid" financial development and a "healthy" financial condition due to the expanding number of individuals and groups who believe in its work; and

WHEREAS, Repairers of the Breach has enthusiastically participated from the beginning in the Vision for Vliet meetings, has a major landscaping project underway to improve the appearance of its vacant lot, is currently remodeling the interior of the Center and preparing to renovate its building exterior, including the facade, and will be moving its main entrance gate to 14th Street from its current location on Vliet Street; and

WHEREAS, based upon door-to-door contact, Repairers of the Breach has learned a majority of neighborhood residents and businesses support its continued presence at its current location and these supportive neighborhood residents have noted the Tony Lee Center is located where the highest concentration of homeless and at-risk people already are and were located, thus the location is ideally located to provide greatest service access; and

WHEREAS, the recipient of numerous awards, Repairers of the Breach is being considered "unduplicated in the nation" by leaders of three national anti-poverty programs, has been referred to as "the most participatory grass-roots homeless group in the country" by a leading national homeless advocate and has been the only non-sectarian daytime shelter and multi-resource center in Milwaukee doing work very few are willing to do; now, therefore

BE IT RESOLVED, that the County Board of Supervisors does hereby declare its full support for Repairers of the Breach, especially the Tony Lee Sanctuary Center program, remaining at its current location on Vliet Street; and

BE IT FURTHER RESOLVED, that the County Board supports the mission of the Repairers of the Breach and authorizes and directs the County Clerk to provide a copy of this resolution to the City of Milwaukee Mayor, Common Council and Board of Zoning Appeals.

Fiscal Note:

Adoption of this resolution will not require an additional expenditure of tax levy, but it will require an expenditure of staff time.

REFERRED TO THE COMMITTEE ON HEALTH AND HUMAN NEEDS.

File No. 01-553

By Supervisors Dillbertl, Aldrich, Ordians, Krug, Welshan and McGulgan:

WHEREAS, the Department of Parks, Recreation and Culture and the Zoological Department rely heavily on the tax levy to fund their operations and capital improvement projects; and

WHEREAS, due to other budget pressures, the Parks Department has experienced a severe decline in tax levy support. In 1980, the Park's budget accounted for 31% of the county tax levy and has been continually reduced so that the current park's budget is less than 10% of the tax levy; and

WHEREAS, the Milwaukee County Board of Supervisors adopted a five-year fiscal plan for the Zoo (File No. 99-451) which committed the County to finance \$19.4 million in capital improvements through 2004; and

WHEREAS, in addition to this \$19 million in committed capital the Milwaukee County Board of Supervisors adopted master plans for the redevelopment of McKinley Marina, Washington Park and Mitchell Park Domes as well as the development of Kohl Park and a golf course at Bender Park; and

WHEREAS, Milwaukee County provides financial support to other County and non-County owned entities that provide cultural programs and services to County residents such as the Milwaukee Public Museum, Greater Milwaukee Convention & Visitors Bureau, War Memorial Center, Marcus Center for the Performing Arts, Villa Terrace, Charles Allis Art Museum and Federated Library System; and

WHEREAS, one of the goals established by the Milwaukee County Strategic Planning Committee calls for the County to develop an alternate or dedicated funding source for parks, recreational and culture programs and facilities in Milwaukee County; and

WHEREAS, Milwaukee County is authorized by Wisconsin State Statutes to levy a property tax, sales and use tax and wheel tax but has not opted to levy a wheel tax; and

WHEREAS, other communities in the United States are considering or have enacted legislation that dedicates certain revenue streams towards projects; for example, residents of the City of Phoenix overwhelmingly approved Proposition 101, also known as the Phoenix Parks and Preserve Initiative, which authorized a 0.1% increase to the sales tax specifically for community park improvements, the expansion of the Sonoran Preserve and the development of nine regional parks; now, therefore,

BE IT RESOLVED, that the Milwaukee County Board of Supervisors does hereby create the Parks, Recreation and Culture Funding Task Force to study alternative and/or dedicated sources that can be used to fund the parks, recreational and cultural functions administered by Milwaukee County; and

BE IT FURTHER RESOLVED, that the membership of the Parks, Recreation and Culture Task Force shall include:

1. Appointed by the County Executive, one representative each from the:

Milwaukee Zoological Society,
Marcus Center Board of Directors,
Department of Parks, Recreation and Culture,
Milwaukee Public Museum Board of Directors,
AFSCME District Council 48 Local 882,
Metropolitan Milwaukee Association of Commerce,
Public Policy Forum

2. Appointed by the County Board Chair:
Three representatives of the Milwaukee County Board of Supervisors, one of whom shall be appointed chair,
Up to two Citizen Members,
One representative each from the:
Sierra Club
League of Women Voters,
Park People,
Greater Milwaukee Committee

; and

BE IT FURTHER RESOLVED, that the Parks, Recreation and Culture Funding Task Force shall report its findings and recommendations to the County Executive, the County Board and its Parks, Energy and Environment Committee.

Fiscal Note:

Adoption of this resolution will require an expenditure of staff time.

REFERRED TO THE COMMITTEE ON PARKS, ENERGY AND ENVIRONMENT.

File No. 01-575

By Supervisor Launstein:

WHEREAS, on May 19, 2000, the County Executive submitted a report to the County Board of Supervisors in which he recommended an 18-hole, par 72 golf course with a maximum yardage between 6800 and 7100 yards and a practice range and putting green; and

WHEREAS, according to the County Executive's report, the recommended golf course scenario fell between Scenario II and III of the four scenarios outlined by Economic Research Associates, would maximize use of the Bender Park site while minimizing and avoiding impacts to sensitive environmental areas, would have several holes that would be on or have greens or views of Lake Michigan, and would include a clubhouse with a small grill/dining area, a 3000-square-foot patio and a banquet/meeting room; and

WHEREAS, the report indicated that the maintenance of the recommended golf course would exceed the conditions at Brown Deer Golf Course and that the golf course would be constructed, operated and maintained by Milwaukee County; and

WHEREAS, the proposed financing schedule for the recommended golf course called for estimated appropriations of \$2,000,000 in the 2001 Capital Improvements Budget, \$7,120,000 in 2002, \$8,200,000 in 2003 and \$300,000 in 2004; and

WHEREAS, the projected timeline indicated that golf course architect/consulting team interviews and selection would occur

between December, 2000 and February, 2001, golf course design and design selection would occur between March, 2001 and June, 2001 and the estimated opening date for the golf course would be April, 2005; and

WHEREAS, at its January 18, 2001 meeting, the County Board voted to suspend the issuance of a request for qualifications by the Department of Public Works for a golf course architect/consulting team so that several issues, including project financing, exploration of a potential partnership with the City of Oak Creek and potential addition of land adjacent to Bender Park for use in golf course development could be resolved before moving ahead with the project; and

WHEREAS, the County Board voted on March 15, 2001 to approve bonding for the planning and design of the Bender Park Golf Course in anticipation of resolving the outstanding issues and moving forward with the project; and

WHEREAS, at the June 12, 2001 meeting of the Committee on Parks, Energy and Environment, the Committee voted 6-0 to refer a proposal from Oak Shore Development LLC (Oak Shore) to develop a premier golf course at Bender Park in partnership with Milwaukee County to several county departments and county board staff for review; and

WHEREAS, based on reports from the Departments of Parks, Recreation and Culture and Public Works, several questions remain regarding the Oak Shore proposal that require face-to-face discussions between Milwaukee County and Oak Shore; therefore, the next logical step is to create a negotiating committee that will investigate the possibility of a public/private partnership with Oak Shore; and

WHEREAS, some examples of the outstanding questions include the cost of debt service for the project, where the clubhouse would be located, what the role of the City of Oak Creek will be in the project, what elements of a partnership are necessary in order to meet Land and Water Conservation (LAWCON) requirements, etc.; now, therefore,

BE IT RESOLVED, that the Milwaukee County Board of Supervisors does hereby create a negotiating committee to investigate the feasibility of a public/private partnership with Oak Shore Development LLC and the City of Oak Creek by defining the parameters of such a partnership with Milwaukee County and determining whether the parameters satisfy LAWCON requirements; and

BE IT FURTHER RESOLVED, that the negotiating committee

members shall include one representative from Corporation Counsel, the Parks Department, Department of Public Works, DOA-Economic Development Division, DOA-Fiscal Affairs Division and County Board staff and two County Board Supervisors to be appointed by the Chairman of the County Board; and

BE IT FURTHER RESOLVED, that the negotiating committee shall present its findings to the Committee on Parks, Energy and Environment at its February 12, 2002 meeting.

Fiscal Note:

Adoption of this resolution will not require additional expenditures. However, it will require an expenditure of staff time.

REFERRED TO THE COMMITTEE ON PARKS, ENERGY AND ENVIRONMENT.

File No. 01-578

By Supervisors Aldrich and Coggs-Jones:

WHEREAS, the Avenues West Association (AWA) has worked closely with the county, city, residents, businesses and others to improve Milwaukee's west side, especially within its boundaries of N. 11th Street, I-94, N. 27th Street, and W. Highland Boulevard; and

WHEREAS, AWA has sought to develop a long-range plan and the county has allocated \$5,000 from the Economic Development fund to be used to develop the neighborhood plan (File 00-655, November 2, 2000) and these funds could better be used with the funds provided in this resolution; and

WHEREAS, AWA has discussed the need for this plan with the West End Development Corporation, the city and county and area business and it determined that an area wide redevelopment plan has greater potential to help improve the entire west side with an expanded study area of N. 11th Street, I-94, US41, and W. Vliet Street; and

WHEREAS, the City of Milwaukee has committed \$75,000 which is one-half of the estimated cost of this study and the balance of the funds are being sought by the West End Development Corporation, Business Improvement District 10 local businesses and others; and

WHEREAS, Milwaukee County has participated in similar studies for the 30th Street Corridor, Fond du Lac Avenue, North

Avenue, northwest side and others in order to encourage redevelopment and the County has a greater interest in this study area because of the location of many major county facilities; now, therefore,

BE IT RESOLVED, that Milwaukee County hereby authorizes a grant of \$25,000 from the Economic Development Reserve Fund to the Avenues West Association to be used to create an expanded redevelopment plan for the west side, in cooperation with the West End Development Corporation, Milwaukee County, the City of Milwaukee and other interested organizations and residents; and

BE IT FURTHER RESOLVED, that the Director of the Economic Development Division is authorized to enter into a grant agreement between Milwaukee County and the Avenues West Association which shall contain a requirement that the planning process focus special attention on the neighborhood and commercial district adjacent to the City Campus facility, and produce recommendations related to attracting needed services and businesses to the area.

Fiscal Note:

Sufficient funds are available in the Economic Development Reserve Fund to provide a grant at the recommended level of funding. A fund transfer will be required to move funds from the Reserve Account into the operating budget of the Economic Development Division.

REFERRED TO THE COMMITTEE ON ECONOMIC AND COMMUNITY DEVELOPMENT.

File No. 01-582

By Supervisors Dillberti, Ordians, White and Holloway:

WHEREAS, Milwaukee County is the largest county in Wisconsin with a total population of 940,164; and

WHEREAS, Milwaukee County has been included in two urban congressional districts in recent years in recognition of its large and diverse population; and

WHEREAS, these districts consisted of a north district which includes the City of Milwaukee and suburban areas north of the Menomonee Valley and I-94 and a south district which includes the City of Milwaukee and suburban areas south of the Menomonee Valley and I-94 plus a small part of Waukesha County; and

WHEREAS, these districts have many common economic, cultural, geographic and community interests which have supported and continue to support this division; and

WHEREAS, although the City of Milwaukee has lost population in the 2000 census, the adjacent suburbs have had increases and with adjustments, Milwaukee County, as Wisconsin's largest urban county, could continue to be divided so that it is a substantial part of two Congressional Districts; now, therefore,

BE IT RESOLVED, that Milwaukee County supports state legislation which will continue to divide Milwaukee County so that it retains a substantial part of two Congressional Districts, a north and a south district, in order to provide the representation merited by Milwaukee County's population and economic importance; and

BE IT FURTHER RESOLVED, that a copy of this resolution shall be provided to all Wisconsin Congressional and State Legislative members representing Milwaukee County.

Fiscal Note:

The adoption of this resolution will not require an expenditure of funds.

REFERRED TO THE COMMITTEE ON INTERGOVERNMENTAL RELATIONS.

File No. 01-586

By Supervisor Krug:

WHEREAS, the American Black Holocaust Museum (ABHM), a nationally recognized unique tourist attraction founded in 1988 by Dr. James Cameron, with the mission to educate the public of injustices suffered by people of African American heritage and to provide visitors with an opportunity to rethink their assumptions about race; and

WHEREAS, this Museum has operated and expanded since 1988, primarily with private fund raising and grants from foundations, but it has not received operating funds from Milwaukee County; and

WHEREAS, the Milwaukee County Museum has worked with ABHM to assist it with design of exhibits, marketing and volunteer recruitment and training, and this cooperation will continue within the limited funds available to these museums; and

WHEREAS, the Greater Milwaukee Convention and Visitors Bureau is dependent on Milwaukee County and others to provide the major attractions desired by visitors, and the \$25,000 budgeted in 2001 for them is a tiny part of their overall budget which has other major non-county sources, and these funds would have a greater impact in the 2002 budget if they were provided to the ABHM to provide part of their operating expenses to improve this unique attraction; now, therefore,

BE IT RESOLVED, that the Milwaukee County Board adopts the policy of appropriating \$25,000 in 2002 to be used for operating expenses for the American Black Holocaust Museum in place of the \$25,000 previously budgeted in 2001 and anticipated in 2002 for the Greater Milwaukee Convention and Visitors Bureau.

Fiscal Note:

Adoption of this resolution will not require an expenditure of funds. If this policy is adopted, funds must be included in the 2002 budget to authorize an appropriation for the American Black Holocaust Museum.

REFERRED TO THE COMMITTEE ON FINANCE AND AUDIT.

File No. 01-594

By Supervisors Podell and Aldrich:

WHEREAS, Cladophora is an algae introduced to the Great Lakes that blooms primarily in July and August; and

WHEREAS, wave action along the Lake Michigan shoreline dislodges the Cladophora from hard surfaces and washes it up on shore causing it to decay and release a septic odor that people often assume is sewage or natural gas; and

WHEREAS, Cladophora was not prevalent in the 1980's and early 90's, but it has recently re-emerged as a significant nuisance on the western shore of the lake predominantly along the shoreline of Lake Michigan just north of Bradford Beach in an area commonly referred to as "picnic point"; and

WHEREAS, the most significant Cladophora-associated problem occurred in September 1996 when drifting mats of the algae clogged intake screens at the Wisconsin Electric Power Company's Oak Creek Power Plant and partially shut down the production of electricity. Beaches were closed in Milwaukee the summers of 1995, '96 and '97, and air quality along the shoreline was most unpleasant due to rotting heaps of algae; and

WHEREAS, in November of 1998, the Wisconsin Gas Company received numerous calls from residents near the shore reporting gas leaks. When no leaks were found, it was hypothesized that the odor originated from decomposing Cladophora; and

WHEREAS, there are several factors that are known to exacerbate Cladophora growth including declining lake levels, zebra mussels, warm water temperatures, wind direction nearshore currents and human activity that results in various point and nonpoint source pollution and run-off into Lake Michigan; and

WHEREAS, conducting a study of Cladophora will benefit municipalities and industries using the Great Lakes as a source of water. It will also lead to improved water quality at recreational beaches and enhance our understanding of the role of Cladophora in the Great Lakes ecosystem; now, therefore,

BE IT RESOLVED, that the Milwaukee County Board of Supervisors does hereby support the University of Wisconsin-Milwaukee Center for Great Lakes Studies' application to the Sea Grant Institute to determine the cause of the resurgence of Cladophora in Lake Michigan, examine the ecological, economic and public health impacts of Cladophora on domestic and industrial water intakes, coastal recreation and the nearshore food web and develop strategies for controlling Cladophora problems at beaches and at water intakes on the Great Lakes.

Fiscal Note:

Adoption of this resolution will not require additional expenditures.

REFERRED TO THE COMMITTEE ON PARKS, ENERGY AND ENVIRONMENT.

RESOLUTIONS/ORDINANCES
BY AND FROM STANDING COMMITTEES

By Supervisor Arciszewski, Chairman:

From the Committee on Personnel, reporting on 5 items.

File No. 01-22(a)(a)
(Journal, December 21, 2000)

(Item 1) Reference file established by the County Board Chair-

person relative to reports from the Director of Human Resources listing reclassification of existing positions, reallocations of non-represented positions, appointments at an advanced rate of pay, advancements within the pay range and revisions to positions in the Executive Compensation Plan, by recommending adoption of the following:

A RESOLUTION

WHEREAS, the provisions of Chapter 17 of the County Ordinances permit a Department Head or Labor Union to request that a classification study be conducted of authorized positions and in the event that the Director of Human Resources denies such request, the requestor may appeal the denial to the Personnel Committee; and

WHEREAS, AFSCME District Council 48 requested that the Director of Human Resources reclassify several Highway Maintenance Workers to a higher level in the classification series and the Director of Human Resources denied the request because the positions involved are included in a career ladder and were already authorized at the highest possible level; and

WHEREAS, the denial of the Director of Human Resources was appealed by AFSCME District Council 48 to the Personnel Committee and the entire matter was referred to the Corporation Counsel and Director of Labor Relations who concurred with the Director of Human Resources; and

WHEREAS, after a lengthy discussion of the appeal filed by AFSCME District Council 48 at the September 21, 2001 meeting of the Personnel Committee, a motion to uphold the action of the Director of Human Resources was approved by a vote of 7-0; now, therefore

BE IT RESOLVED, that the Milwaukee County Board of Supervisors does hereby affirm the action of the Director of Human Resources to not reclassify Highway Maintenance Worker positions as requested by AFSCME District Council 48.

Fiscal Note:

Adoption of this resolution will have no fiscal effect.

File No. 01-585
(Journal, September 28, 2001)

(Item 2) From Director, Department of Human Resources, submitting the 2000-2001 Affirmative Action Summary Report, by recommending that the said report be placed on file.

File No. 01-15(a)(e)
(Journal, December 21, 2000)

(Item 3) A file created as a reference file for actions reported to the County Board during 2001 from the Personnel Committee to recommend extension of certain temporary and emergency appointments in existence for less than one year, by recommending adoption of the following:

A RESOLUTION

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

WHEREAS, the Director 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 11, 2001, a copy of which report is on file in File No. 01-15(a) and is incorporated in this resolution by reference; and

WHEREAS, on September 21, 2001, 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 and temporary appointments originally made between April 1, 2001 and May 31, 2001 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.

File No. 01-569(a)
(Journal, September 28, 2001)

(Item 4a) From Corporation Counsel and Special Tax Counsel, requesting adoption of Milwaukee County Ordinance amendments to ensure the tax-qualified status of the Employee Retirement System (ERS) and to require payment of sick allowance benefits through the ERS; and adoption of a resolution to direct the Director, Department of Labor Relations, to execute collateral agreements in conformity with determined Internal Revenue Service (IRS) ruling and requested IRS private letter ruling, by recommending adoption of the following:

A RESOLUTION/ORDINANCE

WHEREAS, the County has recently adopted, as a result of collective bargaining agreements, changes in the wage rates and benefit levels for positions in County services; and

WHEREAS, the County adopted amendments to Chapter 17 of the General Ordinances of Milwaukee County relative to the payment of accrued sick allowance; and

WHEREAS, the County desires to provide payment of the accrued sick allowance for certain members through the Employees' Retirement System; and

WHEREAS, the County has adopted amendments to section 201.24 of the Employees' Retirement System Ordinances of Milwaukee County providing for benefit enhancements; and

WHEREAS, clarification of certain of the adopted amendments for benefit enhancements is required by IRS rulings; now, therefore,

BE IT RESOLVED, that to insure the above-noted revisions are properly codified, the County Board of Supervisors does hereby adopt the following ordinance:

AN ORDINANCE

To create section 201.24(5.17) of the Employee Retirement System Ordinance of Milwaukee County relative to the implementation of the payment of accrued sick allowance for certain eligible members through the Employees' Retirement System, and to amend section 201.24(12.9) relative to cross-references to other provisions of the Employees' Retirement System.

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

SECTION 1. Section 201.24(5.17) of the Employees' Retirement System of Milwaukee County is created to read as follows:

Section 5.17 Lump Sum Termination Benefit. A member whose membership in the Employee's Retirement System began prior to January 1, 1994 shall, upon commencing his pension from the Retirement System, receive from the Retirement System a termination benefit equal to the member's total unpaid sick hours accrued with the County multiplied by the applicable "hourly dollar rate." The County shall annually fund the entire estimated cost of this benefit regardless of and separate from any surplus funding in the Retirement System. The lump sum termination payment shall be paid in a single lump sum or a direct rollover (if eligible), as elected by the member. The amount shall be paid as soon as administratively feasible but no later than 30 days after the employee leaves the County payroll, as shown by a completed ETCR form.

SECTION 2. The provisions of section 201.24(5.17) shall be effective immediately upon the County's receipt of a favorable private letter ruling from the Internal Revenue Service regarding the System, as determined by Corporation Counsel. Upon such determination, the County Clerk shall indicate that date as set by the Corporation Counsel in future publications of the General Ordinances of Milwaukee County.

SECTION 3. Section 201.24(12.9) of the Employees' Retirement System Ordinance of Milwaukee County is hereby repealed and recreated to read as follows:

Section 12.9 Testing of Additional Benefits. The benefits provided by sections 5.16(3) (a) and 5.17 shall be considered "annual benefits," and shall be included in the County's determination of a member's ability to satisfy the provisions of section 12.1 and Internal Revenue Code section 415(b) (1) (A). The benefits received under sections 5.16(3) (a) and 5.17 shall be actuarially converted to an annual benefit in the form of a single life annuity, or, if other than a single life annuity, the form of benefit selected by the member.

SECTION 4. The provisions of this ordinance section shall be effective as of January 1, 2001.

Fiscal Note:

There will be no expenditure of Milwaukee County funds by adoption of this resolution/ordinance. This fiscal note was prepared by Milwaukee County Corporation Counsel.

File No. 01-569(b)
(Journal, September 28, 2001)

(Item 4b) From Corporation Counsel and Special Tax Counsel, requesting adoption of Milwaukee County Ordinance amendments to ensure the tax-qualified status of the Employee Retirement System (ERS) and to require payment of sick allowance benefits through the ERS; and adoption of a resolution to direct the Director, Department of Labor Relations, to execute collateral agreements in conformity with determined Internal Revenue Service (IRS) ruling and requested IRS private letter ruling, by recommending adoption of the following:

A RESOLUTION/ORDINANCE

WHEREAS, the United States Congress adopted the Uruguay Round Agreements (known as "GATT") the Uniformed Services Employment and Reemployment Rights Act of 1994 (USERRA), the Small Business Job Protection Act of 1996 (SBJPA) and the Taxpayer Relief Act of 1997 (TRA'97); and

WHEREAS, these legislative acts, collectively known as the "GUST" amendments, amended provisions of the IRS Code of 1986 (the "Code") impacting tax-qualified retirement plans; and

WHEREAS, the IRS provided a remedial amendment period within which tax-qualified retirement plans must be amended to comply with the changes made by GUST; and

WHEREAS, the Employees' Retirement System of the County of Milwaukee is a tax-qualified governmental retirement plan that must be amended to comply with the changes required by GUST; now, therefore

BE IT RESOLVED, that the Employees' Retirement System is hereby amended to comply with the changes made to the laws governing tax-qualified retirement plans by the series of legislative amendments known as GUST; and

BE IT FURTHER RESOLVED, that to ensure the above-noted revisions are properly codified, the Milwaukee County Board of Supervisors does hereby adopt the following:

AN ORDINANCE

To amend Chapter 201.24 of the General Ordinances of Milwaukee County as appropriate to comply with various federal legislative changes related to tax-qualified retirement plans that impact the Employees' Retirement System of the County of Milwaukee.

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

SECTION 1. Section 201.24(2.7) of the General Ordinances of Milwaukee County is amended to read as follows:

Section 2.7 Earnable compensation.

Earnable compensation shall mean total compensation that would be payable to a member if he/she worked the full normal working time for his/her position, plus all payments for authorized overtime but excluding payments in lieu of vacations, provided that where service is credited during periods of absences as provided in section 2.9 hereof, the employe shall be considered to have earnable compensation during such periods of absence equivalent to his/her earnable compensation as of the last month of employment prior to the beginning of such absences. In cases where compensation includes maintenance, the board shall fix the value of that part of the compensation not payable in money. Where the county pays less than the full rate of compensation for a position and the balance is payable by some other government, company or individual, the amount paid by the county shall be considered the earnable compensation for such period of service. The annual earnable compensation of each member taken into account for determining all benefits provided under the system for any year shall not exceed the annual compensation limit pursuant to Code section 401(a) (17); provided, however, that this limitation shall apply only with respect to members who first commence participation in the system after 1995. The annual compensation

limit shall be adjusted annually for increases in the cost of living by the Secretary of the Treasury or his/her delegate, except that the dollar increase in effect on January 1 of any calendar year is effective for years beginning in such calendar year. ~~The earnable compensation of a member, who, pursuant to Code section 414(q), is one of ten (10) most highly compensated employees of the county shall include the earnable compensation of the member's family group. A member's "family group" shall be comprised of the member's spouse and the member's lineal descendants who have not attained age nineteen (19) by the close of the year. If the aggregate earnable compensation of the member's family group exceeds the annual compensation limit, as indexed, then the earnable compensation considered under the system for each member of the family group is reduced so that the total equals the annual compensation limit, as indexed. The "annual compensation limit" is one hundred fifty thousand dollars (\$150,000.00), as indexed.~~

SECTION 2. The provisions of this ordinance section shall be effective January 1, 2001.

SECTION 3. Section 201.24 (12.3) of the General Ordinances of Milwaukee County is hereby amended to read as follows:

Section 12.3 Adjustments to the defined benefit dollar limitation.

- (1) If the member has less than ten (10) years of participation under the system, the defined benefit dollar limitation is multiplied by a fraction, the numerator of which is the number of years of participation (or parts thereof) in the system, and the denominator of which is ten (10). To the extent provided in regulations or other guidance issued by the IRS, the preceding sentence shall be applied separately with respect to each change in the benefit structure of the system. ~~If the member has less than ten (10) years of service, the compensation limitation of subsection (1) is multiplied by a fraction, the numerator of which is the number of years of service (or parts thereof) and the denominator of which is ten (10). Years of service shall include future years occurring before the member's normal retirement age and shall receive a year of service for each year.~~

- (2) If the annual benefit of the member commences on or after age sixty-two (62), the general limitations of subsection (1) ~~and (2)~~ above shall apply.
- (3) Except as provided in this paragraph, if the annual benefit of the member commences prior to age sixty-two (62) the defined benefit dollar limitation shall be the actuarial equivalent of an annual benefit beginning at age sixty-two (62). To determine actuarial equivalence, the interest rate assumption is the greater of the rate specified in paragraph (13) of section II or five (5) percent. In the event the annual benefit of the member commences between age fifty-five (55) and sixty-two (62), the actuarial reduction of the defined benefit dollar limitation shall not result in a dollar limitation which is less than seventy-five thousand dollars (\$75,000.00). In the event the annual benefit of the member commences prior to age fifty-five (55), the defined benefit dollar limitations shall be the greater of (a) the amount which is the actuarial equivalent of a seventy-five thousand dollar annual benefit commencing at age fifty-five (55), ~~or~~ (b) the actuarial equivalent of the defined benefit dollar limitation beginning at age sixty-two (62), both calculated using the interest rate specified in the second sentence of this section 12.3 (43), ~~or (e) if the member is a qualified member, fifty thousand dollars (\$50,000.00), adjusted at the same time and in the same manner as under section 12.5. Notwithstanding the provisions of this section, the defined benefit dollar limitation of a "qualified member" shall not be actuarially adjusted.~~ For purposes of this section, a "qualified member" is a member whose years of service taken into account in determining his benefit include at least fifteen (15) years of service as a full-time employe of any department of the county which provides police protection, firefighting services, or emergency medical services for any area within the jurisdiction of the county or as a member of the armed forces of the United States.
- (4) If the annual benefit of a member commences after the member attains age sixty-five (65), the defined dollar benefit limitation, as reduced in subsection (2) above, if necessary, shall be adjusted so that it is the actuarial equivalent of an annual benefit of such dollar

limitation beginning at the member's attainment of age sixty-five (65). To determine actuarial equivalence, the interest rate assumption used is the lesser of the rate specified in paragraph (13) of section II or five (5) percent.

SECTION 4. The provisions of this ordinance section shall be effective as of January 1, 2001.

SECTION 5. Section 201.24(12.4) of the General Ordinances of Milwaukee County is hereby repealed.

SECTION 6. The provisions of this ordinance section shall be effective as of January 1, 2001.

SECTION 7. Section 201.24(12.8) of the General Ordinances of Milwaukee County is amended to read as follows:

Section 12.8. Compensation.

Compensation, for the purposes of this section, means "participant's compensation," as defined in IRS Code section 415(c) (3) and the regulations thereunder, ~~but not~~ including elective contributions made by the county on behalf of the member that are not includable in income under IRS Code sections 125, 401(h) (2), 402(a) (8), 402(h) or 403(b).

SECTION 8. The provisions of this ordinance section shall be effective January 1, 1998.

Fiscal Note:

There will be no expenditure of Milwaukee County funds by adoption of this resolution/ordinance. This fiscal note was prepared by Milwaukee County Corporation Counsel.

File No. 01-569(c)
(Journal, September 28, 2001)

(Item 4c) From Corporation Counsel and Special Tax Counsel, requesting adoption of Milwaukee County Ordinance amendments to ensure the tax-qualified status of the Employee Retirement System (ERS) and to require payment of sick allowance benefits through the ERS; and adoption of a resolution to direct the Director, Department of Labor Relations, to execute collateral agreements in conformity

with determined Internal Revenue Service (IRS) ruling and requested IRS private letter ruling, by recommending adoption of the following:

A RESOLUTION/ORDINANCE

WHEREAS, the United States Congress adopted the Uruguay Round Agreements Act (known as "GATT"), the Uniformed Services Employment and Reemployment Rights Act of 1949 (USERRA), the Small Business Job Protection Act of 1996 (SBJPA) and the Taxpayer Relief Act of 1997 (TRA'97); and

WHEREAS, these legislative acts, collectively known as the "GUST" amendments, amended provisions of the Internal Revenue (IRS) Code of 1986 (the "Code") impacting tax-qualified retirement plans; and

WHEREAS, the IRS provided a remedial amendment period within which tax-qualified retirement plans must be amended to comply with the changes made by GUST; and

WHEREAS, the OBRA 1990 Retirement System of the County of Milwaukee is a tax-qualified governmental retirement plan that must be amended to comply with the changes required by GUST; now, therefore

BE IT RESOLVED, that to ensure the above-noted revisions are properly codified, the Milwaukee County Board of Supervisors does hereby adopt the following:

AN ORDINANCE

To amend Chapter 203 of the General Ordinances of Milwaukee County as appropriate to comply with various federal legislative changes related to tax-qualified retirement plans that impact the OBRA 1990 Retirement System of the County of Milwaukee.

The Milwaukee County Board of Supervisors does ordain as follows:

SECTION 1. Section 203(2.4) of the General Ordinances of Milwaukee County is amended to read as follows:

Section 2.4 Compensation.

Compensation means for any plan year the total of all amounts paid to an employe by the county defined as

wages within the meaning of IRS section 3401(a) (determined without regard to any rules under section 3401(a) that limit the remuneration included in wages based on the nature or location of the employment or the services performed (such as the exception for agricultural labor in section 3401(a) (2)) and all other payments of compensation paid to any employe by the county for which the county is required to furnish the employe a written statement under IRS sections 6401(d) and 6051(A) (3), exclusive of amounts paid or reimbursed by the county for moving expenses incurred by the employe to the extent that at the time of the payment it is reasonable to believe that these amounts are deductible by the employe under IRS Code section 217. Further, "compensation" for each plan year shall exclude any amount that is in excess of the Social Security OASDI taxable wage base as in effect for the plan year. In the event that during any plan year an employe spends time in the employment of the county (→) during part of which the county obligated to collect and contribute taxes under Federal Insurance Contributions Act (FICA) (other than the Medicare portion of the FICA tax described in IRS section 3121(u)) with respect to such employe, either by virtue of a voluntary agreement between the state and the Secretary of Health and Human Services pursuant to section 218 of the Social Security Act or by any other provision of federal law, he/she shall be credited with compensation hereunder only for the amounts earned during the portion of the year during which the county is not obligated to collect and contribute taxes under FICA (other than the Medicare portion of the FICA tax described in IRS Code section 3121(u)) with respect to such employe either by virtue of a voluntary agreement between the state and the Secretary of Health and Human Services pursuant to section 218 of the Social Security Act or by any other provision of federal law. The compensation of each member taken into account for determining all benefits provided under the system for any year shall not exceed the annual compensation limit pursuant to Code section 401 (a) (17); provided, however, that this limitation shall apply only with respect to members who first commence participation in the system after 1995. The annual compensation limit shall be adjusted annually for increases in the cost of living by the Secretary of the Treasury or his/her delegate, except

that the dollar increase in effect on January 1 of any calendar year is effective for years beginning in such calendar year. ~~The compensation of a member who, pursuant to Code section 414(q), is one of the ten (10) most highly compensated employees of the county shall include the compensation of the member's family group. A member's "family group" shall be comprised of the member's spouse and the member's lineal descendants who have not attained age nineteen (19) by the close of the year. If the aggregate compensation of the member's family group exceeds the annual compensation limit, as indexed, the compensation considered under the system for each member of the family group is reduced so that the total equals the annual compensation limit, as indexed. The "annual compensation limit" is one hundred fifty thousand dollars (\$150,000.00), as indexed.~~

SECTION 2. The provisions of this ordinance section shall be effective January 1, 2001.

SECTION 3. Section 203 (7.1) of the General Ordinances of Milwaukee County is amended to read as follows:

Section 7.1 Limitation on annual benefits.

- (a) Anything to the contrary in this system notwithstanding, the maximum annual pension payable to a member on a single life basis with no ancillary benefits under any provision of this system (and any other defined benefit pension plan of the county) shall not exceed the greater of:
 - (i) Ten thousand dollars (\$10,000.00) (this subparagraph (i) is only applicable if the member has not participated in a defined contribution plan maintained by the county); or
 - (ii) ~~The lesser of:~~
 - (A) Ninety thousand dollars (\$90,000.00) (which amount shall be adjusted automatically each plan year to the extent permitted by and in accordance

with the IRS Code and regulations promulgated by the Secretary of the Treasury); or

~~(B) One hundred (100) percent of his/her compensation during his/her highest three (3) consecutive calendar years (during which he/she was both an active participant covered under this system and had his/her greatest aggregate compensation from the county).~~

- (b) If a member has fewer than ten (10) years of participation in the system, the applicable maximum in subparagraph (1) (ii) ~~(A)~~ above shall be multiplied by a fraction of which the numerator is his/her years of participation in the system and the denominator is ten (10).
- (c) If a member has fewer than ten (10) years of service with the county, the applicable maximum in ~~each of~~ subparagraphs (a)(i) and ~~(a)(ii)~~ ~~(B)~~ above shall be multiplied by a fraction of which the numerator is his/her years of service with the county and the denominator is ten (10).
- (d) In no event shall the limitations of subparagraphs (b) and (c) reduce the ceiling in subparagraphs (a) (i) or (a) (ii) below one-tenth of the ceiling otherwise applicable under such subparagraph.
- (e) The limitations of paragraph (b) above shall apply separately to each change in the benefit structure of the system.
- (f) ~~(A)~~ (A) If benefits begin prior to age sixty-two (62), the limitation specified in subparagraph (a) (ii) ~~(A)~~ above shall be replaced with a limitation which is the actuarial equivalent of the limitation described at subparagraph (a) (ii) ~~(A)~~ above beginning at age sixty-two (62). Actuarial equivalence for this purpose will be determined using an interest rate of five (5) percent and the ~~UP-1984~~ UP-1984 ~~unisex~~ 1983 GAM mortality table.

However, the limitation under (a) (ii) ~~(A)~~ shall never be reduced below seventy-five thousand dollars (\$75,000.00) in the case of a benefit beginning no earlier than age fifty-five (55).

(B) The limitation under subparagraph (a)(ii) ~~(A)~~ for benefits commencing prior to age fifty-five (55) is the actuarial equivalent of the limitation for benefits commencing at age fifty-five (55). Actuarial equivalence for this purpose will be determined using an interest rate of five (5) percent and the ~~UP 1984 unisex~~ 1983 GAM mortality table.

~~(ii)~~ If benefits begin after age sixty-five (65), the limitation specified in subparagraph (a) (ii) ~~(A)~~ above shall be increased so that it is the actuarial equivalent of the limit described at subparagraph (a) (ii) ~~(A)~~ above beginning at age sixty-five (65). Actuarial equivalence for this purpose will be determined using an interest rate of five (5) percent and the ~~UP 1984 unisex~~ 1983 GAM mortality table.

~~(g) If the combined plan limitations of the IRS Code section 415 (c) would otherwise be exceeded, the benefit to which a member would otherwise be entitled hereunder shall be reduced to the extent necessary to avoid violation of such limitation.~~

SECTION 4. The provisions of this ordinance section repealing section 203 (7.1) (g) shall be effective as of January 1, 2000. Otherwise, the provisions of this ordinance section shall be effective as of January 1, 1995.

Fiscal Note:

There will be no expenditure of Milwaukee County funds by adoption of this resolution/ordinance. This fiscal note was prepared by Milwaukee County Corporation Counsel.

File No. 01-569(d)
(Journal, September 28, 2001)

(Item 4d) From Corporation Counsel and Special Tax Counsel, requesting adoption of Milwaukee County Ordinance amendments to ensure the tax-qualified status of the Employee Retirement System (ERS) and to require payment of sick allowance benefits through the ERS; and adoption of a resolution to direct the Director, Department of Labor Relations, to execute collateral agreements in conformity with determined Internal Revenue Service (IRS) ruling and requested IRS private letter ruling, by recommending adoption of the following:

A RESOLUTION/ ORDINANCE

WHEREAS, the County adopted amendments to Chapter 17 of the General Ordinances of Milwaukee County as a result of labor agreements with all represented employees except the Deputy Sheriffs' Association relative to the payment of accrued sick allowance; and

WHEREAS, section 17.184 of the General Ordinances of Milwaukee County allows eligible employees to elect to receive the payment of accrued sick allowance immediately at retirement or to transfer that payment into the Employees' Retirement System ("ERS"); and

WHEREAS, section 451 of the Internal Revenue Code (the "Code") and the regulations thereunder describe the doctrine of constructive receipt, which requires amounts to be included in a taxpayer's gross income in the year the taxpayer receives the amount, or in the year in which the taxpayer could have received the amount; and

WHEREAS, the application of the doctrine of constructive receipt would likely result in section 17.184(1) of the General Ordinances of Milwaukee County causing immediate taxation of the accrued sick allowance to members upon retirement, regardless of whether the member elects to receive the accrued sick allowance immediately or transfer the amount to ERS; and

WHEREAS, the amount of accrued sick allowance transferred to ERS pursuant to a member's election would be treated as an after-tax employee contribution to a tax-qualified retirement plan under the Code; and

WHEREAS, after-tax employee contributions to qualified retirement plans are subject to the limits on annual additions to qualified retirement plans imposed by Code section 415(c); and

WHEREAS, estimated sick allowance benefits indicate that the contribution of some members' accrued sick allowance to ERS may violate Code section 415(c); and

WHEREAS, a violation of Code section 415 jeopardizes a tax-qualified retirement plan's qualified status; and

WHEREAS, to satisfy the tax qualification requirements of Code section 401(a) and pay the sick allowance benefit through ERS, section 201.24 of the General Ordinances of Milwaukee County must be amended to provide for the payment of the benefit through the ERS "plan document"; and

WHEREAS, proposed section 201.24(5.17) of the General Ordinances of Milwaukee County and corresponding Rule 1030 provide for automatic payment of the accrued sick allowance benefit through ERS, without an election by the member, and a corresponding County contribution to fund the benefit; and

WHEREAS, proposed section 201.24(5.17) allows payment of the accrued sick allowance through ERS, avoids immediate taxation of the accrued sick allowance benefit to members receiving the benefit pursuant to Code section 451 and avoids the application with the Code section 415(c) limits on annual additions to tax qualified retirement plans; and

WHEREAS, proposed section 201.24(5.17) was submitted to the Internal Revenue Service ("IRS") as part of a determination letter request regarding the tax-qualified status of ERS, including amendments to ERS made in November 2000 and amendments necessary to comply with recent legislative changes; and

WHEREAS, the IRS issued a determination letter regarding the tax-qualified status of ERS, including proposed section 201.24(5.17); and

WHEREAS, the IRS conditioned the determination letter upon adoption of proposed ERS Rules and proposed section 201.24(5.17), thereby requiring adoption of proposed section 201.24(5.17) as written to ensure the tax-qualified status of ERS pursuant to this determination letter; and

WHEREAS, upon adoption, section 201.24(5.17) will require payment of the accrued sick allowance benefit through ERS; and

WHEREAS, to coordinate sections 201.24(5.17) and 17.184, to avoid the application and possible violation of Code section 415(c)

and to avoid immediate taxation to members pursuant to Code section 451, it is deemed necessary to amend section 17.184 of the General Ordinances of Milwaukee County; and

WHEREAS, section 17.184 of the General Ordinances of Milwaukee County must be amended to require the payment of accrued sick allowances to members through the benefit provisions described in section 201.24 of the Employes' Retirement System Ordinance of Milwaukee County; and

WHEREAS, section 201.24(5.17) will likewise be adopted to provide for payment of the accrued sick allowance benefit through the Employes' Retirement System; now, therefore,

BE IT RESOLVED, that upon receipt of a favorable private letter ruling from the IRS, the Director of the Department of Labor Relations is authorized and directed to enter into collateral agreements with the bargaining representatives of Milwaukee County employes which would eliminate the option that currently exists regarding the payment of the sick leave benefit; and

BE IT FURTHER RESOLVED, that to insure the above-noted revisions are properly codified, the County Board of Supervisors does hereby adopt the following:

AN ORDINANCE

To amend Section 17.184(1) of the Milwaukee County General Ordinances relative to the payment of accrued sick allowance amounts for certain eligible members through the Employes' Retirement System.

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

SECTION 1. Section 17.184(1) of the General Ordinances of Milwaukee County is amended to read as follows:

Section 17.184 Sick Allowance Balance on Retirement.

(1) In the event membership in the Employes' 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 time hourly rate 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. 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 this payment through the Employees' Retirement System. ~~If permissible under IRS provisions and requested by the member, such payment shall be transferred by the County to the Employees' 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.

SECTION 2. The provisions of this ordinance shall be effective upon adoption and publication of the ordinance by the County Board of Supervisors and upon the County's receipt of a "favorable" private letter ruling, as determined by Corporation Counsel. Upon such determination, the County Clerk shall indicate that date as set by the Corporation Counsel in future publications of the General Ordinances of Milwaukee County.

Fiscal Note:

There will be no expenditure of Milwaukee County funds by adoption of this resolution/ordinance. This fiscal note was prepared by Milwaukee County Corporation Counsel.

File No. 01-581
(Journal, September 28, 2001)

(Item 5) From the Director, Department of Human Resources, requesting authorization to amend an existing contract with William Mercer, Inc. for information and analysis of employee retirement issues, by recommending adoption of the following:

A RESOLUTION

WHEREAS, the firm of William M. Mercer, Inc. has historically been retained by the Milwaukee County Employee Retirement System to serve as pension fund actuary; and

WHEREAS, over the years, Mercer has become increasingly familiar, not only with the pension fund itself, but also with related County policies and procedures, ordinances, organizational structure, and fiscal constraints, and that all necessary demographic, workforce, and benefits-related information is already contained in Mercer's data banks; and

WHEREAS, each year, the Director of Human Resources utilizes their services to provide actuarial analysis and reporting during contract negotiations, budget preparation, and other major initiatives, and that Mercer's knowledge, expertise, and data resources have proven to be invaluable when providing accurate and timely responses to ad hoc requests for information from County administrators and elected officials; and

WHEREAS, funds were again specifically included in DHR's 2001 Adopted Budget for this purpose, and on February 14, 2001 a contractual agreement between the County and Mercer was executed; and

WHEREAS, due to unanticipated demand for their services, the Director of Human Resources has requested authorization to amend the existing professional services agreement with Mercer in order to continue receiving these services for the remainder of this year; and

WHEREAS, the Personnel Committee, on September 21, 2001, voted 7-0 to recommend that said request be approved; now therefore,

BE IT RESOLVED, that the County Board of Supervisors does hereby authorize and direct the Director of Human Resources to amend the existing professional services agreement with William M. Mercer, Inc. for an amount not to exceed \$20,000.00 for the purpose of providing pension-related actuarial analysis.

Fiscal Note:

Sufficient funds are contained in the Department of Human Resources' 2001 Adopted Budget to cover the cost of this action.

The foregoing report correctly states the action taken by the said committee at a meeting held September 21, 2001.

KATHLEEN A. ARCISZEWSKI
Chairman

The question was on adoption.

SEPARATE ACTION was requested on **Item 4d**.

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

AYES—Aldrich, Arciszewski, Bailey, Borkowski, Coggs-Jones, Davis, De Bruin, 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 4d WAS ADOPTED** by the following vote:

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

By Supervisor De Bruin, Chairperson:

From the Committee on Finance and Audit, reporting on 22 Items.

File No. 01-543
(Journal, September 28, 2001)

(Item 1) From Director of Child Support Enforcement (CSE), requesting creation of the following positions in conjunction with a project by the Department of CSE to convert approximately 15,000 percentage expressed child support orders to fixed dollar amounts: CSE - 2 Paralegal - Child Support, 4 Clerk 2 - Data Entry and 1 Legal Counsel 1; Clerk of Circuit Court - 1.5 Deputy Clerk of Court/Judicial Assistant; Courts - 1.5 Assistant Family Court Commissioner; Sheriff - 1 Deputy Sheriff 1; Department of Public Works - 2 Facilities Worker (Security), by recommending adoption of the following:

A RESOLUTION

WHEREAS, on August 29, 2001, the Director of Child Support Enforcement submitted a request to the County Board to create 13 positions for the Percentage Expressed Order Conversion Project, and

WHEREAS, on September 19, 2001 the Director of Child Support Enforcement was notified by the State of Wisconsin that it was eligible for additional funding of \$63,676 which resulted in a verbal request by the Director of the Department of Child Support Enforcement for five additional positions to bring the total amount requested to 18; and

WHEREAS, the Federal government distributes incentive payments to states in order to encourage and reward child support programs that perform in a cost-effective manner and the State of Wisconsin passes the payments onto county Child Support Enforcement Departments; and

WHEREAS, in 1983, the State of Wisconsin, through the budget bill, amended Section 767.25 of the Wisconsin State Statutes to give courts the authority to express support orders as either a fixed amount or a percentage of payor income and Wisconsin is the only state in the nation to use percentage expressed orders; and

WHEREAS, percentage expressed orders prevent the State of Wisconsin from reporting on two of the five incentive payment measures that the Federal government uses to calculate its payments; and

WHEREAS, the State of Wisconsin decided to convert all existing percentage expressed orders to fixed amount orders and to provide counties with funding to hire staff to convert the orders; and

WHEREAS, the Milwaukee County Percentage Expressed Order Project will begin on October 1, 2001 and will convert 15,000 cases; and

WHEREAS, the Department of Public Works will contract out for building security and, therefore, does not need to create two requested positions of Facilities Worker (Security); and

WHEREAS, the Committee on Finance and Audit, at its meeting on September 20, 2001, recommended (vote 7-0) the creation of four positions of Paralegal - Child Support, pay range 19LM, five positions of Clerk 2 - Data Entry, pay range 5, two positions of

Legal Counsel, pay range 34Z, one position of Assistant Family Court Commissioner, pay range 34Z, and one position of Assistant Family Court Commissioner - Hourly, pay range 34Z, effective October 1, 2001, and creation of two positions of Deputy Clerk of Court/Judicial Assistant, pay range 19Z, and one position of Deputy Sheriff 1, pay range 18, effective November 1, 2001, as recommended by the Department of Administration, with said positions asterisked to be abolished when state and federal funding ceases; and

WHEREAS, the Committee on Personnel, at its meeting on September 21, 2001, recommended (vote 7-0) that the positions to be created be classified as four Paralegal (Child Support), pay range 19LM, five Clerk 2 (Data Entry), pay range 05, two Legal Counsel 1 (Child Support), pay range 34Z, two Deputy Clerk of Courts (Judicial Assistant), pay range 19Z, two Assistant Family Court Commissioner, pay range 34Z, and one Deputy Sheriff 1, pay range 17BZ, as recommended by the Department of Human Resources; now, therefore,

BE IT RESOLVED, that the following positions are hereby created for the Department of Child Support Enforcement, effective October 1, 2001 and are asterisked for abolishment when State and Federal funding ceases:

Org. Unit 2430 - Department of Child Support Enforcement

<u>Title Code</u>	<u>Title</u>	<u>No. of Positions</u>	<u>Pay Range</u>
59920	Paralegal (Child Support)	4*	19LM
00350	Clerk 2 (Data Entry)	5*	5
59280	Legal Counsel 1 (Child Support)	2*	34Z
59810	Assistant Family Court Commissioner	2*	34Z

; and

BE IT FURTHER RESOLVED, that the following positions are hereby created for the Department of Child Support Enforcement, effective November 1, 2001, and are asterisked for abolishment when State and Federal funding ceases:

Org. Unit 2430 - Department of Child Support Enforcement

<u>Title Code</u>	<u>Title</u>	<u>No. of Positions</u>	<u>Pay Range</u>
08780	Deputy Clerk of Courts (Judicial Assistant)	2	19Z
61450	Deputy Sheriff 1	1	17BZ

Fiscal Note:

Approval of this request, with effective dates of October 1 and November 1, 2001, will result in increased expenditures of approximately \$180,715 for personal services and fringe benefits for the remainder of the year and additional costs of \$92,048. This amount is offset with Federal funds of \$180,021, State funds of \$21,650 and reserve funds of \$71,092 in the Department of Child Support Enforcement for no net tax levy impact. For 2002, the full-year expenditure increase for personal services and fringe benefits as a result of this action is \$608,666 plus additional costs of \$58,319. This amount is completely offset with Federal and State funds for no net tax levy impact. This fiscal note was prepared by the Department of Administration.

File No. 01-542
(Journal, September 28, 2001)

(Item 2) From the Sheriff, requesting the creation of 20 additional positions, effective October 1, 2001, to implement a consent decree resulting from the Christensen, et al lawsuit, by recommending adoption of the following:

A RESOLUTION

WHEREAS, after extended negotiations, Milwaukee County, in late 2000, reached a settlement of the jail overcrowding and health care services class action lawsuit filed on behalf of Milton Christensen, et al, and the settlement was approved by the County Board on January 18, 2001 and contained specific information regarding the level of medical services to be provided within the Criminal Justice Facility (CJF) and the House of Correction (HOC); and

WHEREAS, the Sheriff has submitted a request to create 20 positions to proceed toward being in full compliance with the requirements of the settlement in terms of health care provision at the CJF and the HOC; and

WHEREAS, the original staffing plan submitted with the settlement called for the creation of 60 positions and, of those, four were created as a part of the 2001 Adopted Budget; and

WHEREAS, the new positions will assist in a variety of areas of health care including, but not limited to, Mental Health Services, Triage, Physical Examinations, Sick Call, Chronic Care,

Urgent/Emergent Care, Specialty Services, Infirmary, Medication Distribution, Women's Health, and Therapeutic Diets; and

WHEREAS, the Committee on Finance and Audit, at its meeting on September 20, 2001, recommended (vote 6-0) the creation of six positions of Nursing Supervisor, pay range 26M, five positions of Registered Nurse 2, pay range 21N, seven positions of Registered Nurse 1, pay range 16N, and two positions of Psychiatric Social Worker, pay range 24, effective October 1, 2001, as recommended by the Department of Administration; and

WHEREAS, the Committee on Personnel, at its meeting on September 21, 2001, recommended (vote 7-0) that the positions to be created be classified as six Nursing Supervisor, pay range 26MN, one Registered Nurse 2 (Staff Development), pay range 18N, four Registered Nurse 2, pay range 18N, seven Registered Nurse 1, pay range 16N, and two Psychiatric Social Worker (Sheriff), pay range 24, 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 October 1, 2001:

Org. Unit 4000 - Sheriff

<u>Title Code</u>	<u>Title</u>	<u>No. of Positions</u>	<u>Pay Range</u>
45010	Nursing Supervisor	6	26MN
44770	Registered Nurse 2 (Staff Development)	1	18N
44700	Registered Nurse 2	4	18N
44500	Registered Nurse 1	7	16N
58990	Psychiatric Social Worker (Sheriff)	2	24

Fiscal Note:

Approval of this request, effective October 1, 2001, will result in increased expenditures of approximately \$305,659 for personal services and fringe benefits for the remainder of the year. This amount is completely offset with funds from an allocated contingency account of \$517,640 that was included in the 2001 Adopted Budget. For 2002, the full-year expenditure increase for personal services and fringe benefits as a result of this action is \$1,367,135. A fund transfer will be submitted during the October cycle to transfer the funds from the allocated contingency account

into operating accounts in the Sheriff's Department. This fiscal note was prepared by the Department of Administration.

File No. 01-510
(Journal, September 28, 2001)

(Item 3) From the District Attorney, requesting the creation of two new positions of Paralegal and one new position of Clerk Typist 4 for Children in Need of Protection and Services (CHIPS) and Termination of Parental Rights (TPR) cases in the juvenile division at the Children's Court Center; also requesting authorization to accept reimbursement for the costs of the three new county and three new state positions of assistant district attorney for CHIPS and TPR cases, from the state Department of Health and Family Services (DHFS), Division of Children and Family Services, by recommending adoption of the following:

A RESOLUTION

WHEREAS, the District Attorney has requested creation of two positions of Paralegal and one position of Clerk Typist 4 for the Juvenile Division at the Children's Court effective October 1, 2001; and

WHEREAS, the positions will work on Children in Need of Protection and Services (CHIPS) and Termination of Parental Rights (TPR) cases and the District Attorney is requesting permission to receive Federal reimbursement for the costs of the new County positions, as well as to receive reimbursement for the cost of three new State positions of Assistant District Attorney for CHIPS and TPR cases; and

WHEREAS, the funding is from Title IV-E of the Social Security Act and is being passed through to Milwaukee County by the State Department of Health and Family Services; and

WHEREAS, to be eligible for the funds, the County must provide match dollars of a minimum of 56% to a maximum of 69% since the Federal government will currently reimburse at a rate that varies from 31% to 44% of the costs of tax levy dedicated to CHIPS and TPR prosecutions of the Children's Court Center; and

WHEREAS, there are three main reasons for the addition of the positions at the Children's Court Center: an increase of 21.1 percent in the CHIPS caseload has occurred since 1997; the Federal Adoption and Safe Families Act has increased the complexity of

CHIPS and TPR litigation which has resulted in a seventh branch of Circuit Court assigned to the Juvenile Division along with two additional Court Commissioners and a new program, Family Intervention and Support Services, has been implemented to reduce the number of "pro se" CHIPS petitions that are filed in the Juvenile Division and when court action is required in these cases, they are referred to the District Attorney's office; and

WHEREAS, the Committee on Judiciary, Safety and General Services, at its meeting on September 13, 2001, voted 7-0 to authorize acceptance of the reimbursement costs for the three new County positions as well as three new State positions of Assistant District Attorney for CHIPS and TPR cases; and

WHEREAS, the Committee on Finance and Audit, at its meeting on September 20, 2001, recommended (vote 7-0) the creation of two positions of Paralegal, pay range 19LM, and one position of Clerk Typist 4, pay range 11, effective October 1, 2001, as recommended by the Department of Administration, with said positions asterisked to be abolished when grant funds are no longer available to offset the cost of the positions; and

WHEREAS, the Committee on Personnel, at its meeting on September 21, 2001, recommended (vote 7-0) that the positions to be created be classified as two Paralegal, pay range 19LM, and one Clerk Typist 4, pay range 11, as recommended by the Department of Human Resources; now, therefore,

BE IT RESOLVED, that the following positions are hereby created for the District Attorney's Office, effective October 1, 2001, and are asterisked for abolishment if grant funding ceases:

Org. Unit 4500 - District Attorney

<u>Title Code</u>	<u>Title</u>	<u>No. of Positions</u>	<u>Pay Range</u>
86160	Paralegal	2*	19LM
01150	Clerk Typist 4	1*	11

; and

BE IT FURTHER RESOLVED, that the District Attorney is hereby authorized to accept Federal reimbursement for the cost of the new County positions as set forth above as well as reimbursement for the cost of the three new State positions of Assistant District Attorney for CHIPS and TPR cases.

Fiscal Note:

Approval of this request, effective October 1, 2001, will result in increased expenditures of approximately \$35,596 for personal services and fringe benefits for the remainder of the year. Charges from the State for Assistant District Attorneys are \$50,630 for a total cost of \$86,226. This amount is completely offset with Federal grant funds for no net tax levy impact. For 2002, the full-year expenditure increase for personal services and fringe benefits as a result of this action is \$161,916. State charges for the Assistant District Attorney total \$348,720. Again, this amount is completely offset with Federal grant funds for no net tax levy impact. This fiscal note was prepared by the Department of Administration.

File No. 01-535

(Journal, September 28, 2001)

(Item 4) From the District Attorney requesting the creation of a new position of Intelligence Analyst for the Milwaukee High Intensity Drug Trafficking Area (HIDTA) program, 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 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 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 13 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 one position of Community Support Program Coordinator was created in 2000 for Operation Ceasefire with HIDTA grant funds, and the District Attorney is requesting to create one Intelligence Analyst; and

WHEREAS, the Intelligence Analyst will work with the HIDTA Intelligence and Technical Support Center (HITS Center) which has the primary function of gathering, analyzing and disseminating information regarding drug traffickers and criminal organizations and the HITS Center also assists HIDTA and outside agencies in developing threat assessments and investigative priorities and in coordinating multi-jurisdictional investigations; and

WHEREAS, the Committee on Finance and Audit, at its meeting on September 20, 2001, recommended (vote 7-0) the creation of one position of Intelligence Analyst, pay range 19LM, effective October 1, 2001, as recommended by the Department of Administration, with said position asterisked to be abolished when grant funds are no longer available to offset the cost of the position; and

WHEREAS, the Committee on Personnel, at its meeting on September 21, 2001, recommended (vote 7-0) that the position to be created be classified as Intelligence Analyst, pay range 22M, 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 October 1, 2001, and is asterisked for abolishment if grant funding ceases:

Org. Unit 4500 - District Attorney

<u>Title Code</u>	<u>Title</u>	<u>No. of Positions</u>	<u>Pay Range</u>
86050	Intelligence Analyst	1*	22M

Fiscal Note:

Approval of this request, effective October 1, 2001, will result in increased expenditures of approximately \$12,390 for personal services and fringe benefits for the remainder of the year. This amount is completely offset with Federal grant funds for no net tax levy impact. For 2002, the full-year expenditure increase for personal services and fringe benefits as a result of this action is \$52,088. Again, this amount is completely offset with Federal grant funds for no net tax levy impact. This fiscal note was prepared by the Department of Administration.

File No. 01-538

(Journal, September 28, 2001)

(Item 5) Resolution by Supervisors Zielinski, Schmitt and

Jasenski, to create in the Clerk of Circuit Court one position of Clerk Typist 3 with duties exclusively devoted to processing the backlog of fine and cost commitment cases; and to direct the Director of Division of Intergovernmental Relations to work with state legislators to try to obtain an increase in the revenues that Milwaukee County retain to 40% from the current 30%, by recommending adoption of the following:

AN AMENDED RESOLUTION

WHEREAS, outstanding fine and forfeiture payments due the Clerk of Circuit Court following orders imposed by the Circuit Court Judges have risen substantially over the past several years in part due to the lack of sufficient staff to process collections; and

WHEREAS, the Clerk of Circuit Court has indicated his desire to create one position of Clerk Typist 3 with duties exclusively devoted to processing the backlog of fine and cost commitment cases as a pilot demonstration of the cost effectiveness of such a position; and

WHEREAS, the Clerk of Circuit Court has implemented additional collection methods, such as contracting with a collection agency, making a referral to the collection agency after 120 days rather than the past practice of a referral after 365 days, the ability for persons to make payments with a credit card, and other measures to increase collections without drastic increases in expenditures; and

WHEREAS, currently the state is entitled to 70% of the revenues obtained by the County but it will not share in any of the costs associated with increased collection efforts incurred by the County; and

WHEREAS, it is unfair to expect the County to incur all the expenses related to increased collection efforts and then forward the bulk of the collected revenues obtained to the state; and

WHEREAS, it is essential for persons who commit crimes to be held accountable and for them to know they will not be allowed to avoid responsibility or avoid further consequences if they should promise the courts to abide by certain conditions of release and/or restitution and later fail to fulfill their obligations to the courts and society; and

WHEREAS, it is projected that this position would generate more than sufficient revenues to cover the cost of the position and more importantly it would help ensure that persons committing crimes will be held accountable; and

WHEREAS, it is reasonable to request that counties be able to retain a greater share of the revenues achieved to help partially offset the local costs incurred to provide court and related collection services which directly benefit the state court system but are costs not directly incurred nor reimbursed by the state; and

WHEREAS, the Committee on Judiciary, Safety and General Services, at its meeting of September 13, 2001, amended the said resolution by adding language stating that this position shall be asterisked with the understanding that it shall be created for a trial period of one year (vote 7-0); and

WHEREAS, the Committee on Finance and Audit, at its meeting on September 20, 2001, concurred in the recommendation of the Judiciary, Safety and General Services Committee (vote 6-0); and

WHEREAS, the Committee on Personnel, at its meeting on September 21, 2001, recommended that the classification and rate of pay for the position be set as follows: Clerk Typist 3, pay range 9 (vote 7-0); now, therefore,

BE IT RESOLVED, that the County Board of Supervisors does hereby authorize and direct the creation in the Clerk of Circuit Court of one position of Clerk Typist 3, Title Code 01100, pay range 9, with duties exclusively devoted to processing the backlog of fine and cost commitment cases; and

BE IT FURTHER RESOLVED, that this position shall be asterisked with the understanding that it shall be created and funded for a trial period of one year; and

BE IT FURTHER RESOLVED, that the Director, Division of Intergovernmental Relations, is hereby authorized and directed to work with state legislators to try to obtain an increase in the revenues that Milwaukee County retains to 40% from the current 30%.

Fiscal Note:

Adoption of this resolution would require an additional expenditure of approximately \$35,000 (including fringe benefits), but Clerk of Circuit Court staff estimates that it would be entirely offset by more than \$40,000 in additional revenues generated for the Sheriff's Department budget, resulting in a net gain of nearly \$5,000 or more for Milwaukee County.

File No. 01-560
(Journal, September 28, 2001)

(Item 6) From Director, Department of Human Services, requesting creation of 28 positions for the Employment Systems Access Coordination Program as follows: 1 Section Manager (ESAC), 3 Case Manager Supervisor and 24 Employment Systems Resource Specialist, by recommending adoption of the following:

A RESOLUTION

WHEREAS, the Director of the Department of Human Services (DHS) requests the creation of 21 positions of Employment Systems Resource Specialist, three positions of Employment Systems Resource Specialist - Bilingual (Spanish), three positions of Case Management Supervisor, and one position of Section Manager (ESAC); and

WHEREAS, the DHS Financial Assistance Division, per State Statutes, is charged with the responsibility of assisting eligible persons to obtain Food Stamps, Medical Assistance (Title XIX) and Child Day Care benefits in cooperation with the "Wisconsin Works" or W-2 program (which replaced the former Aid to Families with Dependent Children, or AFDC program); and

WHEREAS, DHS administration has recently been notified of the intent of the State of Wisconsin's Department of Workforce Development (DWD) to enter into a contract with Milwaukee County to operate the W-2 Employment Systems Access Coordination (ESAC) program; and

WHEREAS, the general purpose of the ESAC program is to provide County residents with a "front door" by which to access all of the various services provided by the local W-2 agencies, as well as the Income Maintenance entitlements (such as Food Stamps and Medical Assistance) already administered by Milwaukee County; and

WHEREAS, in contrast to the early months of W-2, where consumers were generally informed of available services only when the client made a specific request, ESAC seeks to ensure that every participant is able to make fully informed decisions concerning which W-2 and/or County administered services are appropriate for their individual situations; and

WHEREAS, ESAC staff, particularly the positions of Employment Systems Resource Specialist, will work to coordinate

the services of the varied State, County, and private agencies (including, but not limited to, W-2 employment and training services, Child Welfare, Mental Health and Alcohol and Other Drug Abuse treatment); and

WHEREAS, these positions will assist individuals with registration, provide information on services and benefits, help determine individual and family needs regarding employability and assure access to entitlement programs; and

WHEREAS, through this coordinated effort at removing real and perceived barriers to accessing needed services, greater numbers of Milwaukee County residents will be able to successfully make the transition from welfare to work and add their contributions to the overall strength of our community; and

WHEREAS, the Committee on Finance and Audit, at its meeting on September 20, 2001, recommended (vote 6-0) the creation of 21 positions of Employment Systems Resource Specialist, pay range 17, three positions of Employment Systems Resource Specialist Bilingual (Spanish), pay range 17, three positions of Case Management Supervisor, pay range 24M, and one position of Section Manager (ESAC), pay range ECP14, effective September 30, 2001, as recommended by the Department of Administration, with said positions asterisked to be abolished if grant funds are no longer available to offset the cost of the positions; and

WHEREAS, the Committee on Personnel, at its meeting on September 21, 2001, recommended (vote 7-0) that the positions to be created be classified as 21 Employment Systems Resource Analyst, pay range 17, three Employment Systems Resource Analyst (Bilingual/Spanish), pay range 17, three Case Management Supervisor, pay range 24M, and one Section Manager (ESAC), pay range 914E, as recommended by the Department of Human Resources; now, therefore,

BE IT RESOLVED, that the following positions are hereby created for the Department of Human Services, effective September 30, 2001:

Org. Unit 8000 - Department of Human Services

<u>Title Code</u>	<u>Title</u>	<u>No. of Positions</u>	<u>Pay Range</u>
56050	Employment Systems Resource Specialist	21*	17

56060	Employment Systems Resource Specialist B/L (Span)	3*	17
55910	Case Management Supervisor	3*	24M
77890	Section Manager (ESAC)	1*	ECP 14

*These positions are asterisked and will be abolished should funding no longer be available.

Fiscal Note:

The fiscal effect of creating 21 positions of Employment Systems Resource Analyst is \$177,345 for Personal Services and Fringe Benefits for the remainder of 2001 and \$980,364 in 2002. The fiscal effect of creating three positions of Employment Systems Resource Analyst (Bilingual/Spanish) is \$25,335 for Personal Services and Fringe Benefits for the remainder of 2001 and \$140,052 in 2002. The fiscal effect of creating three positions of Case Management Supervisor is \$30,000 for Personal Services and Fringe Benefits for the remainder of 2001 and \$165,873 in 2002. The fiscal effect of creating one position of Section Manager (ESAC) is \$12,732 for Personal Services and Fringe Benefits for the remainder of 2001 and \$70,390 in 2002. The fiscal effect of utilizing 12 existing positions of Economic Support Specialist is \$82,608 for Personal Services and Fringe Benefits for the remainder of 2001 and \$456,684 in 2002. The fiscal effect of utilizing three existing positions of Clerk Typist 2 is \$19,584 for Personal Services and Fringe Benefits for the remainder of 2001 and \$108,255 in 2002. Combined, the fiscal effect of creating all the requested positions is \$245,412 for Personal Services and Fringe Benefits for the remainder of 2001 and \$1,356,679 in 2002. Combined, the fiscal effect of utilizing the existing positions is \$102,192 for Personal Services and Fringe Benefits for the remainder of 2001 and \$565,939 in 2002. The total cost to operate the Employment Systems Access Coordination (ESAC) program is \$347,604 for Personal Services and Fringe Benefits for the remainder of 2001 and \$1,921,618 in 2002.

These expenditures are completely offset by revenues contained within the State/County contract, resulting in a tax levy impact of zero. These positions should be asterisked to be abolished if funding is no longer available in the future.

This fiscal note was prepared by the Department of Administration.

File No. 01-1
(Journal, December 21, 2000)

(Item 7)

WHEREAS, department requests for transfers within their own accounts have been received by the Department of Administration, Fiscal Affairs, and the Director finds that the best interests of Milwaukee County will be served by allowance of such transfers;

THEREFORE, BE IT RESOLVED, that the Director, Department of Administration, is hereby authorized to make the following transfers in the 2001 appropriations of the respective listed departments:

	<u>From</u>	<u>To</u>
1) <u>2000 Combined Court Related Operations</u>		
7999 Sundry Materials and Supplies		\$1,350
4932 Other Private Funding Revenue	\$1,350	

Transfer of \$1,350 is requested by the Clerk of Circuit Court/Director of Court Services to recognize the receipt of revenue from a grant from the Milwaukee Bar Association Foundation, Inc. and provide expenditure authority for expenses related to the grant.

The purpose of the grant is to purchase activity books titled "What's Happening in Court? An Activity Book for Children Who Are Going to Court in Wisconsin." The funds will be used to purchase 1,000 books and crayons for children to use in the Domestic Violence/Witness Waiting Room in the Family Court Commissioner's Office and the Children's Court Center.

This transfer provides \$1,350 for books and crayons and is completely offset with grant revenue from the Milwaukee Bar Association Foundation, Inc. for a zero net tax levy impact.

TRANSFER APPROVED BY COUNTY EXECUTIVE 09-17-01

TRANSFER APPROVED BY FINANCE AND AUDIT COMMITTEE 9-20-01 VOTE (6-0).

2) <u>2000 Combined Court Related Operations</u>		
6050 Contract Professional Services-Short Term		\$10,000
7910 Office Supplies		500
7973 Minor Office Equipment		500
8557 Computer Equipment New		4,000
2299 Other State Grants and Reimbursements	\$15,000	

Transfer of \$15,000 is requested by the Clerk of Circuit Court/Director of Court Services to recognize the receipt of revenue from a grant awarded by the State of Wisconsin, Department of Justice-Office of Crime Victim Services and provide expenditure authority for expenses related to the grant.

County Board Resolution 99-268, adopted April 22, 1999, authorized the Chief Judge and Clerk of Circuit Court to seek funding from the National Institute of Justice Violence Against Women Grants Office for the purpose of obtaining a Judicial Oversight Demonstration Initiative award. The purpose of the grant is to develop and implement better procedures for domestic violence cases in Milwaukee County. There are no local matching funds required to receive the Federal grant. Milwaukee County is one of just three jurisdictions in the country to receive five-year demonstration funding from the Violence Against Women Grants Office.

Milwaukee County submitted a grant proposal to the State of Wisconsin Department of Justice-Office of Crime Victim Services for funding a Research Assistant position to help in data collection for the JOI and provide needed information to complete the Wisconsin Domestic Abuse Report. County Board Resolution 01-66, adopted January 18, 2001, retroactively authorized the District Court Administrator to apply for and accept a grant in the amount of \$18,184 from the State of Wisconsin Department of Justice - Office of Crime Victim Services for the purpose of providing partial funding of one position of Research Assistant. The State of Wisconsin Department of Justice-Office of Crime Victim and JOI will jointly fund the position.

County Board Resolution 01-38, adopted January 18, 2001, authorized the creation of one position of Research Assistant. However, the District Court Administrator was unable to fill the position and will utilize the funds to hire two students from the Urban Institute to perform data gathering and entry functions for the grant and the State Department of Justice, Domestic Abuse Incident Report which must be completed by September 30, 2001.

This fund transfer recognizes the receipt of \$15,000 in revenue from the State of Wisconsin, Department of Justice-Office of Crime Victim Services and authorizes expenditure authority of \$15,000 for contract services, office supplies, minor office equipment and a new computer.

This fund transfer has a zero net tax levy impact.

TRANSFER APPROVED BY COUNTY EXECUTIVE 09-17-01.

TRANSFER APPROVED BY FINANCE AND AUDIT COMMITTEE 9-20-01 VOTE (6-0).

	<u>From</u>	<u>To</u>
3) <u>2000 Combined Court Related Operations</u>		
5199 Salaries and Wages		\$50,357
5312 Social Security Taxes		3,852
2299 Other State Grants and Reimbursements	\$68,581	
<u>1950 Employee Fringe Benefits</u>		
5403 Health Insurance-Major Medical, Surgery		14,372

Transfer of \$68,581 is requested by the Clerk of Circuit Court/Director of Court Services to recognize the receipt of revenue from the State of Wisconsin Office of Justice Assistance to fund the pro se litigation program for the last two quarters of 2001.

County Board Resolution 99-289, adopted May 20, 1999, authorized the Chief Judge and Clerk of Circuit Court/Director of Court Services to seek grant funding from the State Office of Justice Assistance for the purpose of establishing a pro se litigation program in Milwaukee County with the creation of a Pro Se Coordinator position. On January 6, 2000, the Judiciary, Safety and General Services Committee approved a request from the Chief Judge to modify the scope for the use of the anticipated grant funds to also create an Interpreter Coordinator position to improve interpreter services, especially as it impacts pro se litigants.

Language in the 2001 Budget included abolishing the Interpreter Coordinator and Pro Se positions effective June 30, 2001 due to the understanding that grant funding would be discontinued at that time. In April of this year, the Chief Judge was notified that funding for this grant was extended to fund the positions through December 31, 2001. County Board Resolution 99-289 (a)(b) adopted May 17, 2001 gave the authorization to extend the positions through the end of the grant. It should be noted that this grant ends December 31, 2001 and the positions will be abolished at that time.

This fund transfer recognizes the receipt of revenue from the State of Wisconsin and increases expenditure authority to fund the positions of Pro Se Coordinator and Interpreter Coordinator by the same amount resulting in a zero net tax levy impact.

TRANSFER APPROVED BY COUNTY EXECUTIVE 09-17-01.

TRANSFER APPROVED BY FINANCE AND AUDIT COMMITTEE 9-20-01 VOTE (6-0).

	<u>From</u>	<u>To</u>
4) <u>2430 Child Support Enforcement</u>		
5199 Salaries and Wages		\$76,872
5312 Social Security Taxes		5,881
6999 Sundry Services		27,455
7910 Office Supplies		11,378
7999 Sundry Materials and Supplies		20,583
8557 Computer Equipment New		25,000
9713 IV-D/Child Support Services		75,542
2275 Collection Cost-Child Support	\$180,027	
2299 Other State Grants and Reimbursements	92,743	
<u>2000 Combined Court Related Operations</u>		
5199 Salaries and Wages		53,153
5312 Social Security Taxes		4,074
9813 Abatement Child Support	67,910	
<u>5700 DPW Facilities Management</u>		
6610 R/M Buildings and Structures		7,632
9813 Abatement Child Support	7,632	
<u>1950 Employee Fringe Benefits</u>		
5403 Health Insurance-Major Medical Surgery		33,280
<u>4000 Sheriff's Department</u>		
5199 Salaries and Wages		6,932
5312 Social Security Taxes		530

Transfer of \$267,102 is requested by the Director of the Department of Child Support Enforcement to recognize receipt of both state and federal revenue to convert all percentage and mixed expressed child support orders to fixed amount orders.

According to the Milwaukee County Department of Child Support Enforcement, there are approximately 15,000 orders in Milwaukee County which will require conversion.

Milwaukee County is slated to receive \$804,987 in 2001 and 2002 to convert its existing 15,000 orders. This amount includes 66% Federal reimbursement, or \$578,212 and \$226,775 in State General Purpose Revenue. The Department of Child Support is anticipating scheduling 50 cases per day for conversion. There will be two new courts established to hear the cases. The start-up date for the project is October 1, 2001.

Staffing for the two courts in operation would require the creation of two positions of Paralegal - Child Support, four positions of Clerk 2 - Data Entry, one position of Legal Counsel 1, one and a half positions of Deputy Clerk of Court/Judicial Assistant, one and a half positions of Assistant Family Court Commissioner, and one Deputy Sheriff I (bailiff).

Staff from the Department of Child Support Enforcement and the Family Court Commissioner's Office would begin work on cases at that time. Cases are not anticipated to be scheduled until November 1, 2001 and at that time, new positions of a bailiff and Deputy Clerk of Court/Judicial Assistants would become effective.

The Department of Child Support Enforcement is estimating that the conversion of all 15,000 cases will take approximately 14 months. The positions that are created for this project should be requested for abolishment in the 2003 budget by the various departments.

To start the project in October 2001 will require funding of \$209,094 including \$123,045 for personnel costs and \$38,501 for equipment and supplies. The new courtrooms will be housed in the 1st floor of the Courthouse Annex. Remodeling and conversion of the space to accommodate staff and the courtrooms is estimated at \$25,000. Wiring of the rooms for computer set-up and access to the State's KIDS computer system will be done by IMSD at a cost of approximately \$14,915. Security, provide by DPW, will cost \$7,632.

This fund transfer also establishes crosscharges and abatements of \$58,008 for the services provided by the Clerk of Circuit Court, Family Court Commissioner's Office, Department of Public Works and Sheriff's Department to the Department of Child Support Enforcement. This fund transfer will have no tax levy impact.

DOA Modification

The fund transfer has been modified to recognize receipt of additional revenue of \$63,676 from State and Federal funds and to establish additional expenditure authority to provide funding for five new positions for the Percentage Expressed Order Conversion Project. The department of Child Support Enforcement agrees with this approach.

TRANSFER APPROVED BY COUNTY EXECUTIVE 09-20-01.

TRANSFER APPROVED BY FINANCE AND AUDIT COMMITTEE 9-20-01 VOTE (6-0).

5) 4300 House of Correction

6327 Natural Gas	\$320,125
6328 Sewage Charges	30,000
6331 Water	70,000
6503 Equipment Rental (Short Term)	100,000
2299 Other State Grants and Reimbursements	\$520,125

Transfer of \$520,125 is requested by the Superintendent of the House of Correction to recognize the receipt of revenue from the State of Wisconsin for housing 25 Violator of Probation or Parole (VOPs) inmates to fund utility and equipment rental costs at the House of Correction.

In August of 1999, the House of Correction began housing 25 VOPs for the State of Wisconsin at \$57 per day. This contract was in addition to and independent of the overall contract that the HOC had with the State during the construction of the State's new Probation and Parole facility on 10th and State streets. The department did not include this revenue in its 2001 Adopted Budget because the agreement with the State of Wisconsin was temporary and it was not certain that the HOC would house the extra inmates in 2001. The State has continued to house 25 inmates at the HOC and this transfer seeks to recognize the revenue of \$520,125 generated from this agreement. The HOC has included this revenue in its Requested 2002 Budget.

The HOC will use most of the increased funding to offset escalating utility costs which have increased substantially this year for the HOC. A deficit of \$320,125 is projected in natural gas and a deficit of \$100,898 is projected in sewer and water expenditures.

In order to maintain the CJF population at 1,100 or less as required by the cap, the HOC has been placing additional inmates on the electronic surveillance program. This will result in increased expenditures of approximately \$100,000 in 2001.

TRANSFER APPROVED BY COUNTY EXECUTIVE 09-17-01.

TRANSFER APPROVED BY FINANCE AND AUDIT COMMITTEE 9-20-01 VOTE (6-0).

6) 4500 District Attorney

5199 Salaries and Wages	\$26,978
5312 Social Security Taxes	2,064
6090 Charges from State and Other County Institutions	50,630
2299 Other State Grants and Reimbursements	\$86,228
<u>1950 Employee Fringe Benefits</u>	
5403 Health Insurance-Major Medical Surgery	6,556

Transfer of \$86,228 is requested by the District Attorney to recognize the receipt of revenue from the Federal Social Security Act pass through to the County by the State Department of Health and Family Services to fund new positions for Children in Need of Protection and Services (CHIPS) and Termination of Parental Rights (TPR) cases at the Children's Court Center.

A request to create the positions of Paralegal and Clerk Typist IV has been submitted to the Finance and Audit Committee for its review this cycle. Approval of this fund transfer is contingent upon approval of the position request.

The District Attorney is requesting permission to create two positions of paralegal and one position of Clerk Typist IV for the Juvenile Division at the Children's Court Center. The positions will work on Children in Need of Protection and Services (CHIPS) and Termination of Parental Rights (TPR) cases. In addition, the District Attorney is requesting permission to receive Federal reimbursement for the costs of the new County positions, as well as receive reimbursement for the cost of three new state positions of Assistant District Attorney for CHIPS and TPR cases. The funding is from Title IV-E of the Social Security Act and is being passed through to Milwaukee County by the State Department of Health and Family Services.

To be eligible for the funds, the County must provide match dollars of a minimum of 56% to a maximum of 61% to obtain the Federal funds. Currently, the Federal government will reimburse at a rate that varies from 31% up to 44% of the costs of tax levy dedicated to CHIPS and TPR prosecutions of the Children's Court Center. In 2001, total existing annual costs are \$1,281,465, and at 31% reimbursement from the Federal funds, the County would be eligible to add \$575,730 for a total program cost of \$1,857,195. The District Attorney has been advised that the reimbursement number can change and that the State Department of Human and Family Services is recommending budgeting the reimbursement rate at the low end of the range which is 31%. The cost for the new positions is \$510,636 on an annual basis or \$65,094 under the total eligible Federal reimbursement amount of \$575,730. Since the County cannot supplant local funds with the Federal dollars it will not receive the maximum amount of \$575,730. Rather the County will be reimbursed \$510,636 for the new costs. Thus, even though the County is eligible for additional funds, it cannot use those funds to reduce the \$1,281,465 in tax levy support currently at the Children's Court Center. The Federal match rate varies from year-to-year depending on how many Milwaukee County child welfare cases are eligible for Title IV-E funding.

There are three main reasons for the addition of the positions at the Children's Court Center. An increase of 21.1 percent in the CHIPS caseload has occurred since 1997. The Federal Adoption and Safe Families Act has increased the complexity of CHIPS and TPR litigation and has resulted in a seventh branch of Circuit Court assigned to the Juvenile Division along with two additional Court Commissioners. Finally, a new program, Family Intervention and Support Services has been implemented to reduce the number of "pro se" CHIPS petitions that are filed in the juvenile division. When court action is required in these cases, they are referred to the District Attorney's office.

Creation of the new positions will result in increased expenditures of approximately \$35,596 for personal services and fringe benefits for the remainder of the year. Charges from the State for Assistant District Attorneys are \$50,630 for a total cost of \$86,226. This amount is completely offset with Federal grant funds for no net tax levy impact.

TRANSFER APPROVED BY COUNTY EXECUTIVE 09-17-01.
TRANSFER APPROVED BY FINANCE AND AUDIT COMMITTEE 9-20-01 VOTE (6-0).

	<u>From</u>	<u>To</u>
7) 4500 District Attorney		
6141 General Administration Subcontract Agency		\$11,000
2299 Other State Grants and Reimbursements	\$11,000	

Transfer of \$11,000 is requested by the District Attorney to recognize the receipt of revenue from the Wisconsin Department of Justice, Office of Crime Victim Services for the Milwaukee County Children's Justice Initiative to fund an evaluation of the project by The Planning Council.

County Board resolution 00-79 authorized the District Attorney to accept a grant of approximately \$236,000 from the Wisconsin Department of Justice, Office Crime Victim Services, for the

Milwaukee County Children's Justice Initiative. The Children's Justice Initiative is a project to coordinate and streamline the prosecution of criminal child abuse and related civil Children in Need of Protection and Services (CHIPS) cases in the felony and juvenile divisions of Milwaukee County Circuit Courts. Funding for the project was included in the District Attorney's 2001 and requested 2002 budget.

The Justice Department has contacted the District Attorney and requested that the District Attorney contract with the Planning Council for Health and Human Services, at a cost of approximately \$11,000 to conduct an evaluation of the project. The Planning Council was selected for the evaluation because its consultants, at the inception of the project, assisted the office in developing a database to track project cases and outcomes. The Federal government is providing funds through the State Justice Department to Milwaukee County for the cost of the evaluation under the Children's Justice Act.

This transfer provides expenditure authority in the District Attorney's budget to execute the contract with the Planning Council and recognizes receipt of revenue of \$11,000 from the State Justice Department.

TRANSFER APPROVED BY COUNTY EXECUTIVE 09-17-01.

TRANSFER APPROVED BY FINANCE AND AUDIT COMMITTEE 9-20-01 VOTE (6-0).

	<u>From</u>	<u>To</u>
8) 4500 District Attorney		
6090 Charges from State and Other County Institutions		\$83,019
2699 Other Federal Grants and Reimbursements	\$74,717	
5199 Salaries and Wages	7,712	
5312 Social Security Taxes	590	

Transfer of \$83,019 is requested by the District Attorney to recognize the receipt of revenue from the Federal Local Law Enforcement Block Grant to fund one position of Assistant District Attorney for gang crime prosecutions.

On November 2, 2000, the County Board approved File No. 00-624 which contained the funding plan for the 2000 Local Law Enforcement Block Grant.

The Federal Local Law Enforcement Block Grant (LLEBG) was reauthorized for 2000 and, as was the case in 1996 through 1999, Milwaukee County is not eligible for a direct grant award from the Bureau of Justice Assistance. A provision in the grant authorizing legislation, however, permitted the County Executive to successfully petition the State Attorney General to declare Milwaukee County a "disparate jurisdiction," and thus eligible to share funds originally earmarked for other local municipalities. The State Attorney General has designated Milwaukee County a "disparate jurisdiction" for each of the five years the grant has been in existence.

The disparate jurisdiction status allows Milwaukee County to participate with other local municipalities to develop a "Joint Spending Plan" for grant funds that were originally designated for their respective communities. For 2000, the Cities of Milwaukee, Wauwatosa and West Allis, as well as the Village of West Milwaukee, are eligible for a direct grant award. Since 95% of all the local funds are earmarked for the City of Milwaukee, no attempt was made to include municipalities other than the City of Milwaukee in a joint spending proposal.

The 2000 Local Law Enforcement Block Grant provides \$1,485,803 to the City of Milwaukee, a decrease of \$159,921 from the 1999 block grant award of \$1,645,724. City of Milwaukee and County officials agreed that Milwaukee County would receive the same percentage share, 32.33%, that was used in the 1996 through 1999 Joint Spending Plans. This results in an allocation of \$480,360 to Milwaukee County for the 2000 grant. The grant period for the current proposal is October 1, 2000 through September 30, 2002. It should be noted that since the Local Law Enforcement Block Grant is authorized each year for a two-year expenditure period, there are always two overlapping grant awards active.

The joint spending proposal provides a total of \$156,435 in Local Law Enforcement Block Grant funds to the District Attorney's Office to reimburse the State for cost of two Assistant District Attorney positions. One prosecutor position serving as a "felony expeditor" is currently funded with block grant funds through September 30, 2001. A second prosecutor position is established beginning January 1, 2001 and is grant funded through September 30, 2001 to assist with gang crime prosecutions. This position was previously funded from May, 1997 through September, 1998 with 1996 Local Law Enforcement Block Grant funds. The gang crimes prosecutor will work closely with the Milwaukee Police Department, High Intensity Drug Trafficking Area (HIDTA) staff, and other law enforcement agencies to develop individual gang crime prosecutions into comprehensive prosecutions of criminal gangs.

This fund transfer recognizes receipt of block grant revenue of \$83,019 and a charge from the State of \$83,019 for the services of the gang crimes prosecutor.

TRANSFER APPROVED BY COUNTY EXECUTIVE 09-17-01.

TRANSFER APPROVED BY FINANCE AND AUDIT COMMITTEE 9-20-01 VOTE (6-0).

	<u>From</u>	<u>To</u>
9) <u>4500 District Attorney</u>		
5199 Salaries and Wages		\$9,223
5312 Social Security Taxes		706
2699 Other Federal Grants and Reimbursements	\$12,561	
<u>1950 Employee Fringe Benefits</u>		
5403 Health Insurance-Major Medical Surgery		2,632

Transfer of \$12,561 is requested by the District Attorney to recognize the receipt of revenue from the Federal High Intensity Drug Trafficking Areas (HIDTA) grant to fund a new position of Intelligence Analyst for the Milwaukee HIDTA's Intelligence and Technical Support Center. This transfer will provide funding for the position from October 8, 2001 to December 31, 2001.

A request to create the position of Intelligence Analyst has been submitted to the Finance and Audit Committee for its review this cycle. Approval of this fund transfer is contingent upon approval of the position request.

The Federal High Intensity Drug Trafficking Areas (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. HIDTAs are joint efforts of local, state, and federal law enforcement agencies and help provide a coordination umbrella for drug law enforcement efforts. County Board Resolution 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.

The mission of the Milwaukee HIDTA is to apply enhanced intelligence processes and greater operational coordination and prosecution to substantially and measurably reduce organized drug distribution, drug related crime and money laundering, and to reduce the demand for illegal drugs within Milwaukee County. The Milwaukee County Adopted 2001 Budget includes HIDTA funding of \$669,256.

The District Attorney has 13 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. One position of Community Support Program Coordinator was created in 2000 for Operation Ceasefire with HIDTA grant funds. The District Attorney is requesting to create one Intelligence Analyst which would bring the total number of staff to 14.

The Intelligence Analyst will work with the HIDTA Intelligence and Technical Support Center (HITS Center) which has the primary function of gathering, analyzing and disseminating information regarding drug traffickers and criminal organizations. The HITS Center also assists HIDTA and outside agencies

in developing threat assessments and investigative priorities and in coordinating multi-jurisdictional investigations. The cost of the position, including fringe benefits, is completely offset with Federal HIDTA grant funds.

TRANSFER APPROVED BY COUNTY EXECUTIVE 09-17-01.

TRANSFER APPROVED BY FINANCE AND AUDIT COMMITTEE 9-20-01 VOTE (6-0).

	<u>From</u>	<u>To</u>
10) 7200 County Health Related Programs		
6149 Professional Service-Nonrecurring Operational		\$ 661,598
8114 GAMP Medical		3,075,579
8166 Miscellaneous		2,160,000
2299 Other State Grants and Reimbursements	\$5,235,579	
2699 Other Federal Grants and Reimbursements	661,598	

Transfer of \$5,897,177 is requested by the Director of the Department of Administration (DOA) to recognize receipt of revenue and associated expenditures related to the expansion of the Intergovernmental Transfer Program (ITP) and an award of a Federal grant for the Division of County Health Related Programs (CHRP).

The 2001-2003 State Budget authorizes the expansion of ITP for the General Assistance Medical Program (GAMP) from the current level of \$2.5 million to \$4,660,000, an increase of \$2,160,000. The ITP payment will be matched with Federal funds of \$3,075,579. The payment and matching funds totaling \$5,235,579 will be returned to the County as refunds from area hospitals and medical providers as established in the GAMP contracts. The \$2,160,000 increase in the payment for the ITP was made by GAMP in September from available GAMP appropriations.

The fund transfer recognizes the receipt of the ITP payment and the matching funds, restoring the appropriation to the GAMP medical expenditure accounts which was necessary to make the timely payment to the Wisconsin Department of Health and Family Services as established in the State Budget. The increase in matching funds is allocated to GAMP to continue payments to clinics and for the provision of medical services to County residents seeking urgent medical services. This allocation is in compliance with County Board Resolution 01-249, which directs the ITP increases to GAMP for related medical expenditures.

In addition, this fund transfer recognizes \$661,598 in revenue and associated expenditures awarded by the Community Access Program (CAP) for GAMP. In January 2001, CAP announced the availability of funds for the continuation of programs under the initial grant. County Board File No. 00-723 authorized CHRP to submit and, if awarded, accept grant funds from the U. S. Department of Health and Human Services (DHHS) for GAMP. In August 2001, CHRP received notification from DHHS, Health Resources and Services Administration (HRSA) of the grant award. In 2000, GAMP received an initial award of \$900,000 from CAP.

Most of the planned activities under the grant will involve contractual arrangements with GAMP medical providers or with other service providers who will be providing services to GAMP clinics. Clinics will need to execute agreements with the County to establish a payment/reimbursement structure for capital improvements and/or equipment and supplies.

The awarded funds will be used to supplement or develop the infrastructure needs of medical providers. Under the grant guidelines, funds from CAP cannot be used to supplant existing services or be utilized for direct services. A complete report delineating the expenditures and authorization to execute contracts for the designated services will be provided to the Committee on Health and Human Needs at its September 2001 meeting. This report also will be submitted to the Finance and Audit Committee for review and approval at its September meeting.

As part of the grant application, CHRP held meetings with the contracted community clinics and medical provider partners to identify areas eligible for funding, namely infrastructure development and gaps in service delivery. The grant award provides funding in the following four areas:

Patient/Consumer Education and Referral, Clinic Service or Business Enhancement, Information Systems Enhancement and Evaluation Services.

Approval of this appropriation transfer request results in a zero tax levy impact.

TRANSFER APPROVED BY COUNTY EXECUTIVE 09-17-01.
 TRANSFER APPROVED BY FINANCE AND AUDIT COMMITTEE 9-20-01 VOTE (6-0).

2001 CONTINGENCY APPROPRIATION SUMMARY

2001 Unallocated Contingency Appropriation Budget	\$ 5,500,000
Approved Transfers from Budget through September 28, 2001	0
Labor Relations-Final Binding Arbitration/Sheriff's Assoc.	(100,000)
Marathon County Return of Funds-Tobacco Lawsuit	19,335
Corp Counsel for Contract Breach-Balance of Lawsuit Plus Interest	(10,146)
Unallocated Contingency Balance 09/28/2001	<u>\$ 5,409,189</u>
Transfers Recommended by Finance & Audit Committee 09/28/2001	0
Total Transfers Recommended by Finance & Audit Committee	<u>\$ 0</u>
Net Balance	<u>\$ 5,409,189</u>

File No. 01-1
 (Journal, December 21, 2000)

(Item 8)

WHEREAS, your committee has received from the Department of Administration, Fiscal Affairs, departmental requests for transfer to the 2001 capital improvement revenue accounts and the Director finds that the best interests of Milwaukee County will be served by allowance of such transfers;

THEREFORE, BE IT RESOLVED, that the Director, Department of Administration, is hereby authorized to make the following transfers in the 2001 capital improvement appropriations:

	<u>From</u>	<u>To</u>
1) <u>WA345012 Parking Lot at Sixth & Grange</u>		
8527 Land Improvements Capital		\$750,000
4707 Contribution from Reserves	\$750,000	

Transfer of \$750,000 is requested by the Director, Department of Public Works (DPW) and Airport Director to increase expenditure authority for project WA345 - Parking Lot at Sixth Street and Grange. The increase in expenditure authority is needed to purchase the final parcel of land located at South Sixth Street. Funding will be from contributions from reserves.

From the years 1995 to 1999, \$5.1 million has been approved for Project WA345 – Parking Lot at Sixth and Grange for the acquisition of land along South Sixth Street for additional parking at the Airport. Interim surface parking is needed at the Airport to meet the increased demand for parking. The ultimate use of this area will be for air cargo development. The cargo development will not proceed until the parking structure is constructed and the need for interim parking has abated.

Milwaukee County had previously acquired the following property located on South Sixth Street: Frank's Truck Repair (5567), Minten & Otzelberger and Vet's Park (5607), Pinchowski (5617) and Lake Auto Parts (5675). Financing for the acquisition was provided from contribution from reserves and general obligation bonds.

Negotiations have ensued for the acquisition of 5727 South 6th Street, U-Pull A Part Auto Salvage, the last parcel which will complete the acquisition of parcels in this area. The land will be used for remote parking, with the western portion being the location of a proposed Amtrak Station.

The purchase price of \$750,000 has been negotiated with the owner, subject to a series of contingencies including:

- Approval of the County Board and County Executive.
- Milwaukee County performing an environmental review of the property and, if satisfactory, accepting the property in its current condition.
- Removal of all items from the property by the Seller.
- Ten percent of the purchase price held in escrow savings to assure removal of all items by Seller.
- The Seller will have right to remain on property, rent free, not beyond 8/1/2002.

Approval of the transfer will have no fiscal effect on the tax levy of Milwaukee County.

TRANSFER APPROVED BY COUNTY EXECUTIVE 09-17-01.

TRANSFER APPROVED BY FINANCE AND AUDIT COMMITTEE 09-20-01 VOTE (6-0).

	<u>From</u>	<u>To</u>
2) <u>WJ01101 ACC Renovations</u>		
8509 Other Building Improvements Capital		\$1,169,878
4907 Bonds and Notes Proceeds	\$1,169,878	
<u>WJ001 Training & Placement Center</u>		
4907 Bonds and Notes Proceeds		41,558
8589 Other Capital Outlay	41,558	
<u>WJ009 Covert Lotter Building Food Service</u>		
4907 Bonds and Notes Proceeds		30,000
6105 Consultant Fees Administrative Management	10,122	
8509 Other Building Improvements Capital	19,878	
<u>WJ012 ACC Elevator Rebuilding</u>		
4907 Bonds and Notes Proceeds		176,478
6105 Consultant Fees Administrative Management	49,751	
8551 Machinery & Equipment Replacement	126,727	
<u>WJ013 Hatchery Roof Replacement</u>		
4907 Bonds and Notes Proceeds		46,578
6105 Consultant Fees Administrative Management	9,869	
8509 Other Building Improvements Capital	36,709	
<u>WJ014 Infrastructure Projects</u>		
2699 Other Federal Grants and Reimbursements		\$50,105
8502 Major Maintenance Building	15,721	
8551 Machinery & Equipment Replacement	18,412	
9706 Professional Service Division Services	12,972	
9716 Disadvantaged Business Development Services	3,000	

	<u>From</u>	<u>To</u>
<u>WJ015 Industries Building</u>		
2699 Other Federal Grants and Reimbursements		359,142
8501 Building/Structures New	209,000	
8527 Land Improvements (Capital)	50,000	
9706 Professional Service Division Services	91,917	
9716 Disadvantaged Business Development Services	8,225	
<u>WJ803 Replace Security Fence</u>		
2699 Other Federal Grants and Reimbursements		\$466,017
6146 Profession Services Capital Major Maintenance	\$ 46,800	
8589 Other Capital Outlay	390,000	
9706 Professional Service Division Services	25,350	
9716 Disadvantaged Business Development Services	3,867	

Transfer of \$1,169,878 is requested by the Superintendent, House of Correction (HOC) and Director, Department of Public Works to increase expenditure authority and revenues for project WJ011 – Adult Correctional Center (ACC) Renovation. The House of Correction is requesting that available appropriations from current projects be applied to the ACC Renovation project to offset higher than anticipated costs. The estimated cost of the ACC Renovation project is \$1.9 million, or \$1.3 million over budget. The available balance of project WJ011 is \$370,954. HOC staff estimates that the amount requested in this transfer in addition to the available balance will be sufficient to cover the estimated cost of the project, plus any additional unanticipated costs.

In 2000, an appropriation of \$600,000 was budgeted for the renovation of approximately 20,000 square feet of abandoned space at the ACC building. The educational and work-related programs were formerly located at the ACC. The programs have been relocated to the 600-bed facility at the HOC, thereby creating the abandoned space at the ACC. The State Department of Corrections granted the House of Correction and Milwaukee County a variance for square footage per inmate in the dorm units partially because vacated space in the ACC would be renovated into program space. With the opening of the 600 bed and 400 bed additions to the ACC, it has become necessary to remodel and renovate areas abandoned such as the old administration building and adjoining areas to accommodate expanded needs at the HOC. This area is planned to be utilized to provide space for a library, medical clinic, ambulatory care unit, educational facility and additional multi purpose space.

Listed below is information relating to the projects from which funds will be transferred:

WJ001 – Demolish Training and Placement Center

In 1999, an appropriation of \$550,000 was budgeted for the demolition including associated planning and design of the Training and Placement Center (TPC). The 1996 adopted HOC facilities' expansion budget was approved with the premise that the TPC would be demolished upon completion of the 600-Bed Men's Facility. The demolition project has been completed and is expected to be closed by October 2001. This project has an available balance of \$41,558.

WJ009 – Convert Lotter Building Food Service to Blind Server

An appropriation of \$110,000 was budgeted in 2000 for the conversion of the food service area of the Lotter building to a blind server. This project is nearly complete with expected completion the end of September 2001. This project has an available balance of \$61,063.

WJ012 – ACC Elevator Renovation

In 2000, an appropriation of \$408,000 was budgeted for the rebuilding and replacement of two elevators at the ACC. This project has an available balance of \$176,478. The available balance is due to changes in the project. A consultant hired to design the project informed HOC staff that the costs of the current code requirement work would exceed the budgeted costs of replacing the elevators. HOC staff decided it would be more cost effective to rebuild the existing elevators, thereby reducing the total costs substantially.

WJ013 – Re-roof Fish Hatchery Barn

An appropriation of \$216,000 was budgeted for the roof replacement of the fish hatchery. This project replaced 18,500 square feet of new asphalt shingles. The project has been completed and closed out. This project has an available balance of \$46,578.

WJ014 – HOC Infrastructure Improvements

An appropriation of \$200,000 was budgeted in 2001 for various infrastructure projects at the House of Correction. The project comprises a group of major maintenance appropriations to provide the proper level of equipment and building maintenance required. One of the items budgeted in 2001 was the roof replacement for the Old Chapel Wing. The subproject scope consisted of removing the old roof, installing the new roof, new flashings, new counter flashings, and sealing the parapet wall caps. This subproject has been delayed in order to provide a portion of the funding for the ACC Renovation project. This project has an available balance of \$70,605. This work was not requested for 2002.

WJ015 – HOC Industries Building

An appropriation of \$378,000 was budgeted for the planning and design and initial construction of the Industries Building. Financing was provided from Federal revenue associated with the U.S. Marshal's agreement. The intention of the Industries Building project is to provide training for inmates in current industries (printing and welding) and to provide space for future growth for other training opportunities. The project was stopped shortly after the programming stage so that funds from this project could be utilized for the ACC Renovation project. This project has an available balance of \$359,142 and is requested for inclusion in the 2002 Capital Improvements Budget.

WJ803 – ACC Security Fence Replacement

An appropriation of \$468,000 was budgeted in 2001 for the replacement of the security fencing at the ACC. Financing was to be provided from Federal revenue associated with the U.S. Marshal's agreement. The replacement fence is to be a double fence system covering 1,810 linear feet constructed outside of the existing fence. The project was started and now has been delayed in order that funds from this project could be utilized for the ACC Renovation project. The ACC Security Fence Replacement project has an available balance of \$466,017. Funding has been requested for this project in the 2002 Capital Improvements Budget.

Other five-year plan projects will be moved further out to accommodate the proposed changes. The total dollar amount of funding originally submitted in the five-year plan is not expected to change.

Approval of this transfer will have no tax levy impact.

TRANSFER APPROVED BY COUNTY EXECUTIVE 09-17-01.
 TRANSFER APPROVED BY FINANCE AND AUDIT COMMITTEE 09-20-01 VOTE (6-0).

	<u>From</u>	<u>To</u>
3) <u>WO301014 Sheriff's Department DP Equipment</u>		
2903 County Sales Tax Revenue		\$208,100
1850 Earnings on Interest (Bud)	\$ 4,400	
4907 Bonds and Notes Proceeds	106,650	
<u>WO301024 District Attorney DP Equipment</u>		
4907 Bonds and Notes Proceeds	97,050	
<u>WC015011 Milwaukee County Infrastructure Masier Plan</u>		
1850 Earnings on Interest (Bud)		4,400
4907 Bonds and Notes Proceeds		203,700
2903 County Sales Tax Revenue	208,100	
<u>WT010014 Neoplans and Gillig</u>		
4907 Bonds and Notes Proceeds	64,000	64,000

	<u>From</u>	<u>To</u>
<u>WT262012 Automatic Passenger Counters</u>		
4907 Bond and Notes Proceeds	64,000	64,000
<u>WZ008010 Point of Sale Replacement</u>		
4907 Bonds and Notes Proceeds	182,762	182,762
<u>WZ585232 Wireless Connectivity</u>		
4907 Bonds and Notes Proceeds	182,762	182,762

Transfer of \$208,100 is requested to replace bond proceeds from Project WC015 – Milwaukee County Courthouse Complex Master Plan with sales tax revenues from Project WO301 – Technical Infrastructure. In addition, this appropriation transfer will reallocate unspent 2000 bonds from Project WZ008 – Point of Sale Replacement to WZ585 - Wireless Connectivity and unspent 2000 bonds from Project WT262 – Automatic Passenger Counters to Project WT010 – Bus Replacement Program – Neoplan and Gillig.

In 2001, \$208,100 was approved for the Milwaukee County Courthouse Complex Master Plan Project to hire a consultant to develop a master plan to address the County space and infrastructure needs for renovation, rehabilitation, reconstruction and demolition of the Courthouse Complex, including the Courthouse, Annex, Safety Building, Medical Examiner and Community Correctional Center. The implementation of the project has focused on addressing the space needs (location of County staff) rather than planning to address the construction, renovation, rehabilitation, reconstruction and demolition of the County's infrastructure. Needs assessments are not eligible for bond financing. Therefore, this appropriation transfer will reallocate sales tax revenue from the Technical Infrastructure Project to the Milwaukee County Courthouse Complex Master Plan Project.

The bond proceeds will be allocated to the Technical Infrastructure Project, which involves the purchase of computer equipment, and is eligible for bond financing.

In 2000, \$750,000 was approved for the Point of Sale Replacement Project at the Zoo. According to Federal expenditure guidelines for tax-exempt bonds, the 2000 bonds should be expended by September. If the bonds are not expended within this timeframe, the County will incur arbitrage penalties. Planning for the project took longer than anticipated and has delayed project completion to early 2002. Approximately \$575,000 of the appropriation will be expended within the required timeframe. The Wireless Connectivity Project (\$183,000) was approved in 2001 and financed with general obligation bonds. These bonds are required to be expended by October 2002. According to the Zoo, the project will be completed during the month of September 2001. Therefore, this appropriation transfer would allow the 2000 bonds from the Point of Sale Replacement Project to be reallocated to the Wireless Connectivity Project so that the 2000 bonds can be expended within the Federal expenditure guidelines. The 2001 bond proceeds from the Wireless Connectivity Project will be used to finance the Point of Sale Replacement Project.

In 2000, \$64,000 in bonds were issued to finance the County's 20 percent match for the Automatic Passenger Counters (APC) Project. Approval was granted to complete the purchase and installation of an automatic passenger counter system. Previous appropriations for the APC system total \$613,200. There have been problems with testing the system, which has delayed the project completion. The Bus Replacement Project was approved in 2001 and financed with Federal revenue (80 percent) and general obligation bonds (20 percent). According to the Department of Public Works, the purchase of the last lot of buses will occur within the month of September. Therefore, this appropriation transfer would allow the 2000 bonds from the Automatic Passenger Counter Project to be reallocated to the Bus Replacement Project so that the 2000 bonds can be expended within the Federal expenditure guidelines. The 2001 bond proceeds from the Bus Replacement Project will be used to finance the Automatic Passenger Counter Project.

Approval of this transfer will have no tax levy impact.

TRANSFER APPROVED BY COUNTY EXECUTIVE 09-17-01.

TRANSFER APPROVED BY FINANCE AND AUDIT COMMITTEE 09-20-01 VOTE (6-0).

	<u>From</u>	<u>To</u>
4) <u>WO860012 Countywide Handicapped Accessibility Program</u>		
8589 Other Capital Outlay	\$0	\$0

A change of scope is requested by the Director, Department of Public Works (DPW) for capital project WO860 – Countywide Handicapped Accessibility.

The 2001 Adopted Capital Improvements Budget included an appropriation of \$100,000 for facility accessibility requirements in compliance with the Americans with Disabilities Act (ADA) and identified several activities to be undertaken with the appropriation. Since the adoption of the 2001 capital budget, the action plan has been modified. The original and modified action plans are shown below:

2001 Original Action Plan	2001 Modified Action Plan	Cost
Courthouse - barrier free improvements to 1 st floor north restroom	Courthouse - barrier free improvements to 1 st floor north restroom	\$14,000
Courthouse Voting Booth		
12 th & Vliet (8 power doors - public restrooms per 4 floors)		
City Campus projects		
Purchase & installation of ADA drinking fountains - 3 floors @\$5,000 per fixture		
Purchase & installation of barrier free lock sets on semi-public restrooms - 15 doors	City Campus barrier free lock sets - 40 doors	\$12,000
	Milwaukee Public Museum automatic door openers	\$25,000
	Coopers Park Pavilion barrier free toilet room	\$20,000
	Safety Building barrier free interior signs	\$13,000
Construction project management fees	Construction project management fees	\$16,000
Total		\$100,000

The Courthouse voting booth, installation of drinking fountains at City Campus and 12th and Vliet power doors are not being undertaken with the 2001 appropriation. Instead, the Courthouse voting booth and water fountains have been requested as part of the 2002 Capital Improvements Budget. The 12th and Vliet power doors are included in the overall renovation project for the 12th and Vliet Street building.

As shown by the table, there are new projects included in the modified action plan that were not adopted as part of the 2001 Capital Improvements Budget. These projects include the Milwaukee Public Museum automatic door openers, Coopers Park Pavilion barrier free toilet room and Safety Building barrier free interior signs.

This transfer has no net tax levy effect.

TRANSFER APPROVED BY COUNTY EXECUTIVE 09-17-01.

TRANSFER APPROVED BY FINANCE AND AUDIT COMMITTEE 09-20-01 VOTE (6-0).

5) <u>WO867011 Research Park Improvements</u>		
8509 Other Building Improvements Capital	\$255,000	\$255,000

Fund transfer of \$255,000 is requested by the Director, Department of Public Works (DPW) for a change in scope for capital project WO867 – Research Park Improvements to authorize \$255,000 for tuckpointing and stairway removal at the Muirdale Building.

The 2001 Adopted Capital Improvements Budget included an appropriation of \$500,000 to tuckpoint half of the Muirdale Building, the site of the Research Park Corporation. The building exterior is brick and stone and requires substantial refinishing to stop further deterioration and structural

damage. The total cost to tuckpoint the entire building was estimated by the Department of Public Works at \$1 million. In 2001, bids were solicited to tuckpoint half the building, and the actual bid for the project was well under budget at \$155,000.

This appropriation transfer would allow \$255,000 in surplus funds to be used to a) tuckpoint the remaining half of the building for a cost of \$155,000, eliminating the need to budget an appropriation in future years and b) remove the north side entrance stairway leading to the first floor and the lower entrance to the basement door for a cost of \$100,000. The stairway ties the first floor north entrance to the ground floor north entrance. The plan is to replace the exterior doors of the north entrance, demolish the existing masonry stairway and replace it with a smaller, less ornate pre-cast or cast-in-place stairway.

The balance of the 2001 appropriation, \$90,000, is allocated for planning and design and Department of Public Works charges.

This transfer has no net tax levy effect.

TRANSFER APPROVED BY COUNTY EXECUTIVE 09-17-01.

TRANSFER APPROVED BY FINANCE AND AUDIT COMMITTEE 09-20-01 VOTE (6-0).

6) <u>WP02701 Jackson Park Pavilion Boiler Replacement</u>		
8552 Machinery & Equipment-New (Capital)		\$39,990
4999 Other Miscellaneous Revenue	\$39,990	

Transfer of \$39,990 is requested by the Director, Department of Public Works (DPW) to establish revenues and expenditures for capital project WP027 – Jackson Park Pavilion Boiler Replacement.

In 1999, the heating/ventilating system at the Jackson Park Pavilion was damaged by fire. Since the fire damage occurred, a forced air heating unit was temporarily installed to provide a level of heating to prevent the pipes from freezing until an operative system could be installed.

After submitting an insurance claim, the County received \$39,990 for the replacement and installation of a new boiler/heating system. In addition, the scope of work includes a restroom exhaust system and a heater unit in the attic.

This transfer has no net tax levy effect.

TRANSFER APPROVED BY COUNTY EXECUTIVE 09-17-01.

TRANSFER APPROVED BY FINANCE AND AUDIT COMMITTEE 09-20-01 VOTE (6-0).

File No. 01-1
(Journal, December 21, 2000)

(Item 9)

WHEREAS, department requests for transfers within their own accounts have been received by the Department of Administration, Fiscal Affairs, and the Director finds that the best interests of Milwaukee County will be served by allowance of such transfers;

THEREFORE, BE IT RESOLVED, that the Director, Department of Administration, is hereby authorized to make the following transfers in the 2001 appropriations of the respective listed departments:

	<u>From</u>	<u>To</u>
1) <u>1001 County Board Department of Audit</u>		
8558 Computer Equipment-Replacement Capital		\$2,600
7915 Computer Software	\$2,600	

Transfer of \$2,600 is requested to purchase a replacement for a lap-top computer for the Audit Department which was damaged by water leakage at City Campus.

An insurance claim has been filed with the Department of Administration - Risk Management. Except for a \$500 deductible, the cost will be covered by insurance. This transfer provides Audit the appropriation required to initiate the purchase order prior to the receipt of insurance revenue. This transfer has no tax levy effect.

TRANSFER APPROVED BY COUNTY EXECUTIVE 09-17-01.

TRANSFER APPROVED BY FINANCE AND AUDIT COMMITTEE 9-20-01 VOTE (6-0).

File No. 01-1
(Journal, December 21, 2000)

(Item 10)

WHEREAS, department requests for transfers within their own accounts have been received by the Department of Administration, Fiscal Affairs, and the Director finds that the best interests of Milwaukee County will be served by allowance of such transfers;

THEREFORE, BE IT RESOLVED, that the Director, Department of Administration, is hereby authorized to make the following transfers in the 2001 appropriations of the respective listed departments:

	<u>From</u>	<u>To</u>
1) <u>0001 General Fund</u>		
0755 Reserve for Imprest Fund		\$1,500
<u>0076 Airport Enterprise Fund</u>		
0583 Airport (Deferred Credits)	\$1,500	

Transfer of \$1,500 is requested by the Director of the Department of Public Works (DPW) to increase the DPW-Airport (Claims-Operations) imprest fund, from \$1,000 to \$2,500, at General Mitchell International Airport (GMIA).

Simultaneously, a request will be made to the County Board to amend County Ordinance Chapter 15.17(2)(w)(2), increasing the authorized amount of the DPW-Airport (Claims-Operations) imprest fund \$1,500, from \$1,000 to \$2,500.

The DPW-Airport (Claims-Operations) imprest fund is used to reimburse patrons for lost ticket refunds and in situations where the patron substantiates that the amount originally paid should be reduced. Parking structure rate increases in April 1999 and January 2001 have resulted in the average reimbursement for a lost ticket to increase. In addition, the construction of the parking structure has disrupted the normal flow of traffic into the existing garage. Reimbursements are being made to patrons who have inadvertently found themselves in the hourly lot when they intended to use the daily lot, causing a drain on the imprest fund.

The DPW-Airport (Claims-Operations) imprest fund is also used to make refunds to airline employees for the unexpired portion of their annual parking fee and for returned parking hangtags when employees are transferred or terminated.

The cumulative effect of the rate increase and construction driven reimbursements, in addition to normal activity, has resulted in an increased frequency of imprest fund replenishments. An increase in the amount authorized in the imprest fund would allow the fund to be administered more efficiently by reducing the frequency of replenishment requests.

Airport staff requests the transfer of \$1,500 from Airport (Deferred Credits) to the Reserve for Imprest Funds to increase the balance in the DPW-Airport (Claims-Operations) imprest fund. Sufficient funds are available in Airport (Deferred Credits) from amounts previously recovered from the airlines and held in reserve.

Approval of this transfer request will not increase tax levy.

TRANSFER APPROVED BY COUNTY EXECUTIVE 09-17-01.

TRANSFER APPROVED BY FINANCE AND AUDIT COMMITTEE 9-20-01 VOTE (6-0).

File No. 01-563

(Journal, September 28, 2001)

(Item 11) From Director of County Health Related Programs, requesting authorization to apply, accept and administer the 2002 State Block Grant for the purchase of health care services for qualified medically indigent individuals in an amount up to \$16.6 million, by recommending adoption of the following:

A RESOLUTION

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 State of 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 to submit 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 Related 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; and

WHEREAS, the Committee on Health and Human Needs, on September 19, 2001, and the Committee on Finance and Audit, on September 20, 2001, recommended approval (votes 6-0 and 7-0, respectively) of the Division's request for authorization to apply, accept and administer the 2002 State Block Grant; now, therefore,

BE IT RESOLVED, that the Division of County Health Related Programs, General Assistance Medical Program, is the designated 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 2002 State Block Grant Application to the State of Wisconsin.

Fiscal Note:

Approval of this recommendation will bring the General Assistance Medical Program into compliance with Chapter 49 of the Wisconsin State Statutes regarding designation of the relief agency responsible for block grant program and the submission of a plan for GAMP operations. Approval of the recommendation to designate GAMP as the relief agency for the block grant program will result in Milwaukee County being eligible for reimbursement for medical expenses up to a maximum of \$16.6 million as provided by in State Statutes. This fiscal note was prepared by the Division of County Health Related Programs.

File No. 01-564

(Journal, September 28, 2001)

(Item 12) From Director of County Health Related Programs, notifying of \$661,598 in supplemental funding from the Community Access Program (CAP) to the Division of County Health Related Programs, General Assistance Medical Program, for infrastructure improvements and requesting authorization to execute contracts with grant partners as outlined in the grant award, 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 Related 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 Related Programs requested

authorization from the County Board of Supervisors to apply for and accept the federal grant funds associated with the CAP if awarded [Resolution File 00-177]; and

WHEREAS, the Division of County Health Related 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 Related 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 [Resolution File 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 was 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, to implement the grant activities outlined in the request, the Division must execute agreements with various medical

providers to continue the activities outlined in the initial grant request or to begin new activities as provided in the supplemental funding request; and

WHEREAS, some of the activities funded under the supplemental grant funds had been funded previously and will require a modification to the existing contract and some of the activities will be new activities which would require the execution of a new contract between the community clinic and the program; and

WHEREAS, the Committee on Health and Human Needs, on September 19, 2001, and the Committee on Finance and Audit, on September 20, 2001, recommended approval (vote 7-0) of the Division's request for authorization to execute or modify contracts with grant partners as outlined in the grant award; now, therefore,

BE IT RESOLVED, that the Division of County Health Related Programs, General Assistance Medical Program, is authorized to execute or modify existing contracts with the following agencies or medical providers in order to implement the second phase of CAP grant funding:

<u>Medical Provider</u>	<u>Purpose</u>	<u>Amount</u>
16th Street Community Clinic	Clinical Expansion and Misc. Equipment	\$90,000
Westside Healthcare Association	Clinical Expansion	\$60,000
For the Lisbon Avenue Clinic		
City of Milwaukee Housing Authority	Covenant Hill Clinic Development	\$40,000
Mary Mahoney Clinic	Misc. Medical Equipment	\$ 2,000
St. Mary's Hospital on behalf of	Dental Equipment	\$15,000
The Madre Angela Dental Clinic		
Healthcare for the Homeless	Clinical Enhancement	\$20,000
Milwaukee Health Services	Misc. Medical or Office Equipment	\$10,000
Aurora Healthcare	Call-a-Nurse Program, Misc. Clinic Equipment for Johnston and Clarke Square Clinics	\$85,000
Aurora Healthcare on behalf of	Misc. Medical and Office Equipment	\$ 5,000
The Packard Avenue Clinic		
Roger Coleman and Assoc.	Clinical Re-engineering	\$90,000
Buzz Communications	Program Logistics	\$25,000
Medical College of Wisconsin	Program Evaluation	\$87,000
Polly Ryan, Ph.D.	Program Evaluation	\$15,000

Fiscal Note:

Approval of this recommendation will allow the Division to implement the programs and activities outlined in the Community Access Program (CAP) grant. All of the activities under the CAP grant are funded with federal grant funds and there are no required tax levy funds necessary for any of the programs undertaken by the Division. Approval will result in the Division executing agreements with the specific medical providers included in the Community Access Program grant request and will result in the expenditure of the federal funds. This fiscal note was prepared by the Division of County Health Related Programs.

File No. 01-597(a)
(Journal, September 28, 2001)

(Item 13a) From Fiscal and Budget Administrator, regarding Milwaukee County proposed refundings, by recommending adoption of the following:

**RESOLUTION AUTHORIZING THE ISSUANCE AND SALE
OF GENERAL OBLIGATION AIRPORT REFUNDING BONDS,
SERIES 2001A**

WHEREAS Milwaukee County, Wisconsin (sometimes hereinafter called the "County") has determined to refund its General Obligation Airport Bonds, Series 1992A, dated May 15, 1992 (the "Refunded Bonds"); and

WHEREAS, the County is in need of the sum of One Million Four Hundred Fifty Thousand Dollars (\$1,450,000) for that purpose; and

WHEREAS the County Board of Supervisors of the County deems it necessary and in the best interest of the County that said sum be borrowed pursuant to the provisions of Section 67.04, Wis. Stats., upon the terms and conditions hereinafter provided; now, therefore,

BE IT RESOLVED that the County borrow an amount not to exceed \$1,450,000 by issuing its general obligation bonds for the public purpose of refunding obligations of the County, including interest on them; and

BE IT FURTHER RESOLVED, that:

Section 1. Sale of Bonds. The County shall sell and deliver its General Obligation Airport Refunding Bonds, Series 2001A, in the principal amount of \$1,450,000 (the "Bonds"), issued for the purpose above stated, to the underwriter which submits the best bid for the purchase of the Bonds (the "Underwriter"). The purchase price to be paid for the Bonds shall be such that the Underwriter's discount on the Bonds shall not exceed 1.0% 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 15 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 an aggregate principal amount of \$1,450,000 and shall mature or be subject to mandatory redemption on December 1 in the following years and amounts, subject to adjustment as provided below:

<u>Year</u>	<u>Principal Amount</u>	<u>Year</u>	<u>Principal Amount</u>
2002	\$145,000	2007	\$145,000
2003	145,000	2008	145,000
2004	145,000	2009	145,000
2005	145,000	2010	145,000
2006	145,000	2011	145,000

The principal amount due in each year may be increased or reduced by up to \$10,000 per maturity.

The Bonds shall bear interest at rates per annum, which will produce a true interest rate on the Bonds not in excess of 5.25%. Interest on the Bonds shall be payable on June 1 and December 1 of each year, commencing June 1, 2002.

The Bonds shall not be subject to call and payment prior to maturity.

Section 3. Form of Bonds. The Bonds shall be in substantially the form attached hereto as Exhibit A.

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 Airport Refunding Bonds, Series 2001A'," (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 applied to pay principal and interest on the Refunded Bonds on their December 1, 2001 redemption date. Debt service funds of the County in an amount which, together with the proceeds of the Bonds, is sufficient to pay the Refunded Bonds in full on December 1, 2001 shall also be deposited in the debt service account for the Refunded Bonds and applied for that purpose at the direction of the Director of the Department of Administration. In addition, proceeds of the Bonds 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. 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 it will not use or permit the facilities financed by the Bonds and the Refunded Bonds to be owned, operated or used in a manner which would cause such facilities not to be a facility described in Section 142(a) (1) of the Code. The County 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. Call of Refunded Bonds. Provided that the conditions to the issuance and sale of the Bonds set forth in Section 15 of this Resolution are satisfied, the Refunded Bonds are called for redemption on December 1, 2001 at the price of par plus accrued interest. The County Clerk shall cause timely notice of the call of the Refunded Bonds to be given by mailing a notice thereof, in substantially the form attached hereto as Exhibit B, by registered or certified mail, no later than October 31, 2001, to the registered owner of each Refunded Bond to be redeemed at the address shown on the registration books.

In addition to the official notice of redemption provided for above, the County Clerk shall cause further notice of the redemption of the Refunded Bonds to be given on behalf of the County to The Bond Buyer, to all registered securities depositories in the business of holding substantial amounts of obligations of types such as the Refunded Bonds (such depositories being Depository Trust Company of New York, New York) and to one or more national information services that disseminate notices of redemption of obligations such as the Refunded Bonds. Each further notice of redemption shall be sent by registered or certified mail or overnight delivery service and shall contain the information set forth in the official notice of redemption provided on Exhibit B.

Section 13. 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 14. Initial Resolution. The first resolution paragraph of this Resolution shall constitute the initial resolution required under Sec. 67.05(1) Wis. Stats.

Section 15. Conditions on Issuance and Sale of the Bonds. The issuance of the Bonds and the sale of the Bonds to the Underwriter are subject to satisfaction of the following conditions:

(a) Approval by the Finance and Audit Committee of the definitive interest rates, maturity schedule and purchase price for the Bonds.

(b) Achievement of net present value savings (as calculated by the Department of Administration) of at least 2.75% of the principal amount of the Refunded Bonds.

Section 16. 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 17. Offering of the Bonds for Sale.

(a) The Director of the Department of Administration shall cause Official Terms of Offering and an Official Statement with respect to the Bonds to be prepared and distributed to prospective bidders.

(b) Bids for the purchase of the Bonds shall be taken on a date to be determined by the Director of the Department of Administration. The Director of the Department of Administration is authorized to establish a time for receipt of bids for the Bonds earlier than the 10:00 a.m. bid opening time provided for by County ordinance, if an earlier bid opening time is deemed by the Director to be necessary or desirable. 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 15 of this Resolution.

Section 18. 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 15 of this Resolution. The Chairperson and County Clerk may

execute the Bonds by manual or facsimile signature, but at least one of said officers shall sign the Bonds manually.

The officers of the County hereby are directed and authorized to take all necessary steps to close the bond issue as soon as practicable hereafter, in accordance with the terms of sale thereof, and said officers are hereby authorized and directed to execute and deliver such documents, certificates and acknowledgments as may be necessary or convenient in accordance therewith.

Section 19. Publication of Notice. The Director of the Department of Administration is hereby directed to cause a notice to be published in accordance with Section 893.77, Wisconsin Statutes, as soon as practicable after the County enters into a contract for sale of the Bonds to the Underwriter.

; 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 Law Offices, 161 West Wisconsin Avenue, Suite 5196, Milwaukee, Wisconsin 53203, Attention: Marcus Johnson.

EXHIBIT A

(Form of Bond)

UNITED STATES OF AMERICA
STATE OF WISCONSIN
COUNTY OF MILWAUKEE

GENERAL OBLIGATION AIRPORT REFUNDING BOND,
SERIES 2001A

<u>Number</u>	<u>Rate</u>	<u>Maturity Date</u>	<u>Date of Original Issue</u>	<u>Amount</u>	<u>CUSIP</u>
R-			_____, 2001	\$	

KNOW ALL MEN BY THESE PRESENTS: That Milwaukee County, Wisconsin, (the "County"), hereby acknowledges itself to owe and for value received promises to pay to _____, or registered assigns, the principal amount of _____ DOLLARS (\$ _____) on the maturity date specified above, together with interest thereon from _____, 2001 or the most recent payment date to which

interest has been paid, unless the date of registration of this Bond is after the 15th day of the calendar month immediately preceding an interest payment date, in which case interest will be paid from such interest payment date, at the rate per annum specified above, such interest being payable on June 1 and December 1 of each year, with the first interest on this issue being payable on June 1, 2002. For the prompt payment of this Bond with interest hereon as aforesaid, the full faith, credit and resources of the County have been and are hereby irrevocably pledged.

The Bonds of this issue shall not be subject to call and payment prior to maturity.

Both principal hereof and interest hereon are hereby made payable to the registered owner in lawful money of the United States of America. The principal of this Bond shall be payable only upon presentation and surrender of this Bond at the office of the County Treasurer. Interest hereon shall be payable by check or draft dated as of the applicable interest payment date and mailed from the office of the County Treasurer to the person in whose name this Bond is registered at the close of business on the fifteenth day of the calendar month next preceding each interest payment date.

This Bond is transferable only upon the books of the County kept for that purpose at the office of the County Clerk, by the registered owner in person or his duly authorized attorney, upon surrender of this Bond together with a written instrument of transfer (which may be endorsed hereon) satisfactory to the County Clerk duly executed by the registered owner or his duly authorized attorney. Thereupon a new Bond or Bonds of the same aggregate principal amount, series and maturity shall be issued to the transferee in exchange therefor. The County may deem and treat the person in whose name this Bond is registered as the absolute owner hereof for the purpose of receiving payment of or on account of the principal or interest hereof and for all other purposes. The Bonds are issuable solely as negotiable, fully-registered Bonds without coupons in authorized denominations of \$5,000 or any whole multiple thereof.

This Bond is one of an issue aggregating \$1,450,000, each of which is of like original issue date and tenor except as to numbers, interest rates and maturities, issued for the public purpose of refunding obligations of the County, including interest on them, pursuant to an initial resolution duly adopted by the County Board of Supervisors, and in full conformity with the Constitution and laws of the State of Wisconsin thereunto enabling.

It is hereby recited and certified that all acts, conditions and things required by law to be done precedent to and in the issuance of

this Bond have been done, have happened and have been performed in regular and due form, time and manner; that a direct, annual irrepealable tax has been levied by the County sufficient in times and amounts to pay the interest on this Bond when it falls due and also to pay and discharge the principal hereof at maturity; and that this Bond, together with all other existing indebtedness of the County, does not exceed any constitutional or statutory limitation of indebtedness.

IN WITNESS WHEREOF, Milwaukee County, Wisconsin has caused this Bond to be executed in its behalf by its duly qualified and acting Chairperson and County Clerk, and its corporate seal to be impressed hereon, all as of the date of original issue specified above.

(SEAL) MILWAUKEE COUNTY, WISCONSIN

By _____
County Clerk

By _____
Chairperson

(Form of Assignment)

FOR VALUE RECEIVED the undersigned hereby sells, assigns and transfers unto

(Please print or typewrite name and address, including zip code, of Assignee)

Please insert Social Security or other identifying number of Assignee

the within Bond, and all rights thereunder, hereby irrevocably constituting and appointing

Attorney to transfer said Bond on the books kept for the registration thereof with full power of substitution in the premises.

Dated:

NOTICE: The signature to this assignment must correspond with the name as it appears upon the face of the within Bond in every particular, without alteration or enlargement or any change whatever.

Signature(s) guaranteed by:

File No. 01-597(b)
(Journal, September 28, 2001)

(Item 13b) From Fiscal and Budget Administrator, regarding Milwaukee County proposed refundings, by recommending adoption of the following:

**RESOLUTION AUTHORIZING THE ISSUANCE AND SALE
OF GENERAL OBLIGATION REFUNDING BONDS,
SERIES 2002A**

WHEREAS, Milwaukee County, Wisconsin (the "County") has outstanding its General Obligation Refunding Bonds, Series 1992A, dated September 1, 1992 (the "1992 Bonds" or "Refunded Bonds"); and

WHEREAS, it is in the best interest of the County to refund the 1992 Bonds in order to achieve debt service cost savings; and

WHEREAS, because the 1992 Bonds were issued to advance refund other obligations of the County and are not currently subject to redemption, the provisions of the Internal Revenue Code of 1986, as amended, require that the refunding of the 1992 Bonds be accomplished through a "forward refunding" transaction pursuant to which the refunding bonds will be sold in 2001 but not issued until 2002, on a date within 90 days of the first redemption date of the 1992 Bonds; and

WHEREAS, it is necessary and in the best interest of the County that the monies needed for such refunding be borrowed through the issuance of general obligation refunding bonds pursuant to the provisions of Section 67.04 of the Wisconsin Statutes, upon the terms and conditions hereinafter provided; now, therefore,

BE IT RESOLVED that the County borrow an amount not to exceed \$63,950,000 by issuing its general obligation bonds for the public purpose of refunding obligations of the County, including interest on them; and

BE IT FURTHER RESOLVED, that:

Section 1. Sale of Bonds. The County shall sell and deliver its General Obligation Refunding Bonds, Series 2002A, in a principal amount not to exceed \$63,950,000 (the "Bonds"), issued for the purpose above stated, to the underwriter which submits the best bid for the purchase of the Bonds (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 0.5% of the principal amount of the Bonds and (b) any premium bid for the Bonds shall not exceed 2% 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 15 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 June 1, 2002.

The Bonds shall be issued in such principal amount as is necessary to produce sufficient funds to provide for the payment of the principal and interest on the Refunded Bonds. The Bonds shall mature or be subject to mandatory redemption on September 1 in each of the years set forth below. Assuming the Bonds are issued in the aggregate principal amount of \$62,950,000, the Bonds shall mature in the following principal amounts, subject to adjustment as provided below.

<u>Year</u>	<u>Principal Amount</u>	<u>Year</u>	<u>Principal Amount</u>
2003	\$7,875,000	2007	\$7,875,000
2004	7,875,000	2008	7,875,000
2005	7,875,000	2009	7,850,000
2006	7,875,000	2010	7,850,000

The principal amount due in each year may be increased or reduced by up to \$500,000 per maturity, but the total principal amount of Bonds issued shall not exceed \$63,950,000.

The Bonds shall bear interest at rates per annum, which will produce a true interest rate on the Bonds not in excess of 5.25%. Interest on the Bonds shall be payable on March 1 and September 1 of each year, commencing March 1, 2003.

The Bonds shall not be subject to call and payment prior to maturity.

Section 3. Form of Bonds. The Bonds shall be in substantially the form attached hereto as Exhibit A.

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 2002A'," (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 debt service accounts for the Refunded Bonds. In addition, proceeds of the Bonds 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. Monies in the Borrowed Money Fund may be temporarily invested as provided in Section 66.0603, Wis. Stats. Any monies, including any income from

permitted investments, remaining in the Borrowed Money Fund after the purpose for which the Bonds have been issued has been accomplished, and, at any time, any monies as are not needed and which obviously thereafter cannot be needed for such purpose shall be deposited in the Debt Service Account.

Section 7. No Arbitrage. All investments permitted by this Resolution shall be legal investments, but no such investment shall be made in such a manner as would cause the Bonds to be "arbitrage bonds" within the meaning of Section 148 of the Internal Revenue Code of 1986, as amended (the "Code") or the Regulations of the Commissioner of Internal Revenue thereunder (the "Regulations"); and an officer of the County, charged with the responsibility for issuing the Bonds, shall certify as to facts, estimates, circumstances and reasonable expectations in existence on the date of closing which will permit the conclusion that the Bonds are not "arbitrage bonds," within the meaning of said Code or Regulations.

Section 8. Persons Treated as Owners: Transfer of Bonds. The County Clerk shall keep books for the registration and for the transfer of the Bonds. The person in whose name any Bond shall be registered shall be deemed and regarded as the absolute owner thereof for all purposes and payment of either principal or interest on any Bond shall be made only to the registered owner thereof. All such payments shall be valid and effectual to satisfy and discharge the liability upon such Bond to the extent of the sum or sums so paid.

Any Bond may be transferred by the registered owner thereof by surrender of the Bond at the office of the County Clerk, duly endorsed for the transfer or accompanied by an assignment duly executed by the registered owner or his attorney duly authorized in writing. Upon such transfer, the Chairperson and County Clerk shall execute and deliver in the name of the transferee or transferees a new Bond or Bonds of a like aggregate principal amount, series and maturity, and the County Clerk shall record the name of each transferee in the registration book. No registration shall be made to bearer. The County Clerk shall cancel any Bond surrendered for transfer.

The County shall cooperate in any such transfer, and the Chairperson and County Clerk are authorized to execute any new Bond or Bonds necessary to effect any such transfer.

The fifteenth day of each calendar month next preceding each interest payment date shall be the record dates for the Bonds. Payment of interest on the Bonds on any interest payment date shall

be made to the registered owners of the Bonds as they appear on the registration book of the County at the close of business on the corresponding record date.

Section 9. Compliance with Federal Tax Laws; Maintenance of Tax-Exempt Status. The County represents and covenants that the projects financed by the Bonds and the Refunded Bonds and their ownership, management and use will not cause the Bonds or the Refunded Bonds to be "private activity bonds" within the meaning of Section 141 of the Code (except for the portion of the Bonds which constitute qualified 501(c) (3) bonds as provided in Section 19 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. Call of Refunded Bonds. The Refunded Bonds maturing in the years 2003 through 2010 are hereby called for redemption on September 1, 2002 at the price of par plus accrued interest. The County Clerk shall cause timely notice of the call of the Refunded Bonds to be given by mailing a notice thereof, in substantially the form attached hereto as Exhibit B, by registered or certified mail, no later than August 1, 2002, to the registered owner of each Refunded Bond to be redeemed at the address shown on the registration books.

In addition to the official notice of redemption provided for above, the County Clerk shall cause further notice of the redemption of the Refunded Bonds to be given on behalf of the County to **The Bond Buyer** to all registered securities depositories in the business of holding substantial amounts of obligations of types such as the Refunded Bonds (such depositories being Depository Trust Company of New York, New York) and to one or more national information services that disseminate notices of redemption of obligations such as the Refunded Bonds. Each further notice of redemption shall be sent by registered or certified mail or overnight delivery service and shall contain the information set forth in the official notice of redemption provided on Exhibit B.

Section 13. 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 14. Initial Resolution. The first resolution paragraph of this Resolution shall constitute the initial resolution required under Sec. 67.05(1) Wis. Stats.

Section 15. Conditions on Issuance and Sale of the Bonds. The issuance of the Bonds and the sale of the Bonds to the Underwriter are subject to satisfaction of the following conditions:

(a) Approval by the Finance and Audit Committee of the definitive interest rates, maturity schedule and purchase price for the Bonds.

(b) Achievement of net present value savings (as calculated by the Department of Administration) of at least 2.75% of the principal amount of the Refunded Bonds.

Section 16. 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 17. Offering of the Bonds for Sale.

(a) The Director of the Department of Administration shall cause Official Terms of Offering and an Official Statement with respect to the Bonds to be prepared and distributed to prospective bidders.

(b) Bids for the purchase of the Bonds shall be taken on a date to be determined by the Director of the Department of Administration. The Director of the Department of Administration is authorized to establish a time for receipt of bids for the Bonds earlier

than the 10:00 a.m. bid opening time provided for by County ordinance, if an earlier bid opening time is deemed by the Director to be necessary or desirable. 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 15 of this Resolution.

Section 18. 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 19. 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.

Section 20. Publication of Notice. The Director of the Department of Administration is hereby directed to cause a notice to be published in accordance with Section 893.77, Wisconsin Statutes, as soon as practicable after the County enters into a contract for sale of the Bonds to the Underwriter.

; 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 Law Offices, 161 West Wisconsin Avenue, Suite 5196, Milwaukee, Wisconsin 53203, Attention: Marcus Johnson.

EXHIBIT A

(Form of Bond)

UNITED STATES OF AMERICA
STATE OF WISCONSIN
COUNTY OF MILWAUKEE

GENERAL OBLIGATION REFUNDING BOND,
SERIES 2002A

<u>Number</u>	<u>Rate</u>	<u>Maturity Date</u>	<u>Date of Original Issue</u>	<u>Amount</u>	<u>CUSIP</u>
R-			June 1, 2002	\$	

KNOW ALL MEN BY THESE PRESENT: That Milwaukee County, Wisconsin, (the "County"), hereby acknowledges itself to owe and for value received promises to pay to _____, or registered assigns, the principal amount of _____ DOLLARS (\$ _____) on the maturity date specified above, together with interest thereon from June 1, 2002 or the most recent payment date to which interest has been paid, unless the date of registration of this Bond is after the 15th day of the calendar month immediately preceding an interest payment date, in which case interest will be paid from such interest payment date, at the rate per annum specified above, such interest being payable on March 1 and September 1 of each year, with the first interest on this issue being payable on March 1, 2003. For the prompt payment of this Bond with interest hereon as aforesaid, the full faith, credit and resources of the County have been and are hereby irrevocably pledged.

The Bonds of this issue shall not be subject to call and payment prior to maturity.

Both principal hereof and interest hereon are hereby made payable to the registered owner in lawful money of the United States of America. The principal of this Bond shall be payable only upon presentation and surrender of this Bond at the office of the County Treasurer. Interest hereon shall be payable by check or draft dated as of the applicable interest payment date and mailed from the office of the County Treasurer to the person in whose name this Bond is registered at the close of business on the fifteenth day of the calendar month next preceding each interest payment date.

This Bond is transferable only upon the books of the County kept for that purpose at the office of the County Clerk, by the

(Please print or typewrite name and address, including zip code, of Assignee)

Please insert Social Security or other identifying number of Assignee

the within Bond, and all rights thereunder, hereby irrevocably constituting and appointing

Attorney to transfer said Bond on the books kept for the registration thereof with full power of substitution in the premises.

Dated:

NOTICE: The signature to this assignment must correspond with the name as it appears upon the face of the within Bond in every particular, without alteration or enlargement or any change whatever.

Signature(s) guaranteed by:

EXHIBIT B

_____, 2002

The Depository Trust Company
Attn.: Supervisor, Call Notification Department
55 Water Street
50th Floor
New York, NY 10041-0099

Re: Milwaukee County, Wisconsin
General Obligation Refunding Bonds, Series 1992A
Date of Original Issue - September 1, 1992

Notice is hereby given that the Bonds of the above-described issue which mature on the dates and bear interest at the rates set forth below, have been called for prior payment on September 1,

2002 at the price of par plus accrued interest to the redemption date.

<u>Maturity Date</u>	<u>Interest Rate</u>	<u>CUSIP No.</u>	<u>Principal Amount</u>
September 1, 2003	5.55 %	6022442D6*	\$11,245,000
September 1, 2004	5.65	6022442E4*	9,130,000
September 1, 2005	5.75	6022442F1*	7,065,000
September 1, 2006	5.85	6022442G9*	7,010,000
September 1, 2007	5.875	6022442H7*	5,660,000
September 1, 2008	5.875	6022442J3*	5,610,000
September 1, 2009	6.00	6022442KO*	5,560,000
September 1, 2010	6.00	6022442L8*	2,585,000

The Bonds to be redeemed should be presented for payment at the office of the County Treasurer, 901 North Ninth Street, Milwaukee, Wisconsin 53233. The County will deposit federal or other immediately available funds sufficient for such redemption at the office of The Depository Trust Company on or before September 1, 2002.

Such Bonds will cease to bear interest on September 1, 2002.

BY ORDER OF THE COUNTY
BOARD OF SUPERVISORS
Milwaukee County, Wisconsin
County Clerk

* Indicates a full call of CUSIP

cc: Mergent/FIS, Inc.
Xcitek
The Bond Buyer

File No. 01-597(c)
(Journal, September 28, 2001)

(ITEM 13c) From Fiscal and Budget Administrator, regarding Milwaukee County proposed refundings, by recommending adoption of the following:

**RESOLUTION AUTHORIZING THE ISSUANCE AND SALE
OF GENERAL OBLIGATION CORPORATE PURPOSE
REFUNDING BONDS, SERIES 2001A**

WHEREAS Milwaukee County, Wisconsin (sometimes hereinafter called the "County") has determined to refund its General Obligation Corporate Purpose Bonds, Series 1994A, dated May 15,

1994 which mature in the years 2005 through 2009 (the "Refunded 1994 Bonds"), its General Obligation Corporate Purpose Bonds, Series 1995A, dated May 15, 1995 which mature in the years 2006 through 2010 (the "Refunded 1995 Bonds") and its General Obligation Corporate Purpose Bonds, Series 1996A, dated June 15, 1996 which mature in the years 2007 through 2011 (the "Refunded 1996 Bonds") (collectively, the "Refunded Bonds"); and

WHEREAS, the County is in need of the sum of not to exceed Fifty Million Nine Hundred Twenty-Five Thousand Dollars (\$50,925,000) for that purpose; and

WHEREAS the County Board of Supervisors of the County deems it necessary and in the best interest of the County that said sum be borrowed pursuant to the provisions of Section 67.04, Wis. Stats., upon the terms and conditions hereinafter provided; now, therefore,

BE IT RESOLVED that the County borrow an amount not to exceed \$50,925,000 by issuing its general obligation bonds for the public purpose of refunding obligations of the County, including interest on them; and

BE IT FURTHER RESOLVED, that:

Section 1. Sale of Bonds. The County shall sell and deliver its General Obligation Corporate Purpose Refunding Bonds, Series 2001A, in a principal amount not to exceed \$50,925,000 (the "Bonds"), issued for the purpose above stated, to the underwriter which submits the best bid for the purchase of the Bonds (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 0.5% 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 as is necessary to produce sufficient funds to provide for the payment of

the principal and interest on the Refunded Bonds. The Bonds shall mature or be subject to mandatory redemption on December 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. Assuming the Bonds are issued in the aggregate principal amount of \$49,925,000, the Bonds shall mature on December 1 in the following years and amounts, subject to adjustment as provided below.

<u>Year</u>	<u>Principal Amount</u>	<u>Year</u>	<u>Principal Amount</u>
2002	\$ 200,000	2007	\$9,825,000
2003	500,000	2008	9,675,000
2004	525,000	2009	9,450,000
2005	3,700,000	2010	6,250,000
2006	7,425,000	2011	2,375,000

The principal amount due in each year may be increased or reduced by up to \$250,000 per maturity, but the total principal amount of Bonds issued shall not exceed \$50,925,000.

The Bonds shall bear interest at rates per annum which will produce a true interest rate on the Bonds not in excess of 5.00%. Interest on the Bonds shall be payable on June 1 and December 1 of each year, commencing June 1, 2002.

The Bonds shall not be subject to call and payment prior to maturity.

Section 3. Form of Bonds. The Bonds shall be in substantially the form attached hereto as Exhibit A.

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 Corporate Purpose Refunding Bonds, Series 2001A'," (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 Administration 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, 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 Trustee: Escrow Trust Agreement:

Escrow Account. A bank or trust company approved by the Finance and Audit Committee shall serve as Escrow Trustee 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 trust agreement substantially in the form attached hereto as Exhibit B (the "Escrow Trust 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 Trustee, 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 Trustee, pursuant to the Escrow Trust Agreement. The use, investment and disbursement of the Bond proceeds by the Escrow Trustee in the manner provided in the Escrow Trust 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 Trust Agreement shall hereafter serve as the debt service account (or sinking fund) for the Refunded Bonds. The Escrow Trustee shall serve as custodian of said debt service account (or sinking fund).

Section 13. Call of Refunded Bonds.

(a) The Refunded 1994 Bonds are hereby called for redemption on December 1, 2004 at the price of par plus accrued interest.

(b) The Refunded 1995 Bonds are hereby called for redemption on December 1, 2005 at the price of par plus accrued interest.

(c) The Refunded 1996 Bonds are hereby called for redemption on December 1, 2006 at the price of par plus accrued interest.

(d) Notice of the call of the Refunded Bonds shall be given by the Escrow Trustee on behalf of the County, as provided in the Escrow Trust Agreement referred to in Section 12 hereof.

Section 14. Records. The County Clerk shall provide and keep a separate record book and shall record a full and correct statement of every step or proceeding had or taken in the course of authorizing and issuing these Bonds.

Section 15. Initial Resolution. The first resolution paragraph of this Resolution shall constitute the initial resolution required under Sec. 67.05(1) Wis. Stats.

Section 16. Conditions on Issuance and Sale of the Bonds. The issuance of the Bonds and the sale of the Bonds to the Underwriter are subject to satisfaction of the following conditions:

(a) Approval by the Finance and Audit Committee of the definitive interest rates, maturity schedule and purchase price for the Bonds.

(b) Achievement of net present value savings (as calculated by the Department of Administration) of at least 2.75% 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. Offering of the Bonds for Sale.

(a) The Director of the Department of Administration shall cause Official Terms of Offering and an Official Statement with respect to the Bonds to be prepared and distributed to prospective bidders.

(b) Bids for the purchase of the Bonds shall be taken on a date to be determined by the Director of the Department of Administration. The Director of the Department of Administration is authorized to establish a time for receipt of bids for the Bonds earlier

than the 10:00 a.m. bid opening time provided for by County ordinance, if an earlier bid opening time is deemed by the Director to be necessary or desirable. 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.

Section 21. Publication of Notice. The Director of the Department of Administration is hereby directed to cause a notice to be published in accordance with Section 893.77, Wisconsin Statutes, as soon as practicable after the County enters into a contract for sale of the Bonds to the Underwriter.

; 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 Law Offices, 161 West Wisconsin Avenue, Suite 5196, Milwaukee, Wisconsin 53203, Attention: Marcus Johnson.

EXHIBIT A

(Form of Bond)

UNITED STATES OF AMERICA
STATE OF WISCONSIN
COUNTY OF MILWAUKEE

GENERAL OBLIGATION CORPORATE PURPOSE REFUNDING
BOND, SERIES 2001A

<u>Number</u>	<u>Rate</u>	<u>Maturity Date</u>	<u>Date of Original Issue</u>	<u>Amount</u>	<u>CUSIP</u>
R-			_____, 2001	\$	

KNOW ALL MEN BY THESE PRESENTS: That Milwaukee County, Wisconsin, (the "County"), hereby acknowledges itself to owe and for value received promises to pay to _____, or registered assigns, the principal amount of _____ DOLLARS (\$ _____) on the maturity date specified above, together with interest thereon from _____, 2001 or the most recent payment date to which interest has been paid, unless the date of registration of this Bond is after the 15th day of the calendar month immediately preceding an interest payment date, in which case interest will be paid from such interest payment date, at the rate per annum specified above, such interest being payable on June 1 and December 1 of each year, with the first interest on this issue being payable on June 1, 2002. For the prompt payment of this Bond with interest hereon as aforesaid, the full faith, credit and resources of the County have been and are hereby irrevocably pledged.

The Bonds of this issue shall not be subject to call and payment prior to maturity.

Both principal hereof and interest hereon are hereby made payable to the registered owner in lawful money of the United States of America. The principal of this Bond shall be payable only upon presentation and surrender of this Bond at the office of the County Treasurer. Interest hereon shall be payable by check or draft dated as of the applicable interest payment date and mailed from the office of the County Treasurer to the person in whose name this Bond is registered at the close of business on the fifteenth day of the calendar month next preceding each interest payment date.

This Bond is transferable only upon the books of the County kept for that purpose at the office of the County Clerk, by the registered owner in person or his duly authorized attorney, upon

surrender of this Bond together with a written instrument of transfer (which may be endorsed hereon) satisfactory to the County Clerk duly executed by the registered owner or his duly authorized attorney. Thereupon a new Bond or Bonds of the same aggregate principal amount, series and maturity shall be issued to the transferee in exchange therefor. The County may deem and treat the person in whose name this Bond is registered as the absolute owner hereof for the purpose of receiving payment of or on account of the principal or interest hereof and for all other purposes. The Bonds are issuable solely as negotiable, fully-registered Bonds without coupons in authorized denominations of \$5,000 or any whole multiple thereof.

This Bond is one of an issue aggregating \$ _____, each of which is of like original issue date and tenor except as to numbers, interest rates, redemption privilege and maturities, issued for the public purpose of refunding obligations of the County, including interest on them, pursuant to an initial resolution duly adopted by the County Board of Supervisors, and in full conformity with the Constitution and laws of the State of Wisconsin thereunto enabling.

It is hereby recited and certified that all acts, conditions and things required by law to be done precedent to and in the issuance of this Bond have been done, have happened and have been performed in regular and due form, time and manner; that a direct, annual irrepealable tax has been levied by the County sufficient in times and amounts to pay the interest on this Bond when it falls due and also to pay and discharge the principal hereof at maturity; and that this Bond, together with all other existing indebtedness of the County, does not exceed any constitutional or statutory limitation of indebtedness.

IN WITNESS WHEREOF, Milwaukee County, Wisconsin has caused this Bond to be executed in its behalf by its duly qualified and acting Chairperson and County Clerk, and its corporate seal to be impressed hereon, all as of the date of original issue specified above.

(SEAL) MILWAUKEE COUNTY, WISCONSIN

By _____
County Clerk

By _____
Chairperson

(Form of Assignment)

FOR VALUE RECEIVED the undersigned hereby sells, assigns and transfers unto

(Please print or typewrite name and address, including zip code, of Assignee)

Please insert Social Security or other identifying number of Assignee

the within Bond, and all rights thereunder, hereby irrevocably constituting and appointing

Attorney to transfer said Bond on the books kept for the registration thereof with full power of substitution in the premises.

Dated:

NOTICE: The signature to this assignment must correspond with the name as it appears upon the face of the within Bond in every particular, without alteration or enlargement or any change whatever.

Signature(s) guaranteed by:

File No. 01-546
(Journal, September 28, 2001)

(Item 14) From Board President, Friends of Boerner Botanical Gardens, requesting conceptual approval for a proposed financing plan for the new Education and Visitors Center at the Boerner Botanical Gardens, by recommending adoption of the following:

A RESOLUTION

WHEREAS, at its meeting on May 17, 2001, the Milwaukee County Board of Supervisors adopted File No. 01-311, which authorized the County to enter into a Development Agreement with

respect to the planning, construction and furnishing of the new Education and Visitors Center (the "Center") at the Boerner Botanical Gardens with Friends of the Boerner Botanical Gardens ("Friends") setting forth the responsibilities of Friends and the County with respect to the planning, construction and furnishing of the Center; and

WHEREAS, pursuant to the Development Agreement, Friends and the County have committed to contributing an amount up to \$7,980,000 and \$3,420,000, respectively, for the planning, construction and furnishing of the Center; and

WHEREAS, Friends now desires to finance its contribution with the proceeds of revenue bonds issued by the County (the "Proposed Financing Plan"), the amount of which would not exceed \$7,500,000; and

WHEREAS, under the Proposed Financing Plan, the County would be acting solely as the conduit for the revenue bonds, which would be payable by Friends; and

WHEREAS, under this arrangement, Milwaukee County would have no legal obligation for paying off the revenue bonds, and this obligation would be the sole responsibility of Friends under the terms of its financing structure; and

WHEREAS, Friends intends to obtain a letter of credit from a bank or group of banks securing the full amount of the revenue bonds; and

WHEREAS, it is hereby found and determined that the Proposed Financing Plan appears to be sound in concept and in the best interests of the citizens of Milwaukee County; now, therefore,

BE IT RESOLVED, that the Milwaukee County Board of Supervisors does hereby approve, in concept, the Proposed Financing Plan submitted by the Friends of Boerner Botanical Gardens under which Milwaukee County would serve as the conduit on behalf of the Friends for the issuance of not more than \$7,500,000 of revenue bonds to cover the Friends' portion of the Education and Visitors Center project; and

BE IT FURTHER RESOLVED, that the appropriate County staff are hereby authorized and directed to work cooperatively with Friends to develop the details of the Proposed Financing Plan for presentation to the County Board of Supervisors; and

BE IT FURTHER RESOLVED, that the Proposed Financing Plan

shall not be implemented without further approval by the County Board of Supervisors.

Fiscal Note:

Adoption of this Resolution would authorize County staff to work with Friends of the Boerner Botanical Garden to develop details of a Proposed Financing Plan for subsequent presentation to the County Board of Supervisors. As a result, there would be no tax levy impact, though some staff time would be expended to accomplish the intent of this resolution. A more detailed and precise fiscal note would be prepared in conjunction with a resolution providing for County Board approval of a final financing plan.

File No. 00-589(a)(f)
(Journal, November 6, 2000)

(Item 15) 2001 Adopted Budget Amendment 1B007, by recommending adoption of the following:

A RESOLUTION

WHEREAS, on October 14, 1994, Milwaukee County and the Milwaukee Kickers Soccer Club, Inc. (Kickers) signed a lease agreement that permitted the Kickers to lease a 65,000 square foot indoor soccer park, to be constructed by Milwaukee County, and outdoor soccer fields at Uihlein Soccer Park; and

WHEREAS, among other provisions of the lease, the Kickers were required to establish a segregated banking account ("the Capital Repairs Fund") into which they would deposit one year after the date of occupancy of the indoor soccer building or the date of substantial completion, whichever was later, and on the same date of each succeeding year, an amount equal to 2% of the Club's gross revenues from operations of the leased premises in the preceding 12 month period, up to an aggregate maximum of \$500,000; and

WHEREAS, the Capital Repairs Fund (Fund) is to be used solely to pay for repairs as stipulated in Section 4.01(c) of the lease agreement; and

WHEREAS, the County Executive's 2000 Recommended Capital Improvements Budget included the acquisition of land for additional outdoor soccer fields that was the former Melody Top site; and

WHEREAS, during the Committee on Finance & Audit's (Committee) 2000 budget hearings, the Committee was made aware

that the Capital Repairs Fund account was not sufficiently funded. As of September 2000, the account should have totaled \$113,113 but was funded only at \$38,679; and

WHEREAS, as a result, the Committee made the acquisition of the Melody Top site contingent upon the Kickers remedying the shortfall with assistance from the Department of Parks, Recreation and Culture; and

WHEREAS, in July of 2001, the Kickers deposited \$25,924 into the account leaving a shortfall of \$48,510; and

WHEREAS, the Kickers and Parks Department have agreed that the remaining balance of \$48,510 be deposited on December 31, 2001 and July 31, 2002 in approximately two equal installments; and

WHEREAS, Milwaukee County's Corporation Counsel approved of the Kickers making deposits in installments instead of a lump sum payment; and

WHEREAS, the Committee on Parks, Energy and Environment, at its meeting on September 17, 2001, voted 7-0 to send a positive recommendation to the Finance and Audit Committee relating to the Kicker's proposal for installment payments into the Fund; and

WHEREAS, the Committee on Finance and Audit, at its meeting on September 20, 2001, by a vote of 6-0, recommended approval of the Kickers' proposal; now, therefore,

BE IT RESOLVED, that the Milwaukee County Board of Supervisors does hereby approve the Milwaukee Kickers Soccer Club, Inc. request to fulfill its obligation of maintaining the Capital Repairs Fund by depositing the remaining balance of \$48,510 on December 31, 2001 and July 31, 2002 in approximately two equal installments.

Fiscal Note:

Adoption of this resolution will not require an expenditure of funds.

File No. 01-547
(Journal, September 28, 2001)

(Item 16) From Director, Department of Administration, requesting authorization to execute a lease agreement with U.S. Cellular for a wireless communication facility on County Zoo property, by recommending adoption of the following:

A RESOLUTION

WHEREAS, County Board approval is required for all new wireless communication carrier leases on property owned by Milwaukee County; and

WHEREAS, U.S. Cellular has submitted an application to lease space from the County on land at the Zoo (WCF Site #356A) for a wireless communication antenna pole and equipment shed; and

WHEREAS, in December 1998 the County Board adopted a Wireless Communication Siting Policy, File No. 98-407(a)(a), to govern the evaluation of proposals by private companies to site wireless communication facilities on county-owned property; and

WHEREAS, the Department of Administration, Economic Development Division, evaluated the application from U.S. Cellular in accordance with the Board adopted Wireless Communication Siting Policy and the Director of the Zoo participated in the evaluation and site location and concurs with the recommendations; and

WHEREAS, U.S. Cellular will lease a 75 ft. by 75 ft. parcel of land from the County south of Interstate 94 between Hwy. 100 and the Zoo Interchange used for ancillary Zoo purposes to construct and install an 80 ft. wireless communication antenna pole for its antenna which could be extended to 120+ ft. to accommodate four additional co-located carriers; and

WHEREAS, U.S. Cellular will own and maintain the antenna pole and will be responsible for the maintenance of the space and improvements which house/accommodate its equipment and at such time as U.S. Cellular might vacate the site, the site would be restored to its original condition as determined by the County or the pole turned over to the County; and

WHEREAS, all work on the site will be done with the approval of the County's Zoo Director, Department of Public Works and Information Management Services Division; and

WHEREAS, the rental for the proposed U.S. Cellular land lease will be \$14,400 annually, escalated by 5% per year and the County will receive from U.S. Cellular 40% of the fee collected by U.S. Cellular from any additional carriers co-located on their antenna pole; and

WHEREAS, additional carriers co-located on this site will enter into a co-location agreement with U.S. Cellular to install an antenna

on the wireless communication antenna pole constructed and owned by U.S. Cellular and such co-located carriers will enter into a lease agreement with the County for space for the installation of its related facility and equipment; and

WHEREAS, the ground rental for each of the four co-located carriers' lease is estimated to be \$6,000 annually, escalated by 5% per year; and

WHEREAS, the Committee on Parks, Energy and Environment, on September 17, 2001, and the Committee on Finance and Audit, on September 20, 2001, recommended approval (vote 7-0) of the Director, Department of Administration, request for authorization to execute a lease agreement with U.S. Cellular for a wireless communication facility on County Zoo property; now, therefore,

BE IT RESOLVED, that the Milwaukee County Board of Supervisors does hereby authorize the Director, Department of Administration, to execute a lease agreement with U.S. Cellular for space from the County on land at the Zoo (WCF Site #356A) for a wireless communication antenna pole and equipment shed under the following terms and conditions:

Lessee:	U.S. Cellular.
Site:	WCF Site #356A, a 75 ft. by 75 ft. parcel of Zoo land south of Interstate 94 between Hwy. 100 and the Zoo Interchange.
Initial Term:	Five (5) years.
Renewal Terms:	Four (4) terms, five (5) years each, at the option of the Lessee.
Annual Rent:	\$14,400 annually, escalated by 5% per year through year 20. Rental amount renegotiated at the end of year 20.
Shared Co-location Fee:	The County will receive 40% of any co-location fee(s) collected by US Cellular for carriers co-located on its antenna pole.
Other Terms and Conditions:	Consistent with the industry and deemed to be in the best interest of Milwaukee County; and,

BE IT FURTHER RESOLVED, that the Milwaukee County Board of Supervisors does hereby authorize the Director, Department of Administration, to execute up to four lease agreements with collocated carriers on the subject site under the following terms and conditions:

Lessee: To be approved by DOA, EDD

Site: WCF Site #356A, a 75 ft. by 75 ft. parcel of Zoo land south of Interstate 94 between Hwy 100 and the Zoo Interchange.

Initial Term: Five (5) years.

Renewal Terms: Four (4) terms, five (5) years each, at the option of the Lessee.

Annual Rent: \$6,000 annually, escalated by 5% per year through year 20. Rental amount renegotiated at the end of year 20.

Other Terms and Conditions: Consistent with the industry and deemed to be in the best interest of Milwaukee County; and,

BE IT FURTHER RESOLVED, that the Milwaukee County Board of Supervisors does hereby waive any usual and customary County fees for easements and right-of-entry permits in lieu of the rental under the leases.

Fiscal Note:

The actions recommended in this resolution would require some Department of Administration, Economic Development Division, Information Management Services Division, Zoo, and Department of Public Works staff time. No other costs are anticipated.

The actions recommended would result in immediate revenue to the County of \$14,400 annually from US Cellular and would result in the following estimated future annual revenue to the County:

	<u>Ground Rent</u>	<u>40% of Co- location Fee</u>	<u>Total Annual</u>
Co-locatee #1	\$ 6,000	\$ 4,800	\$14,400

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Co-locatee #2	\$ 6,000	\$ 4,800	\$14,400
Co-locatee #3	\$ 6,000	\$ 4,800	\$14,400
Co-locatee #4	\$ 6,000	\$ 4,800	\$14,400
Total revenue	\$24,000	\$19,200	\$43,200

Total immediate and future annual revenue from WCF Site 356A, \$57,600.

Ground Lease revenue is increased by 5% per year after the first year for 20 years. After year 20, County has the option to renegotiate the rent for the remaining 5 years.

This fiscal note was prepared by the Associate Director, Economic Development Division.

File No. 00-39(a)(c)
(Journal, September 28, 2001)

(Item 17) From Director, Department of Administration, submitting a report relative to the sites for inclusion in the Request For Proposals (RFP) process for Wireless Communications Facility (WCF) Marketing and Management, by recommending adoption of the following:

A RESOLUTION

WHEREAS, at its July 20, 2000 meeting, the Milwaukee County Board of Supervisors expressed its commitment to conducting an RFP process to retain a consultant to assist in the marketing of County-owned sites to the telecommunications industry subsequent to the preparation of the site analysis, and authorized the Director, DOA-Economic Development Division, to conduct such a process at the appropriate time with the understanding that any contract with a marketing consultant must receive approval from the County Board; and

WHEREAS, at its May 8, 2001 meeting, the Committee on Parks, Energy and Environment directed the Department of Administration not to do an RFP process for a consultant to market the Parks and War Memorial Center locations, as identified in the Evans Report, until input was received from the Parks Department, DOA and County Board staff as to which of those sites are most appropriate for the siting of wireless communication facilities; and

WHEREAS, DOA, Parks and County Board staff reviewed the list of park sites proposed as potential sites for location of wireless communication facilities and Evans Associates was asked to evaluate alternative locations in seven of the listed parks; and

WHEREAS, the listing of Wireless Communication Antenna Sites to be included in the RFP was revised to include changes resulting from DOA, Parks and County Board staff and Evans Associates review of aesthetics, compatibility, competitiveness and economic feasibility; and

WHEREAS, seven sites were eliminated from the original list: WCF Site # 647, W. Milwaukee Park; WCF Site #649A, Wilson Park Stadium; WCF Site #649B, Wilson Park; WCF Site #655, Simmons Field; WCF Site #657, Kinnickinnic Sport Center; WCF Site #265, War Memorial; WCF Site #360, Children's Court; and

WHEREAS, four new sites were added: WCF Site #631, Oakwood Golf Course-west edge; WCF Site #686, Dretzka Park-northwest side; WCF Site #356A, Zoo land west of 194; WCF Site #356B, Zoo land west of 194; and

WHEREAS, six sites were recommended for alternative tower placement: WCF Site #638, Sheridan Park; WCF Site #679A, Brown Deer Park; WCF Site #683, Currie Park; WCF Site #706, Shoenecker Park; WCF Site #708, Smith Park; WCF Site #796, Washington Park; and

WHEREAS, the Project Report Supplement submitted by Evans Associates on July 9, 2001, concluded:

"It is therefore the opinion of this consultant that all previous valuations and conclusions remain valid. The new locations may therefore be freely substituted for the original locations in the interests of aesthetics."

; and

WHEREAS, the Committee on Parks, Energy and Environment, at its meeting on September 17, 2001, by a vote of 7-0, recommended approval of the Department's request as amended to require that any contract with a marketing-management consultant shall include a clause that retains an "Advise and Consent" role for the County and a clause that requires each and every site improved with a WCF facility to be clearly marked with a sign designating the cell tower owner/operator, with phone number for information; and

WHEREAS, the Committee on Finance and Audit, at its meeting on September 17, 2001, by a vote of 7-0, also approved the Department's request as amended by the Parks, Energy and Environment Committee; now, therefore,

BE IT RESOLVED, that the Milwaukee County Board of Supervisors does hereby approve the attached list of County owned sites, reviewed for appropriateness by DOA, Parks and County Board staff and Evans Associates, to be included in an RFP process for a consultant to market to the telecommunication industry with the understanding that any contract with a marketing - management consultant must receive approval from the County Board; and,

BE IT FURTHER RESOLVED, that any contract with a marketing-management consultant shall include a clause which retains an "Advise and Consent" role for the County, which shall include advising and obtaining the consent of the respective County Board Supervisor for the installation and/or upgrade of all Parks sites and, if there are any objections by a Supervisor, that specific site will be brought back to the County Board; and

BE IT FURTHER RESOLVED, that any contract with a marketing-management consultant shall include a clause which requires each and every site improved with a WCF facility to be clearly marked with a sign designating the cell tower owner/operator, with phone number for information.

Fiscal Note:

The scope of services in the County's contract with Evans Associates includes preparation of an RFP, solicitation of proposals, review and analysis of proposals, and recommendation for selection. No additional funds are required at this time. Some additional DOA, EDD, staff time will be required. This fiscal note was prepared by the Associate Director, Economic Development Division.

File No. 01-384(a)(d)
(Journal, July 19, 2001)

(Item 18) An adopted resolution receiving and placing on file a report from the Fiscal and Budget Administrator regarding 2001 budget status and corrective action plan, with the understanding there would be a report back in September 2001 detailing how the House of Correction and the Sheriff plan to achieve their deficit reduction goal, by recommending adoption of the following:

A RESOLUTION

WHEREAS, on July 6, 2001, the Fiscal and Budget Administrator submitted a 2001 Budget Status and Corrective Action Plan to the County Board of Supervisors; and

WHEREAS, the Corrective Action Plan indicated that the Sheriff and House of Correction were projecting significant deficits in 2001 and stated that, as a result, each had been directed to produce savings of \$1 million to contribute to county-wide deficit reduction efforts; and

WHEREAS, at its meeting on July 12, 2001, the Committee on Finance and Audit directed the Sheriff and House of Correction to provide reports for the Committee's September 20, 2001 meeting regarding the details of how each department was to achieve its \$1 million in deficit reduction, and directed the Department of Administration to provide a report at that meeting on the status of implementing and meeting the deficit reduction goals specified in the July 6, 2001 report; and

WHEREAS, in August 2001, the Sheriff and House of Correction submitted reports to the Committee on Finance and Audit detailing 2001 corrective actions, and in September 2001, the Department of Administration submitted a report to the Committee on Finance and Audit reviewing the corrective actions proposed by the Sheriff and House of Correction; and

WHEREAS, the 2001 Corrective Action Plan submitted by the Sheriff included a number of actions proposed or already taken by the Sheriff's Department to reduce its projected 2001 deficit; and

WHEREAS, one of the proposed actions was to increase the base service fee for civil process service, criminal process service and bail/commitment processing from \$20 to \$30 effective October 1, 2001 in order to generate an additional \$40,000 to apply to 2001 deficit reduction efforts; and

WHEREAS, according to the Sheriff's August 27 memorandum, the process service fees have not been increased since the mid-1980s, and 38 other Wisconsin counties currently charge more than \$20 for process service; and

WHEREAS, according to the Sheriff's August 27 memorandum, the proposed fee increases already had been included in the Sheriff Department's 2002 requested budget to take effect on January 1, 2002; and

WHEREAS, at its meeting on September 20, 2001, the Committee on Finance and Audit approved the Sheriff's request to increase the base process service fees from \$20 to \$30 effective October 1, 2001 by a vote of 6 to 0; and

WHEREAS, at its meeting on September 20, 2001, the Committee on Finance and Audit voted 6 to 0 to receive and place on file the reports on 2001 corrective actions submitted by the House of Correction and Department of Administration; now, therefore,

BE IT RESOLVED, that the Milwaukee County Board of Supervisors hereby authorizes the Sheriff to increase the base service fee for civil process service, criminal process service and bail/commitment processing from \$20 to \$30 effective October 1, 2001; and

BE IT FURTHER RESOLVED, that the report from the House of Correction detailing 2001 corrective actions and the report from the Department of Administration reviewing 2001 corrective actions proposed by the Sheriff and House of Correction are hereby received and placed on file.

Fiscal Note:

Adoption of this resolution would result in an increase in revenue for the Sheriff's Department of approximately \$40,000 for the remainder of 2001.

File No. 00-589(a)(g)
(Journal, November 6, 2000)

(Item 19) 2001 Adopted Budget Amendment 1A011, by recommending adoption of the following:

A RESOLUTION

WHEREAS, the 2001 Adopted Budget directed the Information Management Services Division (IMSD) to establish an Information Technology Council (IT Council) chaired by the IMSD Manager, consisting of information technology contacts of major departments, a representative from the County Board staff, four individuals from the private sector and the Director, Department of Audit (ex officio member); and

WHEREAS, the IT Council was directed to submit a report to the County Board of Supervisors and the County Executive outlining its findings and recommendations by September 1, 2001; and

WHEREAS, at the September 20, 2001 meeting of the Finance and Audit Committee, the Chairman of the Information Technology Council presented the report of the Council with findings and recommendations; and

Council presented the report of the Council with findings and recommendations; and

WHEREAS, the report's findings included the following:

- The key information technology (IT) functions are to plan and manage resources; identify opportunities; provide and maintain infrastructure; deliver and operate systems; support customers; and manage change.
- Appropriate functions for consultants are primarily to supplement current staff and obtain specialized skills.
- Milwaukee County can successfully develop and retain in-house expertise with training, promotional paths and observation of industry standards and trends.

; and

WHEREAS, the report included the following recommendations:

- In order to provide IT functions and engage in effective system development and procurement, Milwaukee County departments should share resources and information, consolidate and eliminate duplication, automate, use cost/benefit analyses in decision making, standardize, create purchasing efficiencies and conduct strategic planning.
- The IT Council should continue to consider the matter of centralization of in-house staff as recommended in the June 2001 audit of IMSD.
- The IT Council should continue with a new charter: develop strategic plans and costs, conduct priority setting, address staffing and contractual services requirements, develop and propose policy about the design and use of IT systems, develop and propose policies for purchasing efficiencies and authorize IT projects based on costs and benefits and the best interest of the County as a whole. When appropriate, the IT Council will submit its recommendations to the Committee on Finance and Audit, or other appropriate committee, for review.

; and

WHEREAS, at its meeting on September 20, 2001, the Committee on Finance and Audit, by a vote of 7-0, recommended approval of the report's recommendation that the IT Council should

continue and that the IT Council address and pursue the other recommendations contained in the report; now, therefore,

BE IT RESOLVED, that the Information Technology Council is hereby authorized to continue with a mission to communicate about information technology, standards and resource sharing; to address strategic planning, priority setting and staffing requirements; to consult with IMSD on the implementation of Audit recommendations; to recommend policies about purchasing efficiencies and the design and use of IT systems; and to propose or authorize IT projects based on authorized appropriations, costs, benefits and the best interests of the County as a whole; and

BE IT FURTHER RESOLVED, that when appropriate, the IT Council shall submit its recommendations to the Committee on Finance and Audit, or other appropriate County Board committee, for consideration.

Fiscal Note:

Adoption of this resolution will have no direct tax levy impact.

File No. 01-545

(Journal, September 28, 2001)

(Item 20) From Director of Public Works, recommending an increase of \$1,500, from \$1,000 to \$2,500, in the Airport's Claims and Operations Imprest Fund in order to increase efficiency and provide an adequate supply of petty cash, by recommending adoption of the following:

A RESOLUTION

WHEREAS, the current amounts authorized in the Airport's three imprest fund (petty cash) accounts are as follows:

<u>Fund</u>	<u>DPW Airport Account</u>	<u>Current</u>	<u>Proposed</u>
Imprest Fund A	General Operations	\$ 4,500	\$ 4,500
Imprest Fund B	Claims and Operations	\$ 1,000	\$ 2,500
Imprest Fund C	Change Making	<u>\$ 3,850</u>	<u>\$ 3,850</u>
		\$ 9,350	\$ 10,850

; and

WHEREAS, Imprest Fund B is a cash account which is primarily used for reimbursements to parking patrons for lost tickets or other valid reasons; and

WHEREAS, the \$1,000 in Imprest Fund B is not enough to meet the ongoing day-to-day petty cash needs of the Airport; and

WHEREAS, the Airport is continually in a situation in which it does not have any petty cash available as a result of processing backlogs for the replenishment of the fund; and

WHEREAS, an increase in the amount of cash in the Imprest Fund B would allow the fund to be administered more efficiently and effectively by facilitating a decrease in the frequency of replenishment requests, providing more time for the Department of Administration Accounts Payable Division to process those requests; and

WHEREAS, the increase in the fund would be funded with over-recovered 2001 airline revenues, thereby having no effect on the tax levy of Milwaukee County; now, therefore,

BE IT RESOLVED, that the following ordinance is hereby adopted:

AN ORDINANCE

To amend Section 15.17(2) (w) of the General Ordinances of Milwaukee County to reflect a more appropriate level of Airport Imprest Fund accounts.

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

SECTION 1. Section 15.17(2) (w) of the General Ordinances of Milwaukee County, as amended to and including September 27, 2001, is hereby amended as follows:

		<i>Amount Bankable</i>	
15.17(2) (w)	1. DPW-airport (general operations)	4,500	yes
	2. DPW-airport (claims-operations)	4,000 2,500	yes
	3. DPW-airport (change-making)	3,850	yes

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

Fiscal Note:

Adoption of this resolution/ordinance will require an appropriation of funds to be provided from the Airport's over-recovered 2001 airline revenues thereby having no effect on the tax levy of Milwaukee County. This fiscal note was provided by Airport staff.

File No. 00-460(a)(c)
(Journal, February 15, 2001)

(Item 21) An adopted resolution providing, among other things, that administrative procedures, developed by staff from the Department of Administration, County Board and Department of Audit, for due diligence to be utilized by Milwaukee County before entering into business ventures with outside entities, be provided to the Finance and Audit Committee as an informational item for its September 20, 2001 meeting, by recommending adoption of the following:

A RESOLUTION

WHEREAS, as part of its audit of the general purpose financial statements of Milwaukee County for the year ended December 31, 1999, Arthur Andersen LLP prepared a Memorandum on Internal Control which recommended, among other things, that the County consider establishing standard due diligence procedures to be utilized prior to entering into certain ventures with private sector or other outside entities to finance projects that the County determines to be beneficial to taxpayers; and

WHEREAS, in its General Response to comments contained in the 1999 Memorandum on Internal Control, the Department of Audit recommended that a work group be convened to address the general comments regarding due diligence procedures contained in the 1999 Memorandum; and

WHEREAS, at its meeting on September 28, 2000, the County Board adopted a Resolution calling for creation of such a work group consisting of the Director, Department of Administration, and other individuals from his Department that he deems appropriate, the Director, Department of Audit, and other individuals from his Department that he deems appropriate, and the County Board Fiscal and Budget Analyst and directed the work group to submit a report to the Committee on Finance and Audit in February 2001; and

WHEREAS, the report submitted by the work group in February 2001 indicated that a formal process of risk assessment is appropriate

for business ventures entered into by Milwaukee County with private sector and other outside entities and recommended that the County Board direct DOA, County Board and Audit staff to develop administrative procedures for due diligence that address the following, as applicable, for each proposed venture:

- Cash flow projections
- Debt management
- Legal liability
- Financial reporting systems and controls
- Right-to-audit
- Project feasibility studies and market analysis
- Key factors for success/failure of the venture
- Governance structure and procedures
- Public policy impacts (e.g. Affirmative Action, Disadvantaged Business)
- Employee/labor relations impacts (including benefits)
- Environmental concerns
- Tax consequences
- Capital management (e.g. maintenance)
- Conflicts of interest/ethics
- Performance measurements

; and

WHEREAS, the report recommended that the administrative procedures be provided to the Finance and Audit Committee as an informational item for its September 20, 2001 meeting; and

WHEREAS, the administrative procedures were submitted by the Director, Department of Administration, Director of Audits and County Board Fiscal and Budget Analyst in a report dated July 13, 2001; and

WHEREAS, at its meeting on September 20, 2001, the Committee on Finance and Audit voted 7 to 0 to endorse the administrative procedures, a copy of which is attached to and made a part of this file, with the following addition to the checklist of applicable factors that are to be considered by responsible county agencies prior to recommending any venture for consideration:

- Organizational chart and mission statement

; now, therefore,

BE IT RESOLVED, that the Milwaukee County Board of Supervisors hereby endorses new administrative procedures for due

diligence in business ventures with outside entities as drafted by the Director, Department of Administration, Director of Audits and County Board Fiscal and Budget Analyst with the following addition to the checklist of applicable factors that are to be considered by responsible county agencies prior to recommending any venture for consideration:

- Organizational chart and mission statement

Fiscal Note:

Adoption of this resolution would have no impact on property tax levy or expenditures.

File No. 01-453(a)(a)
(Journal, July 19, 2001)

(Item 22) An adopted resolution providing, among other things, that the Director, Department of Human Services, report to the Health and Human Needs and Finance and Audit Committees, at their September 2001 meetings, on recommendations to address future utilization of AODA treatment resources, including the elimination of the "three-strikes" policy, and cost controls, by recommending that the progress report submitted by the Director of Human Services, dated August 31, 2001, be received and placed on file, as also recommended by the Health and Human Needs Committee, with the understanding that an update report with recommendations be submitted to the Finance and Audit Committee for its December 2001 meeting.

The foregoing report correctly states the action taken by the said committee at a meeting held September 20, 2001.

LYNNE D. DE BRUIN
Chairperson

The question was on adoption.

SEPARATE ACTION was requested on **Items 5, 6, 17 and 18.**

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

AYES—Aldrich, Arciszewski, Bailey, Borkowski, Coggs-Jones, Davis, De Bruin, 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 Diliberti, **Item 5 WAS LAID OVER UNTIL LATER IN THE MEETING.**

Later, the Chairman **DECLARED Item 5 MOOT** due to the adoption of Item 1 from the Committee on Intergovernmental Relations.

On a motion by Supervisor Borkowski, **Item 6 WAS LAID OVER UNTIL LATER IN THE MEETING.**

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

AYES—Aldrich, Arciszewski, Borkowski, Coggs-Jones, Davis, De Bruin, Holloway, Jasenski, Johnson, Krug, Launstein, Lutzka, Mayo, Nyklewicz, Podell, Quindel, Schmitt, White, Zielinski and the Chairman—20. **NOES—**Diliberti, McGuigan and Weishan—3. **EXCUSED—**Bailey and Ryan—2.

Thereupon, **Item 17 WAS ADOPTED** by the following vote:

AYES—Aldrich, Arciszewski, Bailey, Borkowski, Coggs-Jones, Davis, De Bruin, 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 18 WAS LAID OVER UNTIL LATER IN THE MEETING.**

Later, **DIVISION OF THE QUESTION** was requested.

SEPARATE ACTION was requested on **Increasing the process fee.**

Thereupon, **Item 18, excluding the separate action item, WAS ADOPTED** by the following vote:

AYES—Aldrich, Arciszewski, Coggs-Jones, Davis, De Bruin, Diliberti, Holloway, Jasenski, Johnson, Krug, Mayo, McGuigan, Nyklewicz, Podell, Quindel, Schmitt, Weishan, White, Zielinski and the Chairman—20. **NOES—**Borkowski, Launstein and Lutzka—3. **EXCUSED—**Bailey and Ryan—2.

Thereupon, that portion of Item 18, relating to increasing the process fee, **WAS ADOPTED** by the following vote.

AYES—Aldrich, Arciszewski, Borkowski, Coggs-Jones, Davis, De Bruin, Diliberti, Holloway, Jasenski, Johnson, Krug, Lutzka, Mayo, McGuigan, Nyklewicz, Podell, Quindel, Schmitt, Weishan, Zielinski and the Chairman—21. **NOES**—Launstein—1. **EXCUSED**—Bailey, Ryan and White—3.

By Supervisor Quindel, Chairperson:

From the Committee on Health and Human Needs, reporting on 21 Items.

File No. 01-511
(Journal, September 28, 2001)

(Item 1) From the County Executive, appointing Mr. Larry Knuth to serve on the Milwaukee County Emergency Medical Services Council for a two year term expiring on January 31, 2003, by recommending confirmation of the said appointment.

File No. 01-512
(Journal, September 28, 2001)

(Item 2) From the County Executive, appointing Mr. Raymond Glowacki to serve on the Milwaukee County Emergency Medical Services Council for a two year term expiring on January 31, 2003, by recommending confirmation of the said appointment.

File No. 01-513
(Journal, September 28, 2001)

(Item 3) From the County Executive, appointing Mr. Robert Stedman to serve on the Milwaukee County Emergency Medical Services Council for a two year term expiring on January 31, 2003, by recommending confirmation of the said appointment.

File No. 01-514
(Journal, September 28, 2001)

(Item 4) From the County Executive, appointing Mr. Mike Schulte to serve on the Milwaukee County Emergency Medical Services Council for a two year term expiring on January 31, 2003, by recommending confirmation of the said appointment.

File No. 01-515
(Journal, September 28, 2001)

(Item 5) From the County Executive, appointing Chief David Bublitz to serve on the Milwaukee County Emergency Medical Services Council for a two year term expiring on January 31, 2003, by recommending confirmation of the said appointment.

File No. 01-516
(Journal, September 28, 2001)

(Item 6) From the County Executive, appointing Chief Gary Fedder to serve on the Milwaukee County Emergency Medical Services Council for a two year term expiring on January 31, 2003, by recommending confirmation of the said appointment.

File No. 01-517
(Journal, September 28, 2001)

(Item 7) From the County Executive, appointing Mr. William Bazan to serve on the Milwaukee County Emergency Medical Services Council for a two year term expiring on January 31, 2003, by recommending confirmation of the said appointment.

File No. 01-518
(Journal, September 28, 2001)

(Item 8) From the County Executive, appointing Mayor R. Jay Hintze to serve on the Milwaukee County Emergency Medical Services Council for a two year term expiring on January 31, 2003, by recommending confirmation of the said appointment.

File No. 01-519
(Journal, September 28, 2001)

(Item 9) From the County Executive, appointing Chief Roland Poppy to serve on the Milwaukee County Emergency Medical Services Council for a two year term expiring on January 31, 2003, by recommending confirmation of the said appointment.

File No. 01-520
(Journal, September 28, 2001)

(Item 10) From the County Executive, appointing Ms. Paula Lucey to serve on the Milwaukee County Emergency Medical

Services Council for a two-year term expiring on January 31, 2003, by recommending confirmation of the said appointment.

File No. 01-548

(Journal, September 28, 2001)

(Item 11) Resolution by Supervisors Coggs-Jones, Mayo, Holloway, Johnson and Podell, to urge support by the Mayor, Common Council and Board of Zoning Appeals of the continued presence of the Repairers of the Breach at its Vliet Street location, by recommending adoption of the said resolution as appearing in the Journal of Proceedings, September 28, 2001.

File No. 01-34(a)(d)

(Journal, December 21, 2000)

(Item 12) 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 21, 2000, the Milwaukee County Board of Supervisors authorized the Director, Department on Aging, to enter into contracts and contract extensions for programs and services during 2001 [File No. 01-34(a)(a)]; and

WHEREAS, within File No. 01-34 (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 Employment, Training and Placement Services for the period January 1, 2001 through December 31, 2001; and

WHEREAS, the Employment, Training and Placement Services program assists unemployed and underemployed persons age 60 or older to gain employment or access to vocational training; and

WHEREAS, the Employment, Training and Placement Services program seeks to identify, develop and increase employment opportunities and job seeking skills for older workers; and

WHEREAS, Interfaith has requested a \$2,000 increase in 2001 funding, from \$45,000 to \$47,000, for Employment Training and Placement Services to reorganize and upgrade the offices used for training and counseling older workers; and

WHEREAS, the Department concurs with the request and has

identified sufficient unallocated funds for this purpose; now, therefore,

BE IT RESOLVED, that the Milwaukee County Board of Supervisors hereby authorizes the Director, Department on Aging to increase by \$2,000, from \$45,000 to \$47,000, the Department's 2001 contract with Interfaith Older Adult Programs, Inc., to provide Employment Training and Placement 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 2001 federal and state grants.

File No. 01- 34(a)(e)
(Journal, December 21, 2000)

(Item 13) 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 21, 2000, the Milwaukee County Board of Supervisors authorized the Director, Department on Aging, to enter into contracts and contract extensions for programs and services during 2001 [File No. 01-34 (a) (a)]; and

WHEREAS, within File No. 01-34 (a) (a), the Milwaukee County Board of Supervisors authorized the Director, Department on Aging, to execute a contract with Goodwill Industries of Southeastern Wisconsin and Metropolitan Chicago, Inc., to provide Case Management and Delivery Services for Home Delivered Meals for the period January 1, 2001 through December 31, 2001; and

WHEREAS, the Department on Aging has been working with representatives of the Village of Brown Deer Park and Recreation Department, the Brown Deer Senior Citizen's Club, and the Brown Deer School District to open a congregate meal site of the Milwaukee County Senior Meal Program at Algonquin School in Brown Deer; and

WHEREAS, a survey of area residents, and our review of 2000 Census data, has established the desire and need for a Senior Meal Program site in Brown Deer; and

WHEREAS, the Department on Aging proposes to select Goodwill Industries of Southeastern Wisconsin and Metropolitan Chicago, Inc., to provide Nutrition Site Supervision at Algonquin School through an amendment to the 2001 Case Management and Delivery Services for Home Delivered Meals contract; and

WHEREAS, Goodwill Industries has experience in nutrition site supervision, presently operating the Senior Meal Program site at Arlington Court under terms of the 2001 Case Management and Delivery Services for Home Delivered Meals contract; and

WHEREAS, in addition to operating as a congregate meal site, Arlington Court serves as one of seven existing distribution centers in Milwaukee County for the Home Delivered Meal (HDM) program; and

WHEREAS, the same Site Supervisor oversees both the congregate meal program and the HDM distribution center at Arlington Court, resulting in lower staffing costs; and

WHEREAS, Algonquin School will become the eighth distribution center for the Home Delivered Meal (HDM) program, resulting in similar cost savings and shorter delivery routes for Home Delivered Meal Drivers serving homebound clients on the far north side of Milwaukee County; and

WHEREAS, the Milwaukee County Procurement Division has selected Taher, Inc., as caterer for the proposed Senior Meal Program nutrition site at Algonquin School; and

WHEREAS, the Department on Aging, has identified unallocated grant funds for this purpose; now, therefore,

BE IT RESOLVED, that the Milwaukee County Board of Supervisors hereby authorizes the Director, Department on Aging, to increase by \$3,500, from \$778,000 to \$781,500, the 2001 contract with Goodwill Industries of Southeastern Wisconsin, Inc., to provide Case Management and Delivery Services for Home Delivered Meals, with the additional funding used to provide nutrition site supervision at Algonquin School under Milwaukee County's Senior Meal Program.

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 2001 federal and state grants.

File No. 01-566
(Journal, September 28, 2001)

(Item 14) From the Director, Department on Aging, requesting authorization to submit a proposal totaling \$341,000 to the Office of Refugee Services, Wisconsin Department of Workforce Development, for an Older Refugee Program Grant, and to accept any funding awarded thereunder, by recommending adoption of the following:

A RESOLUTION

WHEREAS, the Office of Refugee Services, Wisconsin Department of Workforce Development, is seeking applications for an Older Refugee Program Grant to serve at-risk elderly refugees living in or near Milwaukee County, who were admitted to the United States as refugees or asylees, and have not obtained citizenship; and

WHEREAS, the purpose of this project is to address the needs of eligible older refugees who have a demonstrated need for supplemental services and assistance, and give priority consideration to programs which link the aging network with organizations serving older refugees; and

WHEREAS, the kinds of program activities allowed under the Older Refugee Program Grant includes, but are not limited to, the following: support groups, nutrition counseling and assistance, English as a Second Language classes, citizenship assistance, health assessment and education, life management skills training, medical and social services interpretation, transportation assistance, and respite care; and

WHEREAS, the Milwaukee County Department on Aging seeks to participate in the Older Refugee Program by submitting a grant application totaling \$341,000 for the initial project period of January 1, 2002 through December 31, 2002; and

WHEREAS, continuing awards will be considered annually by the Office of Refugee Services in subsequent years on a non-competitive basis, subject to satisfactory progress and the availability of funds, for a project period of up to three years; and

WHEREAS, such an award would enable the Department to expand and strengthen social and supportive services to older refugees; to provide a safe environment that allows the older refugees to actively participate in group and individual activities; to

serve older refugees in the neighborhoods they reside, and demonstrate cultural sensitivity and relevance to the refugees and their families; to provide culturally and linguistically appropriate services that are not currently being provided in the community; and to create opportunities to enable older refugees to live independently as long as possible; and

WHEREAS, the Milwaukee County Department on Aging is dedicated to improving the lives of all older people in Milwaukee County, including the needs of elderly refugees; now therefore,

BE IT RESOLVED, that the Milwaukee County Board of Supervisors hereby authorizes the Director, Department on Aging, to submit a grant proposal totaling \$341,000 to the Office of Refugee Services, Wisconsin Department of Workforce Development, for an Older Refugee Program Grant, and to accept any funding awarded thereunder.

Fiscal Note:

Adoption of this resolution will not require the expenditure of any County Tax Levy. All funds required for the proposed project will be provided under a grant from the Wisconsin Department of Workforce Development.

File No. 01-567

(Journal, September 28, 2001)

(Item 15) From the Director, Department on Aging, requesting authorization to execute a contract with Interfaith Older Adult Programs, Inc., to provide Family Caregiver Support Network Services for the period October 1, 2001 through December 31, 2002 and to award \$210,000 for the period October 1, 2001 through December 31, 2001, by recommending adoption of the following:

A RESOLUTION

WHEREAS, on December 21, 2000, the Milwaukee County Board of Supervisors authorized the Director, Department on Aging, to execute the Department's 2001 State and County Contract with the Wisconsin Department of Health and Family Services, under which the Department on Aging receives most of its 2001 revenues for Aging and Long Term Support programs [File No. 01-33 (a)(a)]; and

WHEREAS, the Older Americans Act, as reauthorized in 2000, created a new Title III-E, the National Family Caregiver Support Program; and

WHEREAS, on July 19, 2001, the Milwaukee County Board of Supervisors authorized the Director, Department on Aging to amend the 2001 State and County Contract with the Wisconsin Department of Health and Family Services and accept \$391,486 in additional revenue under the National Family Caregiver Support Program [File No. 01-33 (a)(b)]; and

WHEREAS, the purpose of the National Family Caregiver Support Program is to provide information and support services to family caregivers providing help, care and assistance to older adults, and information and support services to grandparents involved in raising grandchildren, great-grandchildren or other juvenile relatives; and

WHEREAS, the Department on Aging is developing and implementing a Family Caregiver Support Network in Milwaukee County by working with community partners to assess caregiver resources, identify gaps, develop a network of caregiver support groups, and facilitate caregiver access to training, support groups, information on available services, and respite care; and

WHEREAS, to select a vendor for this new service, the Department on Aging conducted an open and competitive Request for Proposals process; and

WHEREAS, the only applicant to submit a proposal to provide Family Caregiver Support Network Services was Interfaith Older Adult Programs, Inc.; and

WHEREAS, the Milwaukee County Commission on Aging was created by Chapter 53 of the General Ordinances of Milwaukee County as the designated Area Agency on Aging for the County under the Older Americans Act; and

WHEREAS, at its meeting on August 31, 2001, the Commission on Aging recommended that Milwaukee County contract with Interfaith Older Adult Programs, Inc. to provide Family Caregiver Support Network Services for the period October 1, 2001 through December 31, 2002, and award \$210,000 for the period October 1, 2001 through December 31, 2001; and

WHEREAS, the Department and the Commission shall recommend an award for the balance of the contract period, January 1, 2002 through December 31, 2002, through an amendment to be offered in the County Board's December meeting cycle; and

WHEREAS, this contract will contain a provision for an annual extension for the year 2003 without Request for Proposals,

contingent upon satisfactory performance by the vendor, and the appropriation of adequate funding by the County Board of Supervisors; now, therefore,

BE IT RESOLVED, that the Milwaukee County Board of Supervisors hereby authorizes the Director, Department on Aging, to execute a contract with Interfaith Older Adult Programs, Inc., for the period October 1, 2001 through December 31, 2002, and to award \$210,000 to provide Family Caregiver Support Network Services.

Fiscal Note:

Adoption of this resolution will not require the expenditure of any County Tax Levy. All funds required for this project will be provided under Title III-E of the Older Americans Act of 1965, As Amended.

File No. 01-568

(Journal, September 28, 2001)

(Item 16) From the Director, Department on Aging, requesting authorization to extend a Professional Services Contract with KeyLink Group, LLC for the period January 1, 2002 through December 31, 2003 to provide third party administrator services for the Care Management Organization Pilot (CMO) under Family Care, and to award \$53,253,000 for the period January 1, 2002 through December 31, 2002, including \$1,394,760 in vendor service fees and \$51,858,240 in client service payments, by recommending adoption of the following:

A RESOLUTION

WHEREAS, on December 21, 2000, 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 June 1, through December 31, 2001 (File No. 00-735); and

WHEREAS, through its participation in the Family Care pilot, the Milwaukee County Department on Aging has been able to provide high quality Long Term Care to increasing numbers of Milwaukee County older adults; and

WHEREAS, as a condition for approving the Department on Aging's participation as a CMO under Family Care, the State of Wisconsin required that the Department utilize the services of a certified Third Party Administrator (TPA) to pay provider claims; and

WHEREAS, in January, 2000, the Department on Aging conducted a Request for Proposals for certified TPA services in which KeyLink Group, LLC, was the only applicant to submit a proposal; and

WHEREAS, on June 22, 2000, 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 services on behalf of the Care Management Organization (CMO) pilot for the period July 1, 2000 through December 31, 2001, (File No. 00-388); and

WHEREAS, KeyLink Group, LLC, has carried out its responsibilities under this contract in a more than satisfactory manner, making timely payments to Family Care vendors; developing a fiscal projection methodology that provides the Department with statistically sound forecasts of its long term financial liabilities under Family Care; and providing the Department's Care Management Units with the ability to accurately authorize client services and manage those services within approved costs; and

WHEREAS, the Department anticipates requesting authorization from the County Board to continue its participation as a CMO for each of the remaining two years of the State's Family Care pilot; and

WHEREAS, based on KeyLink's past performance, the Department recommends KeyLink Group, LLC, to provide TPA services for each of the remaining two years of the Family Care pilot; and

WHEREAS, the Department's Requested Budget for 2002 allocates funds to pay for CMO client services during 2002; now, therefore,

BE IT RESOLVED, that the Milwaukee County Board of Supervisors hereby authorizes the Director, Department on Aging, to extend the Department on Aging's Professional Services contract with KeyLink Group, LLC, 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 \$53,253,000 to Key Link Group, LLC, for the period January 1, 2002 through December 31, 2002, including \$1,394,760 in vendor service fees and \$51,858,240 in client service payments; and

BE IT FURTHER RESOLVED, that the Department of Administration-Accounts Payable Division is hereby directed to make checks for client service pass thru funds payable to the MCDA

CMO Claim Account managed by KeyLink Group, LLC, and checks for Administrative Service Fees payable to KeyLink Group, LLC; and

BE IT FURTHER RESOLVED, that the above contract extension and award are contingent upon the authorization of sufficient funding in the Department on Aging's Adopted Budget for 2002 and the authorization of the Department's participation in the Family Care pilot for the period January 1, 2002 to December 31, 2002.

Fiscal Note:

Adoption of this resolution will not require the expenditure of any County Tax Levy. All funds required for the award will be provided from state and federal funds under the Department on Aging's 2002 contract for CMO services with the Wisconsin Department of Health and Family Services.

File No. 01-587
(Journal, September 28, 2001)

(Item 17) From the Director, Department of Human Services, requesting permission to accept a third year JAIBG award of \$270,565 from the Office of Justice Assistance (OJA) with a required local match of \$30,063 for a program for juvenile firearm offenders. It is further recommended that the Department use a portion of these dollars to continue for a third year a purchase of service contract with Running Rebels Community Organization for monitoring services in the amount of \$237,948 for the period from October 1, 2001 through September 30, 2002 by recommending adoption of the following:

A RESOLUTION

WHEREAS, the Department of Human Services, DHS, has been notified by the Office of Justice Assistance of the availability of third year JAIBG funds to continue the operation of a program for adjudicated firearm offenders that remain in the community; and

WHEREAS DHS plans to submit an application for \$270,565 of third year JAIBG funds to OJA, and adding the required 10% local match of \$30,063, the program will have a total of \$300,628 available for the third year of operation of the Firearm Program; and

WHEREAS the third year award includes funds from the

municipalities of Cudahy, Greenfield, Oak Creek, and South Milwaukee; and

WHEREAS, the third year Firearm Program budget will include \$62,680 of salary and benefit costs for one position of Assistant District Attorney and \$237,948 for a purchase of service contract for continuing monitoring services for juvenile firearm offenders; and

WHEREAS, to provide services without interruption, DHS requests permission to continue a purchase of service contract with the Running Rebels Community Organization in the amount of \$237,948 from October 1, 2001 through September 30, 2002; and

WHEREAS, Running Rebels Community Organization provides daily monitoring of program participants including checking school attendance and performance; now therefore,

BE IT RESOLVED, that the Milwaukee County Board of Supervisors hereby authorizes the Director of the Department of Human Services to accept third year JAIBG funds from the Office of Justice Assistance in the amount of \$270,565 with a required local match of \$30,063 for the period from October 1, 2001 through September 30, 2002 to fund the third year of a program for juvenile firearm offenders; and

BE IT FURTHER RESOLVED, that DHS be authorized to continue a purchase of service contract with Running Rebels Community Organization for monitoring services for juvenile firearm offenders from October 1, 2001 through September 30, 2002 with \$237,948 of third year JAIBG and local matching funds.

Fiscal Note:

OJA will reimburse the County for up to \$270,565 of third year JAIBG program costs incurred between October 1, 2001 and September 30, 2002 with the County providing 10% matching funds of \$30,063. A one-year extension of a \$237,948 contract with Running Rebels Community Organization for a third year will allow for continued monitoring services for juvenile firearm offenders during the period from October 1, 2001 and September 30, 2002.

File No. 01- 5(a)(b)
(Journal, December 21, 2000)

(Item 18) Reference file established by the County Board Chairman, relative to Purchase of Human Services Contracts with

the Mental Health Division by recommending adoption of the following:

A RESOLUTION

WHEREAS, the Milwaukee County Mental Health Division was notified on July 27, 2001, by Milwaukee Health Services that it would terminate its contractual relationship with the Milwaukee County Mental Health Division for the provision of outpatient treatment services effective August 27, 2001; and

WHEREAS, in order to insure the continued provision of outpatient services to approximately 750 consumers without interruption, the Mental Health Division did solicit Letters of Interest from five providers to assume the ongoing provision of services; and

WHEREAS, it was determined that St. Michael Hospital and Health Care for the Homeless can provide quality outpatient services to the affected consumers; and

WHEREAS, Milwaukee County Emergency Contract provisions were subsequently enacted to enable both St. Michael Hospital and Health Care for the Homeless to assume the provision of outpatient services effective August 28, 2001; and

WHEREAS, the Mental Health Division is now seeking to establish a Purchase of Service Contract with St. Michael Hospital and to amend the current contract with Health Care for the Homeless for the continued provision of outpatient services through the remainder of 2001; now, therefore

BE IT RESOLVED, that the Milwaukee County Board of Supervisors hereby authorizes the Director, DHS, to enter into a CY 2001 Purchase of Service Contract with St. Michael Hospital in the amount of \$140,816 for the period of August 28, 2001, through December 31, 2001, and to amend the current CY 2001 contract with Health Care for the Homeless by \$215,849 from \$717,816 to \$933,665 for the provision of outpatient services, and

BE IT FURTHER RESOLVED, that the Director, DHS, or his designee, is authorized to amend either contract within the total amount of funds available (\$356,665) in order to address unanticipated service demand in either program.

Fiscal Note:

Adoption of this will not result in any tax levy effect as

sufficient funds are included in the approved CY 2001 Mental Health Division budget.

File No. 01-598
(Journal, September 28, 2001)

(Item 19) From the Director, DHS, requesting authorization to enter into a contract with the State of Wisconsin Department of Workforce Development to provide W-2 Employment Systems Access Coordination for the period of October 1, 2001 through December 31, 2003 in the amount of \$5,088,443, by recommending adoption of the following:

A RESOLUTION

WHEREAS, County Board Resolution 01- 454 authorized the Director of DHS to apply to become a W-2 operator if it would not incur any tax levy liability; and

WHEREAS, after review of the requirements and specifications of the Request for Proposal (RFP) for the administration of W-2 for regions 4 and 5, it was determined that the cash grant/benefits allocation was insufficient to accommodate any increase in the caseload over the next two years; and

WHEREAS, the Performance Standards to receive bonus money have been increased disproportionately to the degree of difficulty for remaining participants to secure unsubsidized employment sufficient to ensure self-sufficiency; and

WHEREAS, state policy changes assuring benefits for the first twelve weeks for parents of newborns, increasing education and training opportunities and making policy changes to assure a safety net will correspondingly increase expenditures; and

WHEREAS, given the reduction in Grants/Benefits allocation, the increased performance standards, and uncertainty of the economy, being a W-2 direct service provider at this time is not recommended; and

WHEREAS, Secretary Reinert has convened an advisory panel to recommend practical solutions for improving W-2 in Milwaukee; and

WHEREAS, the Advisory Panel recommended that a non W-2 agency manage the "front door" for improved access to W-2 services and to assure applicants are fully informed of the opportunities for W-2 and which agency would best serve them; and

WHEREAS, the State of Wisconsin recognizes the importance of having Milwaukee County play a major role in the administration of W-2 in Milwaukee County and has recommended Milwaukee County perform the central role of Employment Systems Access Coordinator; and

WHEREAS, the State has also agreed that Milwaukee County will be given the "Right of First Negotiation" to be a direct service W-2 provider in 2002-2003 if any W-2 agency discontinues services and in 2004 and also in 2004 -2005 based upon meeting W-2 performance standards; and

WHEREAS, the Committee on Health and Human Needs, on September 19, 2001, and the Committee on Finance and Audit, on September 20, 2001, voted 5-2 and 7-0 respectively, to authorize the Department to enter into an interim contract with the State to provide W-2 Employment Systems Access Coordination; now, therefore,

BE IT RESOLVED, that the Milwaukee County Board of Supervisors hereby authorizes the Director, Department of Human Services, to enter into an interim contract with the State of Wisconsin Department of Workforce Development for the Employment Systems Access Coordination Program for the period of October 1, 2001 through December 31, 2001 for \$311,821 for 2001, with the understanding that the remainder of the contract for January 1, 2002 through December 31, 2003, in the amount of \$4,776,622 (\$2,332,228 for 2002 and \$2,444,384 for 2003) will be presented to the full County Board for approval prior to execution.

Fiscal Note:

Adoption of this resolution would authorize the Director, Department of Human Services (DHS), to enter into an interim contract with the State of Wisconsin Department of Workforce Development to begin the process of Milwaukee County providing the services envisioned in the Employment Systems Access Coordination Program. The Director, DHS, will be authorized to contract for the period of October 1, 2001 through December 31, 2001 in order to accept revenues and expend funds in the amount of \$311,821 for 2001 for the purpose of implementing the Employment Systems Access Coordination Program. Acceptance and expenditure authority for the remainder of the funds, \$4,776,622 for the period of January 1, 2002 through December 31, 2003 (\$2,332,228 for 2002 and \$2,444,384 for 2003), would be contingent upon the Director, DHS, bringing before the Committees on Health and Human Needs and Finance and Audit a contract

proposal with sufficient information and assurances from the State to demonstrate that no County property tax levy would be associated with this initiative.

File No. 01-470
(Journal, July 19, 2001)

(Item 20) From the Director, Department of Human Services, approving a contract with the State Department of Health and Family Services (DHFS) for the transfer of Milwaukee County's Responsibility for Child Welfare Services to the State, by recommending adoption of the following:

A RESOLUTION

WHEREAS, the enactment of Wisconsin Act 303 in 1995 transferred the duty and authority to provide child welfare services in Milwaukee County to the State of Wisconsin effective January 1, 1998; and

WHEREAS, in December 1997, the Milwaukee County Board of Supervisors authorized the Director, Department of Human Services (DHS), to enter into a short-term child welfare services contract with the State of up to four months to allow negotiations for a long-term contract to be completed; and

WHEREAS, in March 1998, the County Board of Supervisors authorized the execution of a contract for the provision of child welfare services by Milwaukee County in Child Welfare Regions 2 and 5 for the remainder of 1998, with a provision allowing for four additional one-year renewals; and

WHEREAS, in May 2001, the State DHFS informed Milwaukee County that it would no longer contract with the County for the provision of various child welfare services, and that it intended to discontinue this contractual relationship with the County entirely by no later than September 30, 2001; and

WHEREAS, the County has administered child welfare activities during calendar year (CY) 2001 without a contract with the State covering this period; and

WHEREAS, in order for the County to receive reimbursement for its CY 2001 expenses related to its administration and operation of child welfare services, and to effectuate the orderly transition of these responsibilities to the state and other community organizations pursuant to the State's decision, it is necessary to execute a transfer contract with the state; and

WHEREAS, at their meetings in July 2001, the Committees on Health and Human Needs and Finance and Audit considered a proposed transfer contract submitted by the DHS Director, and each committee voted to lay over the proposed transfer contract, due largely to concerns regarding a specific provision that indicated that the State was not willing to reimburse the County for any accumulated vacation or sick leave costs associated with employees in the Child Welfare Division who are laid off or otherwise separate (including retirement) from County service as a result of termination of the Child Welfare contract; and

WHEREAS, the DHS Director again submitted the proposed transfer contract to the Committees on Health and Human Needs and Finance and Audit on September 17, 2001, with a memorandum indicating that the State still was not willing to reimburse the County for accumulated vacation or sick leave costs associated with employees in the Child Welfare Division, but also indicating that the maximum projected costs for accumulated vacation and sick leave for employees who elected to retire or otherwise leave County service had been reduced from approximately \$843,000 to approximately \$336,000 based on actual experience as of August 30, 2001; and

WHEREAS, the September 17 memorandum from the DHS Director indicated further that the State's allocation for Child Welfare services to Milwaukee County had been under-expended by more than \$1 million, and that DHS had requested that it be allowed to utilize surplus services funding to cover accumulated vacation and sick leave costs, but that the State had not yet responded to this request; and

WHEREAS, at its meeting on September 19, 2001, the Committee on Health and Human Needs recommended approval by a vote of 7 to 0 of the request by the DHS Director to enter into a Child Welfare transfer contract with the State DHFS and urged the DHS to continue efforts to recoup funding from DHFS for accumulated vacation and sick leave costs; and

WHEREAS, at its meeting on September 20, 2001, the Committee on Finance and Audit recommended approval by a vote of 6 to 1 of the request by the DHS Director to enter into a Child Welfare transfer contract with the State DHFS and similarly urged the DHS to continue efforts to recoup funding from DHFS for accumulated vacation and sick leave costs; now, therefore,

BE IT RESOLVED, that the County Board of Supervisors hereby authorizes the Director, DHS, to execute a transfer contract with the

state Department of Health and Family Services covering the period January 1, 2001 to September 30, 2001 effectuating the orderly transition of the County's administration of child welfare services to the State and other community organizations and ensuring the State's reimbursement to Milwaukee County of costs incurred by the County for its administration of child welfare services for this period in accordance with the terms of the transfer contract; and

BE IT FURTHER RESOLVED, that the Director, DHS, is hereby authorized and directed to continue efforts to recoup funding from DHFS for any accumulated vacation or sick leave costs associated with employees in the Child Welfare Division who are laid off or otherwise separate (including retirement) from County service as a result of termination of the Child Welfare contract.

Fiscal Note:

The Department of Human Services reports that based on staff, administration and services expenditures to date, the transfer contract as proposed by the state will cover all actual County child welfare costs for the January 1 to September 30, 2001 period, except for those costs associated with accumulated vacation or sick leave costs for certain employees in the Child Welfare Division, as noted in the Resolution. DHS has estimated that those costs, based on child welfare employees who filed for retirement or otherwise left County service between May 1, 2001 and August 31, 2001, will total approximately \$336,000, though the actual amount will not be known until the transition is complete. In addition, adoption of this Resolution would direct DHS to continue negotiations with the State to possibly reduce or eliminate those costs. This fiscal note was prepared by the County Board Fiscal and Budget Analyst based on information provided by the Department of Human Services.

File No. 01-35(a)(f)
(Journal, September 28, 2001)

(Item 21) Reference file established by the County Board Chairman, relative to Purchase of Human Service Contracts with the Adult Services Division, by recommending adoption of the following:

A RESOLUTION

WHEREAS, the Adult Services Division has been awarded a two year grant for the ANET Program for homeless families; and

WHEREAS, the Adult Services Division has existing contracts with IMPACT, Inc. and with Health Care for the Homeless for services to be delivered under the first grant period of ANET Phase II; and those contracts will terminate on August 31, 2001; and

WHEREAS, the Adult Services Division has confidence in the ability of IMPACT, Inc. and Health Care for the Homeless to continue to provide the services; now therefore,

BE IT RESOLVED, that the County Board of Supervisors hereby authorizes the Director of the Department of Human Services to increase contracts for ANET Phase II Renewal with IMPACT, Inc. in the amount of \$18,568 and with Health Care for the Homeless in the amount of \$41,278 for the period of September 1, 2001 through December 31, 2001.

Fiscal Note:

Adoption of this resolution will have no tax levy effect because funding has been reserved in the 2001 budget for this purpose. This fiscal note was prepared by Department of Human Services staff.

The foregoing report correctly states the action taken by the said committee at a meeting held September 19, 2001.

ROGER QUINDEL
Chairperson

The question was on adoption.

SEPARATE ACTION was requested on **Items 19 and 20.**

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

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

Supervisor Weishan moved to lay over Item 19.

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

AYES—Weishan—1. **NOES**—Aldrich, Arciszewski, Bailey, Borkowski, Coggs-Jones, Davis, De Bruin, Diliberti, Holloway,

Jasenski, Johnson, Krug, Launstein, Lutzka, Mayo, McGuigan, Nyklewicz, Podell, Quindel, Ryan, Schmitt, White, Zielinski and the Chairman—24.

Thereupon, **Item 19 WAS ADOPTED** by the following vote:

AYES—Aldrich, Arciszewski, Coggs-Jones, Davis, De Bruin, Holloway, Jasenski, Johnson, Krug, Launstein, Lutzka, Mayo, Nyklewicz, Podell, Quindel, Ryan, Schmitt, White, Zielinski and the Chairman—20. **NOES**—Borkowski, Diliberti, McGuigan and Weishan—4. **EXCUSED**—Bailey—1.

Thereupon, **Item 20 WAS ADOPTED** by the following vote:

AYES—Aldrich, Arciszewski, Borkowski, De Bruin, Diliberti, Jasenski, Krug, Launstein, Lutzka, McGuigan, Nyklewicz, Podell, Quindel, Ryan, Schmitt, Weishan, Zielinski and the Chairman—18. **NOES**—Coggs-Jones, Davis, Holloway, Johnson, Mayo and White—6. **EXCUSED**—Bailey—1.

At the direction of the Chair, the Board **RECESSED** to 1:30 p.m.

The Board **RECONVENED** at 1:35 p.m. this same day.

Supervisor Ordinans in the Chair.

PRESENT: Aldrich, Arciszewski, Borkowski, Coggs-Jones, Davis, De Bruin, Diliberti, Holloway, Jasenski, Johnson, Krug, Lutzka, Mayo, McGuigan, Nyklewicz, Quindel, Ryan, Schmitt, Weishan, White and the Chairman—21. **ABSENT:** Bailey, Launstein, Podell and Zielinski—4.

By Supervisor McGuigan, Chairman:

From the Committee on Judiciary, Safety and General Services reporting on 10 Items.

File No. 01-484
(Journal, September 28, 2001)

(Item 1) From the County Executive, appointing Maricolette Walsh to serve on the Milwaukee County Ethics Board for a term expiring February 28, 2002. Ms. Walsh will be replacing Rev. Timothy O'Brien, who has resigned, by recommending confirmation

of the said resolution by the County Executive of Maricquette Walsh to serve on the Milwaukee County Ethics Board.

File No. 98-678(a)(a)
(Journal, September 28, 2001)

(Item 2) From Criminal Justice Program Manager, House of Correction, requesting authority to amend the contract with the Benedict Center for library services to increase said contract by \$7,799 for the remainder of 2001, by recommending adoption of the following:

A RESOLUTION

WHEREAS, the Milwaukee County House of Correction has requested approval to increase the contract for library services by \$7,799 for the remainder of 2001; and

WHEREAS, the House of Correction, under file No. 98-678, Journal, December 17, 1998, currently contracts with the Benedict Center for library services; and

WHEREAS, in 2001, the contract amount in the adopted budget for the House of Correction was \$27,000; and

WHEREAS, it has been the experience of the House of Correction that the twenty hours per week librarian position is not adequate to serve the increasing inmate population; and

WHEREAS, the increase would allow the library to operate at a minimum of twenty-five hours per week for the remainder of 2001, thereby allowing all inmate dormitories to visit the library on a biweekly basis; and

WHEREAS, unused funds in the House of Correction 2001 adopted budget, allocated to professional services, have been identified to cover the increased contract amount; and

WHEREAS, the Committee on Judiciary, Safety and General Services, on September 13, 2001, recommended approval of the House of Correction's request to increase the library contract with the Benedict Center by \$7,799 (Vote 7-0); now, therefore

BE IT RESOLVED, that the Superintendent, Milwaukee County House of Correction is hereby authorized and directed to increase the contract with the Benedict Center for library services by \$7,799,

from \$27,000 to \$34,799, for the remainder of 2001 to provide additional hours of service.

Fiscal Note:

Adoption of this resolution will result in the expenditure of funds in the amount of \$7,799.00. Funding for this increase in professional services is available in the 2001 House of Correction adopted budget.

File No. 01-550

(Journal, September 28, 2001)

(Item 3) From the Sheriff, requesting authority to apply for and accept a grant in the amount of \$515,884 from the U. S. Department of Justice - National Institute of Justice entitled: Justice Research, Evaluation and Development Project Grant for the research, design, and prototype computer interface for sharing justice information with officers in the field via wireless devices, by recommending adoption of the following:

A RESOLUTION

WHEREAS, the Milwaukee County Sheriff's Department has requested approval to accept a grant award from the U.S. Department of Justice, National Institute of Justice; and

WHEREAS, these grant funds are from Fiscal Year 2001, providing research, design and to prototype a standard web-enabled computer interface for sharing justice information with officers in the field via wireless devices; and

WHEREAS, these funds in the amount of \$515,884 will allow the Sheriff's Department to obtain consulting and research and development from Garton Works, Inc., and Milwaukee County Information Management Services Division; and

WHEREAS, these funds will allow the Sheriff's Department to obtain a new computer server and fifty (50) wireless devices; and

WHEREAS, all agencies involved will realize an improvement in justice information sharing; and

WHEREAS, the server, related hardware and software will be the property of the Milwaukee County Sheriff's Department; and

WHEREAS, the Committee on Judiciary, Safety and General Services, on September 13, 2001, recommended approval of the

request from the Sheriff to accept the grant award (Vote 7-0); now, therefore

BE IT RESOLVED, that the Milwaukee County Sheriff is hereby authorized and directed to apply for and accept a grant in the amount of \$515,884.00 for the period to begin in October, 2001 and not-to-exceed twenty-four (24) months for the research, design and to prototype a standard, web-enabled computer interface for sharing justice information with officers in the field via wireless devices.

Fiscal Note:

Adoption of this resolution will result in grant funds awarded to Milwaukee County in the amount of \$515,884 that will be used to procure consultants and computer-related hardware and software. Milwaukee County will incur no direct costs with the implementation of the wireless devices. This fiscal note was prepared by the Sheriff's Department staff.

File No. 00-138(a)(a)
(Journal, September 28, 2001)

(Item 4) Resolution by Supervisors McGuigan and Krug authorizing the Milwaukee County Task Force on Restorative Justice to continue to exist beyond its scheduled termination date of September, 2001, and retain its standing and purpose as originally outlined and delineated in various adopted County Board resolutions until the District Attorney sees fit to seek County Board authorization to terminate it, by recommending adoption of the said resolution as appearing in the Journal of Proceedings of September 28, 2001.

File No. 01-536
(Journal, September 28, 2001)

(Item 5) From District Attorney, requesting permission to apply for a grant in calendar year 2002 of approximately \$43,100 from the Wisconsin Department of Justice, Office of Crime Victim Services, to provide services to vulnerable, elderly crime victims, by recommending adoption of the following:

A RESOLUTION

WHEREAS, the District Attorney's office is requesting permission to apply for a grant of approximately \$43,100 in calendar year 2002 from the Wisconsin Department of Justice, Office of

Crime Victim Services (OCVS) to provide services to vulnerable, elderly crime victims; and

WHEREAS, funding will be provided from the federal Victims of Crime Act (VOCA) which requires a twenty percent (20%) local match contribution; and

WHEREAS, a letter of intent to apply for the grant must be submitted by September 15, 2001, and the grant application must be filed by October 5, 2001; and

WHEREAS, the grant would fund a new position of victim advocate to provide services to vulnerable, elderly victims of physical or financial abuse, including residents of nursing homes and other residential care facilities; and

WHEREAS, the District Attorney's existing Court Watch staff of one coordinator and two victim advocates is hardpressed to provide services to all elderly victims on juvenile and criminal cases because of the rise in the criminal caseload and the assignment of new courts to juvenile and criminal cases; and

WHEREAS, creation of the new VOCA position would allow the Court Watch staff to work closely with the Department of Aging and nursing home and other care facilities for the elderly to intervene more effectively in cases of physical and financial abuse of the elderly; and

WHEREAS, the Committee on Judiciary, Safety and General Services, on September 13, 2001, recommended approval of the request (Vote 7-0); now, therefore

BE IT RESOLVED, that the District Attorney is hereby authorized and directed to apply for and accept a grant from the Wisconsin Department of Justice, Office of Crime Victim Services to create a new position of victim advocate to provide services to vulnerable, elderly victims of physical or financial abuse in calendar year 2002.

Fiscal Note:

Adoption of this resolution will require a twenty percent (20%) local match in the amount of \$8,620.00, which must be included in the department's 2002 budget.

File No. 99-46(a)(g)
(Journal, September 28, 2001)

(Item 6) From Manager, Information Management Services

Division, requesting authorization to administratively amend the intergovernmental agreement with the State of Wisconsin, Department of Corrections, permitting access to Milwaukee County's 800 MHz trunked radio system to include a control station and up to twenty radios for transportation purposes in conjunction with its Milwaukee Secure Detention Facility, by recommending adoption of the following:

A RESOLUTION

WHEREAS, Milwaukee County now owns and operates an 800 MHz trunked two-way radio system infrastructure providing county-wide coverage; and

WHEREAS, Milwaukee County benefits for purposes of Federal Communications Commission (FCC) licensing by permitting sharing of its trunked radio system; and

WHEREAS, it is to the mutual benefit of Milwaukee County and the agency defined herein to share the existing trunked radio system network and make most efficient use possible of scarce radio frequencies; and

WHEREAS, an intergovernmental agreement exists between the State of Wisconsin Department of Corrections and Milwaukee County permitting use of its trunked radio system; and

WHEREAS, the State of Wisconsin Department of Corrections has defined a need to amend Exhibit A of its agreement with Milwaukee County in order to permit the addition of a control station and up to twenty (20) radios for transportation purposes in conjunction with its newly completed Milwaukee Secure Detention Facility and to reflect a change of address for the Department of Corrections; and

WHEREAS, Milwaukee County established the trunked radio system to initially serve its own two-way radio communication needs and recognizes additional County-wide public safety purposes; and

WHEREAS, the Committee on Judiciary, Safety and General Services, on September 13, 2001, recommended approval of the amendment to the agreement (Vote 7-0); now, therefore

BE IT RESOLVED, that recognition of the mutual benefits arising from shared use of the trunked radio system and the defined needs of the State of Wisconsin Department of Corrections, the

Manager, Information Management Services Division is hereby authorized and directed to amend Exhibit A of the intergovernmental agreement with the State of Wisconsin Department of Corrections to permit access to Milwaukee County's 800 MHz trunked radio system to include a control station and up to twenty (20) radios for transportation purposes in conjunction with its Milwaukee Secure Detention Facility and incorporating the current address of the Department of Corrections.

Fiscal Note:

Adoption of this resolution will have no tax levy impact on Milwaukee County, but will require a minimal expenditure of staff time. This fiscal note was prepared by the Information Management Services Division Manager.

File No. 01-549

(Journal, September 28, 2001)

(Item 7) From Corporation Counsel, requesting payment in the amount of \$8,758.79 for legal services rendered to Sheriff Baldwin and \$1,550.00 for legal services rendered to Deputy Inspector Delaney, by recommending adoption of the following:

A RESOLUTION

WHEREAS, a petition for a John Doe investigation was referred to the District Attorney's Office which reviewed nine (9) allegations of wrongdoing made against various members of the Sheriff's Department; and

WHEREAS, at the conclusion of the review process, the District Attorney's Office determined that there was insufficient evidence to support going forward with a John Doe investigation, and Judge Francis Wasielewski, who was assigned the petition, concurred in the decision not to proceed; and

WHEREAS, the District Attorney's Office did refer one matter to the County Ethics Board, which unanimously concluded that the ethics code was not violated; and

WHEREAS, the District Attorney's Office notified Sheriff Leverett Baldwin and Deputy Inspector Joseph Delaney that they were implicated in the allegations and both individuals retained the services of attorneys to represent them during the review process; and

WHEREAS, Section 895.35, Wisconsin Statutes, provides Milwaukee County with the authority to pay all reasonable expenses incurred by an employee who is prosecuted for incidents arising out of his employment and the matter is determined favorably to said employee; and

WHEREAS, Corporation Counsel has reviewed the bills for legal services submitted by attorney Robert H. Friebert on behalf of Sheriff Leverett Baldwin in the amount of \$8,758.79 and by Attorney D. Michael Guerin on behalf of Deputy Inspector Joseph Delaney in the amount of \$1,550.00 and has determined that the services provided were necessary and the charges reasonable and Corporation Counsel recommends that the bills be paid by Milwaukee County; and

WHEREAS, the Committee on Judiciary, Safety and General Services, on September 21, 2001, recommended approval of the recommendation from Corporation Counsel (Vote 7-0); now, therefore

BE IT RESOLVED, that Milwaukee County pay Attorney Robert H. Friebert of Friebert, Finerty and St. John, S.C., \$8,758.79 on behalf of Sheriff Leverett Baldwin and pay Attorney D. Michael Guerin of Gimbel, Reilly, Guerin and Brown \$1,550.00 on behalf of Deputy Inspector Joseph Delaney.

Fiscal Note:

Approval of this resolution will result in an expenditure of \$10,308.79 from an account to be determined by the Department of Administration.

File No. 00-476
(Journal, September 28, 2000)

(Item 8) From Della M. Sell, submitting a claim for injuries and damages allegedly sustained as a result of an accident occurring on June 6, 2000 involving a Milwaukee County-owned vehicle, by recommending adoption of the following:

A RESOLUTION

WHEREAS, on June 6, 2000, Milwaukee County employee Timothy A. Hammond was northbound in a County vehicle on North 68th Street. After entering the intersection, this County vehicle was struck by a vehicle being driven by Della Sell which was west bound on West Bluemound Road, and

WHEREAS, this intersection is controlled by a traffic signal and witnesses to the accident testified that Mr. Hammond was faced with a red light before entering the intersection. After an investigation, the City of Milwaukee Police Department issued Mr. Hammond a citation for violating a traffic signal, and

WHEREAS, Ms. Sell elected to have her vehicle repaired through her insurer, Prudential Property and Casualty Insurance Company, at a cost of \$10,341.17. Negotiations between the County adjuster and the insurance company resulted in an agreement to settle the insurer's subrogation claim for 90% (\$9,307.05). This proposed settlement is recommended by the County's insurer and the Corporation Counsel; now, therefore,

BE IT RESOLVED, that Prudential Property and Casualty Insurance Company be paid \$9,307.05 to settle in full its subrogation claim arising out of the June 6, 2000, motor vehicle accident between Timothy A. Hammond and Della Sell.

Fiscal Note:

Approval of this resolution will result in \$9,307.05 being applied towards the County's 2000 deductible on its policy with the Wisconsin County Mutual Insurance Corporation.

File No. 01-424
(Journal, June 21, 2001)

(Item 9) From Director-Event Services, Milwaukee Brewers Baseball Club, submitting a claim for damages allegedly sustained to the medians in the "River East" parking lot areas of Miller Park caused by Milwaukee County snowplows, by recommending adoption of the following:

A RESOLUTION

WHEREAS, in January, 2001, the Milwaukee Brewers Baseball Club granted permission to the Milwaukee County Sheriff's Department to use a parking lot at Miller Park for EVOC (Driver) training purposes. Because this parking lot would not normally be cleared of snow during the winter months, it was necessary for the County's Department of Public Works to plow the lot prior to its use by the Sheriff's Department, and

WHEREAS, it was later determined that the plows used by the County caused severe damage to a number of the curbs along medians in the stadium parking lot which necessitated the Brewers to

hire a contractor to repair the curb damage at a cost of \$5,294.08, and

WHEREAS, the County's adjuster, the County's insurer and the Corporation Counsel recommend payment of \$5,294.08 to satisfy in full the claim of the Milwaukee Brewers Baseball Club; now, therefore,

BE IT RESOLVED, that the Milwaukee Brewers Baseball Club be paid \$5,294.08 to settle in full the claim arising out of the January, 2001, plowing of a parking lot by Milwaukee County at Miller Park.

Fiscal Note:

Approval of this claim will result in \$5,294.08 being applied towards the County's 2001 deductible on its policy with the Wisconsin County Mutual Insurance Corporation.

File No. 01-537
(Journal, September 28, 2001)

(Item 10) From Assistant Superintendent, requesting authorization to raise inmate fees for Huber/Work Release Board and Electronic Surveillance, by recommending adoption of the following:

AN ORDINANCE

To amend Section 20.01 of the General Ordinances of Milwaukee County, relating to cost of maintaining prisoners at county jail and house of correction.

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

SECTION 1. Section 20.01 of the General Ordinances of Milwaukee County as amended to and including _____ is hereby amended as follows:

20.01. Cost of maintaining prisoners at county jail and house of correction.

The cost of maintenance for prisoners confined in county jail or the house of correction for violation of city or village ordinances, resolutions or bylaws is hereby fixed at the per diem cost of each establishment as determined by the county department of administration on

April 1 of each year and based upon out of pocket expenses of the preceding calendar year for each separate institution. The sheriff and superintendent of the house of correction, respectively, shall at regular intervals bill cities and villages for the above maintenance charges of their prisoners, and shall specify therein such data as may reasonably be required for such purposes.

Each prisoner listed in s. 303.08(4), Wis. Stats. is liable for charges in an amount of ~~twelve dollars and fifty cents (\$12.50)~~ **twenty dollars and fifty cents (\$20.50)** per day which represents the cost of his/her board in the jail or house of correction if confined pursuant to s. 303.08, Wis. Stats., Huber Law or s.973.09(4), Wis. Stats., Conditions of Probation. **In addition, those inmates on electronic surveillance shall be charged a rate of eighteen dollars (\$18.00) per day.**

The superintendent of the house of correction is authorized to accept credit cards for the payment of board provided that any charges imposed by the credit card firm are added to the daily board rate. In addition, the superintendent of the house of correction is authorized to impose a reasonable charge, not to exceed costs, for random urine tests for controlled substances which result in a positive finding. And if the result of the random test is positive, the superintendent may impose a reasonable charge, not to exceed the cost for regular follow-up urine tests for all controlled substances. The county department of administration on April 1 of each year shall render a report to the county board detailing the costs of maintenance and board experienced for the preceding calendar year. The sheriff and superintendent of the house of correction shall charge the account of each prisoner gainfully employed accordingly and shall collect and disburse to the county treasurer all such proceeds from the wages or salaries of employed prisoners.

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

Fiscal Note:

Adoption of this ordinance will not require an expenditure of funds.

The foregoing report correctly states the action taken by the said committee at a meeting held September 13, 2001.

JIM McGUIGAN
Chairman

The question was on adoption.

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

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

By Supervisor Aldrich, Chairperson:

From the Committee on Parks, Energy and Environment reporting on 14 Items.

File No. 01-526
(Journal, September 28, 2001)

(Item 1) A resolution by Supervisors Davis, Arciszewski, Aldrich and 9 others, to declare Milwaukee County's commitment to the concept of a Community of Promise with a goal to ensure that the young people in our community are provided all Five Promises of the America's Promise - The Alliance for Youth, by recommending adoption of the said resolution, File No. 01-526, appearing in the Journal of Proceedings of September 28, 2001.

File No. 01-583
(Journal, September 28, 2001)

(Item 2) From the Director, UW-Extension, requesting authorization to apply for and accept \$10,000 funding from the Wisconsin Department of Agriculture, Trade and Consumer Protection for support of a Horticulture Industry Clean Sweep Program, by recommending adoption of the following:

A RESOLUTION

WHEREAS, the Milwaukee County University of Wisconsin-Extension office (UW-Extension), through its Horticulture

Department, teaches techniques for safe and appropriate use of pesticides for the operators of horticulture businesses; and

WHEREAS, proper disposal of pesticide wastes is required for businesses to conform to environmental regulations; and

WHEREAS, the Wisconsin Department of Agriculture, Trade and Consumer Protection has called for proposals to receive funding for Agricultural Clean Sweep Programs, which includes the horticulture industry; and

WHEREAS, the Milwaukee County UW-Extension office is prepared to cooperate in providing an Agricultural Clean Sweep Program; and

WHEREAS, the Director, UW-Extension, has submitted a request to the Milwaukee County Board of Supervisors for authorization to apply for and accept \$10,000 funding from the Wisconsin Department of Agriculture, Trade and Consumer Protection for support of the Horticultural Industry Clean Sweep Program, which includes the appropriate disposal of pesticide wastes; and

WHEREAS, various Milwaukee County departments would be able to participate in the program; and

WHEREAS, on September 17, 2001 the Committee on Parks, Energy and Environment voted 7-0 to recommend approval of the said request; now, therefore,

BE IT RESOLVED, that the Milwaukee County Board of Supervisors does hereby authorize and direct the Director of the Milwaukee County UW-Extension to apply for and accept \$10,000 funding from the Wisconsin Department of Agriculture, Trade and Consumer Protection in support of a Horticultural Industry Clean Sweep Program.

Fiscal Note:

The adoption of this resolution will not require an expenditure of tax levy funds. The grant requires up to \$3,000 local matching funds, which have been appropriated for this purpose in the 2001 Adopted Milwaukee County Budget. Information for this fiscal note was provided by UW-Extension staff.

File No. 01-584
(Journal, September 28, 2001)

(Item 3) From the Director, UW Extension, requesting auth-

orization to apply for and accept funding of up to \$22,300 from a local foundation (Bradley, Pettit or Johnson Controls) for support of the Milwaukee Middle School Workforce Initiative - Menomonee River Valley, for County fiscal year 2002, by recommending adoption of the following:

A RESOLUTION

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

WHEREAS, the staff of the 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, the Bradley Foundation, the Pettit Foundation, the Johnson Controls Foundation or like foundations provide funding for workforce development youth education; and

WHEREAS, the Director, UW-Extension, has submitted a request to the Milwaukee County Board of Supervisors for authorization to apply for and accept funding of up to \$22,300 from a local foundation (the Bradley Foundation, the Pettit Foundation, the Johnson Controls Foundation or like foundation) for support of the Milwaukee Middle School Workforce Initiative - Menomonee River Valley, for County fiscal year 2002; and

WHEREAS, on September 17, 2001 the Committee on Parks, Energy and Environment voted 7-0 to recommend approval of the said request; now, therefore,

BE IT RESOLVED, that the Milwaukee County Board of Supervisors does hereby authorize and direct the Director of the Milwaukee County UW-Extension to apply for and accept funding of up to \$22,300 from a local foundation (the Bradley Foundation, the Pettit Foundation, the Johnson Controls Foundation or like foundation) for development and implementation of the Milwaukee Middle School Workforce Initiative - Menomonee River Valley, for County fiscal year 2002.

Fiscal Note:

The adoption of this resolution will not require an expenditure of tax levy funds. If the grant application is successful, it will result in receipt of \$22,300 for fiscal year

2002. Information for this fiscal note was provided by UW-Extension staff.

File No. 01-561
(Journal, September 28, 2001)

(Item 4) From the Zoo Director, requesting authorization for the County Purchasing Administrator to issue and deliver letters of intent to various overseas vendors at a cost not to exceed \$400,000 for the purchase of Zoo resale merchandise for 2002, by recommending adoption of the following:

A RESOLUTION

WHEREAS, the Milwaukee County Zoo Resale Merchandise activity is forced to purchase a number of items from import vendors in order to provide the quantity and variety of items the public demands; 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 \$1,800,00 in revenue from this source; and

WHEREAS, the imported items must be ordered from overseas in the fall in order to arrive here in the spring; and

WHEREAS, the Milwaukee County budget is adopted in November and appropriations are not available until January; and

WHEREAS, it is illegal to issue a purchase order 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 of the year, with a corresponding loss of Zoo resale revenues; and

WHEREAS, this problem was avoided in years 1996 through 2001 when the County Board authorized 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 1996 Budget (File No. 95-718), the 1997 Budget (File No. 96-748), the 1998 Budget (File No. 97-691), the 1999 Budget (File No. 98-543), the 2000 Budget (File No. 99-571) and the 2001 Budget (File No. 00-608); and

WHEREAS, the Zoo Director has requested authorization for the County Purchasing Administrator to issue and deliver letters of

intent to various overseas vendors, at a cost not to exceed \$400,000, for the purchase of Zoo resale merchandise for 2002; and

WHEREAS, it is in the best financial interest of Milwaukee County to authorize advance ordering of imported Zoo resale novelties in the fall of 2001 in order to receive such goods by the spring of 2002; and

WHEREAS, on September 17, 2001 the Committee on Parks, Energy and Environment voted 6-1 to recommend approval of the said request; now, therefore,

BE IT RESOLVED, that the Milwaukee County Board of Supervisors hereby authorizes and directs the Purchasing Administrator to issue and deliver letters of intent to various vendors as necessary for the purchase of Zoo resale merchandise, at a cost not to exceed \$400,000. Following the adoption of the 2002 County Budget for the Zoo, formal purchase orders will be issued. Payment will be made after receipt of the merchandise early in the spring, but not before January 30, 2002.

Fiscal Note:

The adoption of this resolution will commit the County to resale merchandise appropriations of \$400,000 for the Milwaukee County Zoo in 2002, in anticipation of the County Board adoption of a sum of \$868,000 for this same purpose. These expenditures are anticipated to generate approximately \$2,252,000 in revenue for the sale of souvenirs and novelties at the Zoo, for a net profit of \$1,384,000, as anticipated in the Milwaukee County Zoo 2002 Requested Budget. Information for this fiscal note was provided by Zoo staff.

File No. 01-576
(Journal, September 28, 2001)

(Item 5) From the Director, Department of Parks, Recreation and Culture, requesting approval and authorization to execute Intergovernmental Cooperation Agreement with the Milwaukee Metropolitan Sewerage District on the Northwest Relief Sewer System Project, by recommending adoption of the following:

A RESOLUTION

WHEREAS, the Milwaukee Metropolitan Sewerage District (District) has experienced problems with sewer backups and the need

to discharge untreated sewerage during heavy rain events in the northwest side of the County; and

WHEREAS, the District has studied the problem extensively and determined that part of the solution to the problem is to construct a Northwest Side Relief Sewer to increase the overall capacity of the sewer system serving the northwest side of the City of Milwaukee and the City of Wauwatosa; and

WHEREAS, the proposed construction is consistent with an overall plan agreed to by the Wisconsin Department of Natural Resources (WDNR) and is also consistent with the Southeastern Wisconsin Regional Planning Commission 2010 Plan; and

WHEREAS, the Director of the Department of Parks, Recreation and Culture has submitted a request to the Milwaukee County Board of Supervisors for approval and authorization to execute an Intergovernmental Cooperation Agreement with the District for the Northwest Relief Sewer System Project; and

WHEREAS, the Parks Department utilized principles in the General Policy on Use of Park Land in Cooperation With Other Governmental Units (County Board File No. 00-191) as guidelines in working with the District to develop this proposed agreement; and

WHEREAS, the District will work directly with the Medical Providers on the County Grounds to ensure that there is no disruption to those operations; and

WHEREAS, the proposed agreement includes a number of provisions that are intended to ensure:

- that a parkway-like environment will re-emerge after construction;
- that the County is compensated for the loss of trees of value (and that such compensation will be used primarily for replacement trees), use of land, inconvenience to any Park users;
- that items damaged will be replaced at no County tax levy cost;
- that there will be no increased County tax levy cost for operations after the construction, or any County cost for construction;

- that the County will have reasonable oversight of the project; and
- that only trees that absolutely have to be removed for the project will be removed; and

WHEREAS, in addition to the written request contained in a memorandum from the Director of the Department of Parks, Recreation and Culture dated September 7, 2001 to the County Board Chairman, at the Committee on Parks, Energy and Environment on September 17, 2001, Deputy Director (Finance/Administration), of the Department of Parks, Recreation and Culture submitted a verbal request for the following amendments to the proposed Intergovernmental Cooperation Agreement with the District: That on Page 7 of the agreement, Sec. 5.01, an additional clause be added to provide that reconstruction of North 87th Street design is subject to review and approval of the Milwaukee County Department of Public Works; also, that on Page 4, Section 2.07, clarification be added that the "care for utilities" clause applies to all impacted utilities, not just water; and

WHEREAS, the Committee on Parks, Energy and Environment voted 7-0 on September 17, 2001 to recommend that the said request of the Director of the Department of Parks, Recreation and Culture for approval and authorization to execute the Intergovernmental Cooperation Agreement with the Milwaukee Metropolitan Sewerage District for the Northwest Relief Sewer System Project be approved, provided the amendments proposed verbally by the Deputy Director (Finance/Administration) at this meeting are included within the said Agreement; now, therefore,

BE IT RESOLVED, that the agreement which is included as Exhibit B to the Director of Parks, Recreation and Culture's report on the subject dated September 7, 2001 is hereby approved, subject to it being amended with the following provisions: That on Page 7 of the agreement, Sec. 5.01, an additional clause be added to provide that reconstruction of North 87th Street design is subject to review and approval of the Milwaukee County Department of Public Works; also, that on Page 4, Section 2.07, clarification be added that the "care for utilities" clause applies to all impacted utilities, not just water; and

BE IT FURTHER RESOLVED, that, following the amendment of the said Agreement in accordance with the first resolved clause of this resolution, the County Executive is hereby authorized to execute said agreement, which agreement includes the following conditions:

1. The District will be allowed to construct the Northwest Side Relief Sewer according to the plans which have been submitted to the County.
2. The District will compensate the County for trees of value which are removed as a part of the project. The value of trees will be determined by a mutually agreed upon third party utilizing a standard formula for determining tree value. The funds will first be used for replacement plantings in the areas that trees are removed from. The District and County will cooperate in developing a plan to ensure that only trees that need to be removed for the project are actually removed. Any funds remaining after tree replacement will be placed in the existing County Tree Trust.
3. The District will restore any damage to County property at its cost.
4. The District will develop a plan to ensure that utilities are not interrupted on the County Grounds, such plan being subject to the approval of the Director of Public Works.
5. A number of easements will be granted the District to allow the District access to County parkland for construction and post construction maintenance work. A process will be developed for the District to notify the County when repairs are needed. The easements will be non-exclusive. That is, the County may grant other easements for uses that do not interfere with the operation of the NWSRS project. The District will pay the County \$200,000 for the easements and provide other compensation through provision of 55,200 cubic yards of rock for County construction projects (delivered to the County sites) and roadwork totaling \$187,093.
6. The County will not incur any costs related to construction. Although there is no reason to believe that any environmental remediation will be needed for the project, the District will pay for any such work, without limitation.
7. The District will maintain the restored turf areas for one year after acceptance of seeding by the County; and

BE IT FURTHER RESOLVED, that the County hereby allocates the \$200,000 easement payment as follows:

1. \$30,000 allocated as a 20% match for improvement of a bike trail along the Menomonee River north of Congress with \$120,000 of the total \$150,000 cost to come from a grant.
2. \$83,160 allocated as a 20% match for improvements of the Oak Leaf Bike Trail from Center Street to Mayfair Road (1.5 miles) and Center Street to Swan (.75 miles). The total project would cost \$415,800 and \$332,640 would come from a grant.
3. \$50,000 allocated to create a walking path at Melody View Preserve.
4. \$12,280 allocated to the Bike Trail Trust Fund
5. \$12,280 allocated to the Parks Security Trust Fund
6. \$12,280 allocated to the Playground Trust Fund

; and

BE IT FURTHER RESOLVED, that the specific projects for the easement payment will be established by Appropriation Transfer and that the Department of Parks is hereby authorized and directed to apply for and accept grants for the projects as indicated above.

Fiscal Note:

The District project will be accomplished at no tax levy cost to the County. In addition, \$200,000 in revenue will be paid to the County to be allocated to specific projects as indicated in the second BE IT FURTHER RESOLVED clause of this Resolution, a yet to be determined amount of compensation will be paid to the County by the District to be deposited in the Tree Trust Fund, road reconstruction work worth \$187,093 will be done for the County and stone worth an estimated \$1,104,000 will be delivered to County construction sites. This fiscal note was prepared by Department of Parks, Recreation and Culture staff.

File No. 01-443
(Journal, July 19, 2001)

(Item 6) From the Director, Department of Parks, Recreation and Culture, requesting authorization to execute a traffic signal agreement with the City of Milwaukee for installation of signals at South 43rd Street and West Kinnickinnic River Parkway, by recommending adoption of the following:

A RESOLUTION

WHEREAS, the City of Milwaukee has studied the traffic volumes at the intersection of South 43rd Street and West Kinnickinnic River Parkway; and

WHEREAS, as a result of the study, the City Engineer has recommended that a traffic signal be installed; and

WHEREAS, the City of Milwaukee has prepared an agreement for the proposed traffic signal, whereby the City will design, construct and install the signal; and

WHEREAS, the total cost of the project is \$55,000; and

WHEREAS, the City will pay two-thirds of the total cost of design, construction and installation and the Parks Department will pay one-third of the cost; and

WHEREAS, the Parks Department will be responsible for the cost of operation (electric energy); and

WHEREAS, the Director of the Department of Parks, Recreation and Culture has requested authorization to execute a traffic signal agreement with the City of Milwaukee for installation of signals at the South 43rd Street and West Kinnickinnic River Parkway location; and

WHEREAS, on September 17, 2001 the Committee on Parks, Energy and Environment voted 7-0 to recommend approval of the said request; 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 enter into an agreement with the City of Milwaukee to install a traffic signal at South 43rd Street and West Kinnickinnic River Parkway.

Fiscal Note:

The adoption of this resolution will require an expenditure of \$18,333.33 from Account #WP41123. One-third of future repairs for damage and/or vandalism and all electric charges will be charged to existing Parks Operation accounts. Information for this fiscal note was provided by Department of Parks, Recreation and Culture staff.

File No. 01-574
(Journal, September 28, 2001)

(Item 7) From the Director, Department of Parks, Recreation and Culture, requesting authorization to apply for and accept a Recreational Boating Facilities grant for the purchase of aquatic weed harvesting equipment, by recommending adoption of the following:

A RESOLUTION

WHEREAS, the Parks Department is seeking authorization to apply for and, if awarded, to accept a State of Wisconsin Recreational Boating Facilities Program (RBF) Grant for the purchase of aquatic weed harvesting equipment; and

WHEREAS, Milwaukee County has a serious nuisance aquatic weed problem in the McKinley Marina and the weed problem is now spreading to other facilities and has grown to the point that it is unmanageable with existing manual and mechanical harvesting equipment; and

WHEREAS, the Parks Department has prepared an aquatic plant management plan for 2002 that specifies expansion of our mechanical weed harvesting capabilities as one of our goals; and

WHEREAS, a grant from the State of Wisconsin Recreational Boating Facilities Program would assist us in meeting this goal; and

WHEREAS, the Parks Department is therefore seeking authorization to apply for a RBF grant to purchase the necessary equipment to harvest nuisance aquatic weeds. The RBF is administered by the Department of Natural Resources and supervised by the Wisconsin Waterways Commission; and

WHEREAS, RBF funds are awarded on a 50/50 state/local share basis. If the Parks Department were to be awarded a grant, up to \$146,500 of the \$293,000 estimated equipment cost could be funded by the State of Wisconsin and Milwaukee County would be responsible for the balance; and

WHEREAS, the Committee on Parks, Energy and Environment voted 7-0 on September 17, 2001 to recommend that the said request be approved; now, therefore

BE IT RESOLVED, that the Parks Director is hereby authorized to apply for and to accept a Wisconsin Recreational Boating

Facilities Grant for the purchase of aquatic weed harvesting equipment and to process all documentation pertaining to the grant, should it be approved by the State of Wisconsin.

Fiscal Note:

The \$293,000 estimated cost is included in the Parks Department's requested 2002 Capital Budget. RBF grants are awarded on a 50/50 state/local cost-share basis. If the Parks Department were to be awarded the grant, up to \$146,500 would be refunded by the State of Wisconsin. This fiscal note was prepared by Department of Parks, Recreation and Culture staff.

File No. 01-573

(Journal, September 28, 2001)

(Item 8) From the Director, Department of Parks, Recreation and Culture, requesting authorization to apply for and accept a Recreational Boating Facilities grant for chemical treatment of Eurasian Water Milfoil at McKinley Marina, by recommending adoption of the following:

A RESOLUTION

WHEREAS, the Parks Department is seeking authorization to apply for and, if awarded, to accept a State of Wisconsin Recreational Boating Facilities (RBF) Grant for the chemical treatment of Eurasian Water Milfoil (EWM) at the McKinley Marina; and

WHEREAS, EWM is a nuisance aquatic weed that has been present in Lake Michigan for over twenty years. During the last ten years, and especially during the last boating season, the amount of EWM has increased to the degree that it has created a navigational hazard in the McKinley Marina; and

WHEREAS, demand for control is high and many complaints from marina users involve prop fouling as well as motor damage. The problem is spreading and has been increasingly difficult to manage with previously-sufficient methods and equipment; and

WHEREAS, this season was the first time that the severity of the EWM problem in the McKinley Marina warranted chemical treatment; and

WHEREAS, due to the fact that EWM is a non-native weed that chokes out other more desirable aquatic plants, the RBF has

amended its grant program to include assistance for chemical treatment of EWM; and

WHEREAS, the Parks Department has prepared an aquatic plant management plan for 2002 that includes the use of chemicals to treat EWM, if necessary; and

WHEREAS, the Parks Department is therefore seeking authorization to apply for a RBF grant for the purchase and application of chemicals to treat EWM in McKinley Marina; and

WHEREAS, the RBF is administered by the Department of Natural Resources and supervised by the Wisconsin Waterways Commission; and

WHEREAS, RBF funds are awarded on a 50/50 state/local share basis. If the Parks Department were to be awarded a grant, up to \$10,500 of the \$21,000 estimated cost could be funded by the State of Wisconsin and Milwaukee County would be responsible for the balance; and

WHEREAS, the Committee on Parks, Energy and Environment voted 6-1 on September 17, 2001 to recommend that the said request be approved; now, therefore,

BE IT RESOLVED, that the Parks Director is hereby authorized and directed to apply for and accept a Wisconsin Recreational Boating Facilities Grant for the purchase and application of chemicals for the treatment of EWM and to process all documentation pertaining to the grant should it be awarded by the State of Wisconsin.

Fiscal Note:

The \$21,000 estimated cost is included in the Parks Department's requested 2002 Major Maintenance Budget. RBF funds are awarded on a 50/50 state/local cost-share basis. If the Parks Department were to be awarded the grant, up to \$10,500 would be refunded by the State of Wisconsin. This fiscal note was prepared by the Department of Parks, Recreation and Culture staff.

File No. 01-594
(Journal, September 28, 2001)

(Item 9) A resolution by Supervisor Podell, supporting the University of Wisconsin-Milwaukee, Department of Biological

Sciences and Center for Great Lakes Studies application to the University of Wisconsin Sea Grant Institute for a grant to determine the cause of the resurgence of Cladophora in Lake Michigan, examine the ecological, economic and public health impacts of Cladophora on domestic and industrial water intakes, coastal recreation and the nearshore food web and develop strategies for controlling Cladophora problems at beaches and at water intakes on the Great Lakes, by recommending adoption of the said resolution, File No. 01-594, appearing in the Journal of Proceedings of September 28, 2001.

File No. 01-572
(Journal, September 28, 2001)

(Item 10) From the Director, Department of Parks, Recreation and Culture, requesting authorization to negotiate a long-term lease with Easter Seals of Southeastern Wisconsin, Inc. for Holler Park pool, by recommending adoption of the following:

A RESOLUTION

WHEREAS, the Easter Seals of Southeastern Wisconsin (Easter Seals) operates programs at Holler Park and the Holler Park pool; and

WHEREAS, the Aquatic Master Plan for the Milwaukee County Parks Department recommends the closing of Holler Park pool due to the high net operating cost per swimmer; and

WHEREAS, Easter Seals has indicated an interest in keeping the pool open in order to facilitate its programming at that location and wishes to negotiate a long-term lease with the County for use of the pool and other facilities at Holler Park; and

WHEREAS, Easter Seals has also indicated an interest in raising outside funds to help defray operating costs at Holler Park and such forms of partnership are consistent with the Parks Department's Strategic Plan; and

WHEREAS, a long term lease will help assure the success of the Easter Seals programs at Holler Park and continued operation of the pool to serve both Easter Seals and the public; and

WHEREAS, the Director of the Department of Parks, Recreation and Culture has requested authorization to negotiate a long-term lease with Easter Seals of Southeastern Wisconsin Inc. for Holler Park pool; and

WHEREAS, the Committee on Parks, Energy and Environment voted 7-0 on September 17, 2001 to recommend that the said request be approved; 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 negotiate a long-term lease with Easter Seals of Southeastern Wisconsin, Inc. for Holler Park pool.

Fiscal Note:

Adoption of this resolution will require an expenditure of staff time. This fiscal note was prepared by County Board staff.

File No. 01-449
(Journal, July 19, 2001)

(Item 11) A resolution by Supervisor Krug, authorizing and directing the Director of Parks, Recreation and Culture to apply for and accept a Johnny Elmseed Regional Nursery Tree Grant, by recommending adoption of the following:

AN AMENDED RESOLUTION

WHEREAS, in 1964, Elms Unlimited, known as the Elm Tree Research Institute (ETRI), was established as a nonprofit organization to find a control for Dutch elm disease; and

WHEREAS, the ETRI began the Johnny Elmseed Regional Nursery Grant project in 1966 as a community service project with municipalities and local volunteer groups; and

WHEREAS, the project's mission is to replace the stumps left by Dutch elm disease with new, disease-resistant American Liberty elm trees which were developed by the ETRI; and

WHEREAS, if awarded a grant, Milwaukee County would receive a minimum of three disease-resistant American Liberty elms to be planted in Milwaukee County Parks; and

WHEREAS, with a \$100 pledge, Milwaukee County would receive three additional Liberty Elm Trees; and

WHEREAS, the Parks Department will be using internal resources to water and care for the trees until they are ready for transplanting; and

WHEREAS, the Committee on Parks, Energy and Environment voted 7-0 on September 17, 2001 to recommend the adoption of the proposed resolution, with minor amendments as recommended by the Department of Parks, Recreation and Culture; now, therefore,

BE IT RESOLVED, that the Milwaukee County Board of Supervisors does hereby authorize and direct the Director of Parks to apply for and accept a Johnny Elmseed Regional Nursery Tree Grant and purchase three additional American Liberty elm trees through a \$100 pledge to the Elm Tree Research Institute.

Fiscal Note:

The adoption of this resolution will not require an expenditure of funds for trees obtained through the Johnny Elmseed Regional Nursery Tree Grant program. However, a \$100 pledge to the Elm Tree Institute will be expended for the purchase of additional American Liberty Elms. This fiscal note was prepared by the Department of Parks, Recreation and Culture staff.

File No. 01-553

(Journal, September 28, 2001)

(Item 12) A resolution by Supervisors Diliberti, Aldrich, Ordinans and 3 others, creating a Task Force to study alternative and/or dedicated sources that can be used to fund the parks, recreational and cultural functions administered by Milwaukee County, by recommending adoption of the following:

AN AMENDED RESOLUTION

WHEREAS, the Department of Parks, Recreation and Culture and the Zoological Department rely heavily on the tax levy to fund their operations and capital improvement projects; and

WHEREAS, due to other budget pressures, the Parks Department has experienced a severe decline in tax levy support. In 1980, the Park's budget accounted for 31% of the county tax levy and has been continually reduced so that the current park's budget is less than 10% of the tax levy; and

WHEREAS, the Milwaukee County Board of Supervisors adopted a five-year fiscal plan for the Zoo (File No. 99-451) which committed the County to finance \$19.4 million in capital improvements through 2004; and

WHEREAS, in addition to this \$19 million in committed capital,

the Milwaukee County Board of Supervisors adopted master plans for the redevelopment of McKinley Marina, Washington Park and Mitchell Park Domes, as well as the development of Kohl Park and a golf course at Bender Park; and

WHEREAS, Milwaukee County provides financial support to other County and non-County-owned entities that provide cultural programs and services to County residents, such as the Milwaukee Public Museum, Greater Milwaukee Convention & Visitors Bureau, War Memorial Center, Marcus Center for the Performing Arts, Villa Terrace, Charles Allis Art Museum and Federated Library System; and

WHEREAS, one of the goals established by the Milwaukee County Strategic Planning Committee calls for the County to develop an alternate or dedicated funding source for parks, recreation and culture programs and facilities in Milwaukee County; and

WHEREAS, Milwaukee County is authorized by Wisconsin State Statutes to levy a property tax, sales and use tax and wheel tax but has not opted to levy a wheel tax; and

WHEREAS, other communities in the United States are considering or have enacted legislation that dedicates certain revenue streams towards projects; for example, residents of the City of Phoenix overwhelmingly approved Proposition 101, also known as the Phoenix Parks and Preserve Initiative, which authorized a 0.1% increase to the sales tax specifically for community park improvements, the expansion of the Sonoran Preserve and the development of nine regional parks; and

WHEREAS, the Committee on Parks, Energy and Environment voted 7-0 on September 17, 2001 to recommend adoption of this resolution, with an amendment to the wording as follows: ". . . Task Force to study alternative and/or dedicated sources, including existing sources, that can be used to fund the parks . . .". now, therefore,

BE IT RESOLVED, that the Milwaukee County Board of Supervisors does hereby create the Parks, Recreation and Culture Funding Task Force to study alternative and/or dedicated sources, including existing sources, that can be used to fund the parks, recreational and cultural functions administered by Milwaukee County; and

BE IT FURTHER RESOLVED, that the membership of the Parks, Recreation and Culture Task Force shall include:

1. Appointed by the County Executive, one representative each from the:
Milwaukee Zoological Society,
Marcus Center Board of Directors,
Department of Parks, Recreation and Culture,
Milwaukee Public Museum Board of Directors,
AFSCME District Council 48 Local 882,
Metropolitan Milwaukee Association of Commerce,
Public Policy Forum
2. Appointed by the County Board Chair:
Three representatives of the Milwaukee County Board of Supervisors, one of whom shall be appointed chair,
Up to two Citizen Members,
One representative each from the:
Sierra Club,
League of Women Voters,
Park People,
Greater Milwaukee Committee

; and

BE IT FURTHER RESOLVED, that the Parks, Recreation and Culture Funding Task Force shall report its findings and recommendations to the County Executive, the County Board and its Parks, Energy and Environment Committee.

Fiscal Note:

Adoption of this resolution will require an expenditure of staff time.

File No. 01-525
(Journal, September 28, 2001)

(Item 13) A resolution by Supervisor Krug, authorizing and directing the Director of the Parks Department to negotiate on behalf of Milwaukee County with any government, non-profit or private agency that is interested in operating any of Milwaukee County's pools, by recommending adoption of said resolution, File No. 01-525, appearing in the Journal of Proceedings of September 28, 2001.

File No. 01-575
(Journal, September 28, 2001)

(Item 14) A resolution by Supervisors Launstein and Aldrich creating a negotiating committee to investigate the feasibility of a

public/private partnership with Oak Shore Development LLC for a golf course at Bender Park by defining the parameters of such a partnership with Milwaukee County and determining whether the parameters satisfy LAWCON requirements, by recommending adoption of the following:

AN AMENDED RESOLUTION

WHEREAS, on May 19, 2000, the County Executive submitted a report to the County Board of Supervisors in which he recommended an 18-hole, par 72 golf course with a maximum yardage between 6800 and 7100 yards and a practice range and putting green; and

WHEREAS, according to the County Executive's report, the recommended golf course scenario fell between Scenario II and III of the four scenarios outlined by Economic Research Associates, would maximize use of the Bender Park site while minimizing and avoiding impacts to sensitive environmental areas, would have several holes that would be on or have greens or views of Lake Michigan, and would include a clubhouse with a small grill/dining area, a 3000 square foot patio and a banquet/meeting room; and

WHEREAS, the report indicated that the maintenance of the recommended golf course would exceed the conditions at Brown Deer Golf Course and that the golf course would be constructed, operated and maintained by Milwaukee County; and

WHEREAS, the proposed financing schedule for the recommended golf course called for estimated appropriations of \$2,000,000 in the 2001 Capital Improvements Budget, \$7,120,000 in 2002, \$8,200,000 in 2003 and \$300,000 in 2004; and

WHEREAS, the projected project timeline indicated that golf course architect/consulting team interviews and selection would occur between December, 2000 and February, 2001, golf course design and design selection would occur between March, 2001 and June, 2001 and the estimated opening date for the golf course would be April, 2005; and

WHEREAS, at its January 18, 2001 meeting, the County Board voted to suspend the issuance of a request for qualifications by the Department of Public Works for a golf course architect/consulting team so that several issues, including project financing, exploration of a potential partnership with the City of Oak Creek and potential addition of land adjacent to Bender Park for use in golf course development, could be resolved before moving ahead with the project; and

WHEREAS, the County Board voted on March 15, 2001 to approve bonding for the planning and design of the Bender Park Golf Course, in anticipation of resolving the outstanding issues and moving forward with the project; and

WHEREAS, at the June 12, 2001 meeting of the Committee on Parks, Energy and Environment, the Committee voted 6-0 to refer a proposal from Oak Shore Development LLC (Oak Shore) to develop a premier golf course at Bender Park in partnership with Milwaukee County to several county departments and county board staff review; and

WHEREAS, based on reports from the Departments of Parks, Recreation and Culture and Public Works, several questions remain regarding the Oak Shore proposal that require face-to-face discussions between Milwaukee County and Oak Shore; therefore, the next logical step is to create a preliminary negotiating team that will investigate the possibility of a public/private partnership with Oak Shore; and

WHEREAS, some examples of the outstanding questions include the cost of debt service for the project, where the clubhouse would be located, what the role of the City of Oak Creek will be in the project, what elements of a partnership are necessary in order to meet Land and Water Conservation (LAWCON) requirements, etc., and

WHEREAS, the Committee on Parks, Energy and Environment voted 5-2 on September 17, 2001 to recommend the adoption of this resolution creating a preliminary negotiating team for purposes as set forth in this resolution; now, therefore,

BE IT RESOLVED, that the Milwaukee County Board of Supervisors does hereby create a preliminary negotiating team to investigate the feasibility of a public/private partnership with Oak Shore Development LLC and the City of Oak Creek by defining the parameters of such a partnership with Milwaukee County and determining whether the parameters satisfy LAWCON requirements; and

BE IT FURTHER RESOLVED, that the preliminary negotiating team members shall include one representative from Corporation Counsel, the Parks Department, Department of Public Works, DOA-Economic Development Division, DOA-Fiscal Affairs Division and County Board staff and two County Board Supervisors to be appointed by the Chairman of the County Board; and

BE IT FURTHER RESOLVED, that the preliminary negotiating team shall present its findings to the Committee on Parks, Energy and Environment at its February 12, 2002 meeting.

Fiscal Note:

Adoption of this resolution will not require additional expenditures. However, it will require an expenditure of staff time.

The foregoing report correctly states the action taken by the said committee at a meeting held September 17, 2001.

SHEILA A. ALDRICH
Chairperson

The question was on adoption.

SEPARATE ACTION was requested on **Items 8, 12, 13 and 14.**

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

AYES—Aldrich, Arciszewski, Borkowski, Coggs-Jones, Davis, De Bruin, 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 8 WAS ADOPTED** by the following vote:

AYES—Aldrich, Arciszewski, Borkowski, Coggs-Jones, Davis, De Bruin, Holloway, Jasenski, Johnson, Krug, Lutzka, Mayo, McGuigan, Nyklewicz, Podell, Quindel, Ryan, Schmitt, Weishan, White, Zielinski and the Chairman—22. **NOES**—Diliberti and Launstein—2. **EXCUSED**—Bailey—1.

Thereupon, **Item 12 WAS ADOPTED** by the following vote:

AYES—Aldrich, Arciszewski, Borkowski, Coggs-Jones, Diliberti, Holloway, Jasenski, Johnson, Krug, Launstein, Lutzka, Mayo, McGuigan, Podell, Quindel, Ryan, Schmitt, Weishan, White, Zielinski and the Chairman—21. **NOES**—Davis, De Bruin and Nyklewicz—3. **EXCUSED**—Bailey—1.

Supervisor Krug **SUBMITTED** the following **Amendment to Item 13, File No. 01-525:**

At the end of the BE IT RESOLVED Clause, add the following:

, scheduled for closure by the Aquatic Master Plan.

Thereupon, the foregoing Amendment WAS ADOPTED by the following vote:

AYES—Aldrich, Arciszewski, Coggs-Jones, Davis, De Bruin, Diliberti, Holloway, Jasenski, Johnson, Krug, Launstein, McGuigan, Schmitt, Weishan and the Chairman—15. **NOES**—Borkowski, Lutzka, Mayo, Nyklewicz, Podell, Quindel, Ryan, White and Zielinski—9. **EXCUSED**—Bailey—1

Thereupon, Item 13, as amended, WAS ADOPTED by the following vote:

AYES—Aldrich, Arciszewski, Borkowski, Coggs-Jones, Davis, De Bruin, Diliberti, Holloway, Jasenski, Johnson, Krug, Launstein, Mayo, McGuigan, Quindel, Ryan, Schmitt, Weishan, White, Zielinski and the Chairman—21. **NOES**—Lutzka, Nyklewicz and Podell—3. **EXCUSED**—Bailey—1.

Thereupon, Item 14 WAS ADOPTED by the following vote:

AYES—Aldrich, Arciszewski, Borkowski, Coggs-Jones, De Bruin, Holloway, Jasenski, Johnson, Krug, Launstein, Lutzka, Mayo, McGuigan, Podell, Quindel, Ryan, Schmitt, Weishan, Zielinski and the Chairman—20. **NOES**—Davis, Diliberti, Nyklewicz and White—4. **EXCUSED**—Bailey—1.

By Supervisor White, Chairperson:

From the Committee on Transportation, Public Works and Transit, reporting on 11 Items.

File No. 01-557

(Journal, September 28, 2001)

(Item 1) From Director of Public Works, recommending that Milwaukee Transport System, Inc. (MTS), be retained to manage the Milwaukee Transit System and that the Director of Public Works be authorized to negotiate the detail items, conditions and final costs of a management contract with MTS, Inc., for a three-year period from January 1, 2002, through December 31, 2004, with a County option

to later extend the contract for two one-year terms through 2005 or 2006, by recommending adoption of the following:

A RESOLUTION

WHEREAS, the existing contract for the management of the Milwaukee County Transit System (MTS) expires December 31, 2001; and

WHEREAS, in anticipation of the expiration of this management contract, 34 Requests For Proposals (RFPs) were sent to known transit management firms and other interested parties, as well as publishing the RFP twice in a national transit industry publication; and

WHEREAS, only one response was received from this Requests For Proposals solicitation, that of Milwaukee Transport Services, Inc., the current management firm; and

WHEREAS, a price analysis has concluded that the MTS, Inc., proposal cost is in the fair and reasonable range when compared to management costs of similarly-sized transit properties; and

WHEREAS, the MTS, Inc., proposal was responsive, presenting a number of corporate goals and strategies through 2004 and beyond; and

WHEREAS, Thomas P. Kujawa and Kenneth J. Warren have provided excellent management for the Milwaukee County Transit System since 1985; and

WHEREAS, the Committee on Transportation, Public Works and Transit, at its meeting on September 14, 2001, recommended approval of the Director of Public Works' recommendation that Milwaukee County retain MTS, Inc., to manage the Milwaukee County Transit System through 2006; now, therefore

BE IT RESOLVED, that the Milwaukee County Board of Supervisors does hereby authorize the Director of Public Works to negotiate a contract with Milwaukee Transport Services, Inc., for continued management of the Milwaukee County Transit System for the three-year period commencing January 1, 2002, through December 31, 2004, with the Milwaukee County option to extend the contract for up to two one-year terms through 2005 or 2006, with the proviso that auto leasing shall be excluded from the contract terms; and

BE IT FURTHER RESOLVED, that the County Executive and the County Clerk are hereby authorized to execute the subject

management contract on behalf of Milwaukee County with Milwaukee Transport Services, Inc.

Fiscal Note:

The subject proposal is for not-to-exceed amounts in the calendar years as follows:

<u>Not-to-Exceed Amount</u>	<u>Calendar Year</u>
\$ 366,400	2002
\$ 387,300	2003
\$ 409,700	2004
\$ 432,600	2005
\$456,900	2006

The contract will also provide for reimbursement of FICA, Unemployment Insurance, Medical Insurance, Life Insurance, Pension Contributions and Deferred Compensation as fringe benefits, which are included in the above noted not-to-exceed calendar year amounts.

File No. 01-460
(Journal, July 19, 2001)

(Item 2) Report, referred back, recommending adoption of a resolution authorizing the Milwaukee County Transit System to discontinue Routes 58 and 68; modifying Route 80 to operate north on N. 7th/8th Streets to the Keefe Avenue terminal and operate as two branches north of that point; and extending Route 35 from N. 35th Street and W. Capitol Drive to N. Sherman Boulevard and N. Rohr Avenue to replace a discontinued segment of Route 80, by recommending adoption of the following:

A RESOLUTION

WHEREAS, the Milwaukee County Transit System submitted a report for the July 6, 2001, Transportation, Public Works & Transit Committee meeting regarding the proposed restructuring of Routes 80, 58 and 68; and

WHEREAS, since the July 6, 2001, meeting of the Transportation, Public Works & Transit Committee, M.C.T.S. has received a number of comments opposing the proposed elimination of transit service on N. Hopkins Street, particularly the segment of Hopkins Street between W. Burleigh and N. 27th Street which has very good ridership of 935 passengers per day; and

WHEREAS, while alternate service would be available on either 27th Street or Burleigh Street, many of these passengers may reside beyond a 1/4 mile walk to these routes; and

WHEREAS, staff reviewed its initial recommendation to modify Route 80 by combining it with Routes 58 and 68; and

WHEREAS, as an alternative to that recommendation, service could be continued on Hopkins Street by combining Route 80 with Route 58 and reinstating the Route 68 terminus at the intersection of Atkinson Avenue and Keefe Avenue; and

WHEREAS, this alternative would reduce annual public funding by \$1,032,200 which is \$290,000 less than M.C.T.S.'s initial recommendation; and

WHEREAS, Route 2 - Southwest Metrolink is a rush hour only route which duplicates Route 14 on W. Forest Home Avenue and Route 20 on S. 16th Street and W. Wisconsin Avenue; and

WHEREAS, Route 2 also operates on Muskego Avenue from Lincoln Avenue to Greenfield Avenue; and

WHEREAS, Route 2 ridership on Muskego Avenue is nominal at 32 passengers per day with all passengers within the 1/4 mile service area of Routes 14, 19, 20, 27, 53 or 54; and

WHEREAS, elimination of Route 2 would reduce Transit system annual operating costs by \$327,400; and

WHEREAS, due to the availability of alternate transit service, any ridership loss would be minimal; and

WHEREAS, it is estimated that elimination of Route 2 would reduce annual public funding by \$323,700; and

WHEREAS, MCTS has stated that the elimination of Route 2 - Southwest Metrolink could offset the cost of retaining service on Hopkins Street; and

WHEREAS, the Committee on Transportation, Public Works and Transit, at its meeting on September 14, 2001, recommended approval of the revised route modifications; now, therefore,

BE IT RESOLVED, that the Milwaukee County Board of Supervisors does hereby approve of service modifications on Routes 80, 58, 68 and 2 as outlined in this resolution and further detailed in a report from MCTS which is herein made a part of this file.

Fiscal Note:

Adoption of this resolution will reduce annual public funding by \$1,355,900, which includes \$1,032,200 for the Route 58/80/68 service modifications and \$323,700 for the elimination of Route 2.

File No. 01-459
(Journal, July 19, 2001)

(Item 3) Report, referred back, authorizing the Milwaukee Transit System to discontinue service on Route 65 effective with the Transit System change on December 3, 2001, by reaffirming the previous recommendation of the Committee to approve the said report.

File No. 01-458
(Journal, July 19, 2001)

(Item 4) Report, referred back, authorizing the Milwaukee County Transit System to institute route modifications as described in the resolution, specifically that Route 52 be replaced and operated as a branch of Route 15, and that this branch of Route 15 also be extended to provide service on S. Pennsylvania Avenue between E. Howard Avenue and E. Grange Avenue, by reaffirming the previous recommendation of the Committee to approve the said report.

File No. 01-462
(Journal, July 19, 2001)

(Item 5) Report, referred back, authorizing the Milwaukee County Transit System to discontinue weekday evening service (6. 11 p.m.) on Route 64; and that weekend service (Saturday 8:30 a.m.- 6 p.m., Sunday 12 Noon-6 p.m.) on Route 64 between Southridge Mall and the Village of Hales Corners be discontinued effective December 3, 2001, by reaffirming the previous recommendation of the Committee to approve the said report.

File No. 01-556
(Journal, September 28, 2001)

(Item 6) From Director of Public Works, requesting approval of 2004-2005 Milwaukee County Local Bridge Replacement Program for submittal to the Wisconsin Department of Transportation, by recommending adoption of the following:

A RESOLUTION

WHEREAS, counties are required by State Statutes to establish

priorities for proposed county and municipal bridge projects to be funded under the State's Local Bridge Replacement Program and to submit the proposed projects to the Wisconsin Department of Transportation; and

WHEREAS, Milwaukee County and all municipalities within Milwaukee County have submitted their projects priority list; and

WHEREAS, the State advises that Federal/State funds are available for assignment to projects in fiscal 2004-2005; and

WHEREAS, the State Department of Transportation has requested that an updated priority listing be developed and submitted to be used for the 2004-2005 Local Bridge Replacement Program allocation; and

WHEREAS, all local units of government were contacted and requested to submit their priority projects; and

WHEREAS, the following priority schedule has been developed:

**2004-2005
MILWAUKEE COUNTY
LOCAL BRIDGE REPLACEMENT/REHABILITATION PROGRAM**

No.	SPONSORING AGENCY:	BRIDGE ID & LOCATION:	2001 SUFFICIENCY NUMBER:	TYPE OF ESTIMATED WORK:	ESTIMATED COST:
1.	Village of Fox Point	P-40-0702 E. Dean Road over the Indian Creek	38.9	Preliminary Engineering (PE)	\$41,400
2.	Village of Fox Point	P-40-0703 Regent Road over the Indian Creek	40.3	PE	\$41,400
3.	City of Milwaukee	P-40-0601 N. 45 th Street over the Menomonee River	74.5	PE	\$56,000
4.	City of Milwaukee	P-40-0636 W. Cameron Ave. over the Lincoln Creek	76.8	PE	\$91,000
5.	City of Milwaukee	P-40-0859 W. Brown Street over the Canadian Pacific Railroad	57.3	PE	\$230,000
6.	Milwaukee County	B-40-0342	48.3	Construction	\$92,000

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		W. Hampton Ave. over the Menomonee River			
7.	Milwaukee County	B-40-0343 W. Hampton Ave. over the Menomonee River	53.0	Construction	\$920,000
8.	Village of Fox Point	P-40-0702 E. Dean Road over the Indian Creek	38.9	Construction	\$179,000
9.	Village of Fox Point	P-40-0703 Regent Road over the Indian Creek	40.3	Construction	\$179,000
10.	City of Milwaukee	P-40-0630 S. 29 th Street over the Kinnickinnic River	N/A*	PE	\$116,000
11.	City of Milwaukee	P-40-0879 N. Humbolt Ave. over Commerce Street	56.7	Construction	\$196,000
12.	Milwaukee County	B-40-0162 W. Silver Spring Dr. over the Little Menomonee River	54.9	PE	\$120,000
13.	Milwaukee County	B-40-0247 W. Silver Spring Dr. over the Little Menomonee River	52.0	PE	\$120,000
14.	Village of Fox Point	P-40-0707 North Point Dr. over the Indian Creek	58.7	PE	\$ 41,400
15.	City of Milwaukee	P-40-0850 N. 35 th Street over the Lincoln Creek	34.0	Construction	\$228,000
16.	City of Milwaukee	B-40-0068 N. Teutonia Ave. over Silver Spring Dr.	55.8	Construction	\$312,000
17.	Milwaukee County	B-40-0162 W. Silver Spring Dr. over the Little Menomonee River	54.9	Construction	\$550,000
18.	Milwaukee County	B-40-0247 W. Silver Spring Dr. over the Little Menomonee River	52.0	Construction	\$550,000
19.	Milwaukee County	P-40-0779 Honey Creek Parkway over the Honey Creek, South of Portland Ave.	35.0	PE	\$120,000
20.	Village of Fox Point	P-40-0707 North Point Dr. over the Indian Creek	58.7	Construction	\$179,000

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21.	City of Milwaukee	B-40-0035 N. Teutonia Ave. over the Union Pacific Railroad	46.2	Construction	\$2,753,000
22.	Milwaukee County	P-40-0568 Jackson Park Drive over the North Branch of the Kinnickinnic River	48.8	PE	\$100,000
23.	Milwaukee County	P-40-0721 Whitehall Park Drive over Branch of the Root River	47.8	PE	\$110,000
24.	Milwaukee County	P-40-0562 W. College Ave. Extended over the Root River	48.6	PE	\$110,000
25.	Milwaukee County	P-40-0780 Honey Creek Parkway over the Honey Creek	50.3	PE	\$120,000
26.	Milwaukee County	B-40-0646 Milwaukee River Parkway over the North Fork of the Milwaukee River	53.4	PE	\$150,000
27.	Milwaukee County	P-40-0779 Honey Creek Parkway over the Honey Creek South of Portland Ave.	35.0	Construction	\$400,000
28.	City of Milwaukee	P-40-0864 W. Cherry Street over the Milwaukee River	44.7	Construction	\$1,087,000
29.	Milwaukee County	P-40-0568 Jackson Park Drive over the North Branch of the Kinnickinnic River	48.8	Construction	\$400,000
30.	Milwaukee County	P-40-0721 Whitnall Park Drive over a Branch of the Root River	47.8	Construction	\$400,000
31.	Milwaukee County	P-40-0562 W. College Ave. Extended over the Root River	48.6	Construction	\$400,000
32.	Milwaukee County	B-40-0164 S. 76 th Street over Forest Home Ave.	62.3	PE	\$165.00
33.	Milwaukee County	P-40-0780 Honey Creek Parkway over the Honey Creek	50.3	Construction	\$400,000
34.	Milwaukee County	B-40-0646 Milwaukee River Parkway	53.4	Construction	\$900,000

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		over the North Fork of the Milwaukee River			
35.	City of Milwaukee	P-40-0804 E. Lincoln Ave. Viaduct over the Union Pacific	63.6	Construction	\$3,370,000
36.	Milwaukee County	B-40-0497 W. Good Hope Road over the Little Menomonee River	79.0	PE	\$130,000
37.	Milwaukee County	B-40-0498 W. Good Hope Road over the Little Menomonee River	77.9	PE	\$130,000
38.	Milwaukee County	B-40-0164 S. 76 th Street Over W. Forest Home Ave.	62.3	Construction	\$1,750,000
39.	Milwaukee County	B-40-0497 W. Good Hope Road over the Little Menomonee River	79.0	Construction	\$600,000
40.	Milwaukee County	B-40-0498 W. Good Hope Road over the Little Menomonee River	77.9	Construction	\$600,000
				TOTAL	\$19,265,200

- Inspection Report was in error. The Sufficiency Number is being revised; and

WHEREAS, the Committee on Transportation, Public Works and Transit, at its meeting on September 14, 2001, recommended approval of the prioritized list; now, therefore,

BE IT RESOLVED, that the Milwaukee County Board of Supervisors does hereby approve the priority schedule as outlined in this resolution.

Fiscal Note:

Adoption of this resolution will not require an appropriation of County funds. The program provides for an 80/20 cost sharing, with 80 percent of funds provided from Federal/State sources; the remaining 20 percent is the responsibility of the sponsoring agency. Funding for the local share for Milwaukee County projects will be requested in the appropriate annual capital budget.

File No. 01-559
(Journal, September 28, 2001)

(Item 7) From Director of Public Works, requesting auth-

orization to enter into a professional services agreement with Kapur & Associates, Inc., 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 fluids (ADF) are mandated for use by the Federal Aviation Administration (FAA); and

WHEREAS, residue from deicing operations often washes away with storm water runoff and snowmelt, thus elevating concentrations of deicer chemicals in surface water and groundwater; and

WHEREAS, the Clean Water Act has required airports to develop and implement plans for deicer management to control stormwater 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 to affected facilities; and

WHEREAS, contained with GMIA's WPDES are requirements that include the development and implementation of an Aircraft Deicer Management Facilities Plan; and

WHEREAS, in order to reach complete compliance with GMIA's WPDES storm water permit, the Aircraft Deicer Management Facilities Plan requires infrastructure and collection refinements and enhancements to improve ADF collection efficiently; and

WHEREAS, implementation of the plan also requires from professional service contractors assistance in the areas of: collection contractor supervision, waste water treatment plant technical oversight and the design of collection system components for future operational and environmental needs; and

WHEREAS, the Director of Public Works has recommended retaining the firm of Kapur & Associates, Inc., to provide Milwaukee County with technical and managerial assistance; and

WHEREAS, the Committee on Transportation, Public Works and Transit, at its meeting on September 14, 2001, recommended approval of the recommendation; now, therefore,

BE IT RESOLVED, that the Director of Public Works is hereby authorized to enter into a professional service agreement with Kapur & Associates, Inc., to provide technical and managerial assistance and support regarding implementation of the GMIA Aircraft Deicing Facilities Plan and GMIA's WPDES permit.

Fiscal Note:

Sufficient funds to cover the \$111,884 contract are available in the airport's 2001 Professional Services budget for this Aircraft Deicing Facilities Plan consultant.

File No. 01-554
(Journal, September 28, 2001)

(Item 8) From Director of Public Works, requesting authorization to amend Airport Amendment No. AC-1261 with Midwest Express Airlines to include approximately 15,231 square feet of additional land (an additional 65 parking spaces), by recommending adoption of the following:

A RESOLUTION

WHEREAS, on November 29, 1999, Milwaukee County entered into an Airport Agreement with Midwest Express Airlines, Inc., for the lease of approximately 47,264 square feet of land in the western end of Lot A, for a term of five (5) years commencing August 1, 1999; and

WHEREAS, on April 12, 2001, the County Board authorized the Director of Public Works and the County Clerk to terminate Airport Agreement No. HP-1261 and enter into a new agreement with Midwest Express for approximately 74,200 square feet of land in Remote Lot B for Midwest Express hangar employee parking; and

WHEREAS, due to construction delay, this move has not yet been accomplished; and

WHEREAS, due to the inception of Airport Agreement HP-1310 between Milwaukee County and Air Wisconsin Airlines Corporation (Journal 7/19/01; File No. 01-481) for the construction of an aircraft maintenance hangar, it is necessary to close the auxiliary employee lot X, the location for the Air Wisconsin hangar, and relocate employee parking to Lot B, thereby requiring Midwest Express employees to remain in Lot A; and

WHEREAS, the Committee on Transportation, Public Works and Transit, at its meeting on September 14, 2001, concurred with

Airport staff's recommendation that Milwaukee County amend Airport Agreement No. AC-1261 between Milwaukee County and Midwest Express Airlines to include approximately 15,231 square feet of additional land in Lot A; now, therefore,

BE IT RESOLVED, that the Director of Public Works and the County Clerk are hereby authorized and directed to amend Airport Agreement No. AC-1261 between Milwaukee County and Midwest Express Airlines to include approximately 15,231 square feet of additional land in Lot A inclusive of the following:

1. Rental of the additional 15,231 square feet of land shall be at the present rental rate of 20.03 cents per square foot per annum.
2. Milwaukee County will have the option to cancel the agreement with six (6) months written notice if the land area is needed for other Airport purposes.

Fiscal Note:

Airport land rental revenues will increase approximately \$3,050 per year.

File No. 01-577

(Journal, September 28, 2001)

(Item 9) From Director of Public Works, requesting authorization to submit 22 Passenger Facility Charge (PFC) V Airport Capital Improvement Projects, with a projected PFC funding requirement of \$26,669,070 to the Federal Aviation Administration (FAA) for inclusion in the Airport's PFC funded Capital Improvement Program, by recommending adoption of the following:

A RESOLUTION

WHEREAS, Unison Consulting Group, Inc., (Unison) was retained several years ago to develop a long-range Airport Capital Improvement Plan (CIP) for the purpose of submitting a PFC application to the FAA on behalf of Milwaukee County; and

WHEREAS, the 20-year CIP and Milwaukee County PFC Application I were successful and in 1995 the County began assessing a \$3 PFC for each passenger enplaning or making a first transfer at General Mitchell International Airport (GMIA); and

WHEREAS, since PFC I was approved, the CIP has been

modified several times and the County has amended its application three times to authorize additional projects; and

WHEREAS, to continue the PFC funding of Airport Capital Improvement projects, it has become necessary to again amend the County's PFC, and Unison-Maximus, Inc. (formerly Unison Consulting Group, Inc.) was commissioned to update the CIP; and

WHEREAS, as part of the update process, Airport Administration and Engineering staff met with Unison representatives of the FAA and State of Wisconsin Bureau of Aeronautics to update and develop the Airport's CIP and the Airport's proposed PFC V application projects; and

WHEREAS, based on that effort, Airport staff proposes that twenty-two (22) projects be submitted for \$62,395,570 in PFC funding as PFC Application No. V to the FAA, that PFC I be amended to decrease the PFC funding required by \$1,360,822; that PFC II be amended to decrease PFC funding requirements by \$21,445,243; and that PFC IV be amended to increase the PFC funding required by \$77,152,607; and

WHEREAS, the principal reason for surplus PFC I and II revenue is the greater than expected receipt of Federal discretionary Airport Improvement Program grant funding and the principal reason for the increased need for PFC funding (PFC IV) relates principally to the C Concourse expansion project and the remodeling of the Baggage Claim building; and

WHEREAS, upon County Board approval, the twenty-two (22) projects in PFC V will be presented to the Airlines as part of the Federally required airline consultation process and ultimately submitted to the FAA; and

WHEREAS, the twenty-two (22) projects proposed for PFC funding in Milwaukee County's PFC V application are:

1. C Concourse - Hydrant Fueling System
2. Outer Taxiway Expansion
3. Baggage Claim Remodeling - Construction
4. Separate Taxiway Circuits & Add Duct Banks
5. 7R/25L Edge Lights
6. Rebuild Taxiway R & R3
7. Road to South Maintenance
8. LJT R/W & T/W Rehabilitation
9. Ground Run-up Enclosure
10. Part 150 Noise Study Update

11. Corporate Hangar Road Construction
12. Terminal Lighting Renovation
13. Terminal Wall Treatments
14. Relight Terminal Roadway
15. Electrical System Upgrade - Airfield
16. Elevator Controls Upgrade
17. PFC Administrative Costs
18. D Concourse Improvements
19. Rebuild Taxiway B & C from D to West FBO
20. IAB Ramp Expansion
21. North Ticketing Expansion
22. South Ticketing Expansion

; and

WHEREAS, the Committee on Transportation, Public Works and Transit, at its meeting on September 14, 2001, concurred with twenty-two (22) PFC V Airport Capital Improvement projects with a projected PFC funding requirement of \$62,395,570 and the amendment of PFC Applications I, II and IV to the FAA for inclusion in the Airport's PFC funded Capital Improvement Program; now, therefore,

BE IT RESOLVED, that the Milwaukee County Board of Supervisors does hereby authorize the Airport Director to submit twenty-two (22) PFC V Airport Capital Improvement projects with a projected PFC funding requirement of \$62,395,570 for inclusion in the Airport's PFC funded Capital Improvement Program; and

BE IT FURTHER RESOLVED, that the Airport Director is further authorized to amend PFC I by decreasing the PFC funding required by \$1,360,882; PFC II by decreasing PFC funding requirements by \$21,445,243; and PFC IV by increasing the PFC funding required by \$77,152,607.

Fiscal Note:

Approval of the submission of twenty-two (22) PFC V Capital Improvement Projects and the amendment of PFC applications I, II and IV to the FAA for inclusion in the PFC program at a total PFC increase of \$116,742,052 will have no fiscal effect on the tax levy of Milwaukee County. Approval of this application provides funding for the proposed projects, and the projects in the previous application as amended. All capital projects, including PFC V's projects, must be submitted for approval as a part of the County budget process.

File No. 01-555
(Journal, September 28, 2001)

(Item 10) From Director of Public Works, requesting authorization on behalf of Public Works - Airport Division, to apply for and accept a Congestion Mitigation Air Quality (CMAQ) grant from the University of Wisconsin-Milwaukee to be used to offset incremental costs associated with the purchase of several alternative fuel vehicles used at General Mitchell International Airport, by recommending adoption of the following:

A RESOLUTION

WHEREAS, the University of Wisconsin-Milwaukee has made available to eligible recipients grant funding for the purchase of alternative fuel vehicles, for the purpose of improving air quality in ozone non-attainment areas in eastern Wisconsin; and

WHEREAS, Milwaukee County is located within a Severe Ozone Non-Attainment Area, and is eligible for the grant; and

WHEREAS, General Mitchell International Airport operates a fleet of diesel-powered passenger shuttles that would be suitable for replacement with alternative fuel shuttles; and

WHEREAS, the replacement of these shuttles with alternative fueled shuttles will improve air quality in the airport area, promote the use of alternative fueled vehicles by other businesses and operations in the airport area, and improve opportunities for future grant funding; and

WHEREAS, the following represents the cost summary for the UWM CMAQ 2001 Grant Request:

UWM:	\$ 50,000.00	(incremental cost of 3 shuttles)
DPW:	<u>\$160,000.00</u>	(base cost of 3 conventional shuttles)
Total:	\$210,000.00	

; and

WHEREAS, the Committee on Transportation, Public Works and Transit, at its meeting on September 14, 2001, recommended approval of the grant application; now, therefore,

BE IT RESOLVED, that the Director of Public Works is hereby authorized to apply for and accept 2001 UWM CMAQ grant funds for assistance in the purchase of three passenger shuttle vehicles.

Fiscal Note:

A local match of approximately \$160,000.00 is required by Milwaukee County to capture the \$50,000.00 in CMAQ funds. This local match funding is available as part of annual airport operating budget and planned vehicle replacement in 2002 and 2003.

File No. 01-558

(Journal, September 28, 2001)

(Item 11) From Director of Public Works, requesting approval of the acquisition of property located at 5727 S. 6th Street also known as the U-Pull-Apart Auto Salvage, by recommending adoption of the following:

A RESOLUTION

WHEREAS, Milwaukee County has previously purchased the property at (1) 5567 South 6th Street (Frank's Truck Repair), (2) 5607 South 6th Street (Minten & Otzelberger, Vet's Park), (3) 5617 South 6th Street (Pinchowski), and (4) 5675 South 6th Street (Lake Auto Parts); and

WHEREAS, negotiations have ensued for acquisition of 5727 South 6th Street, U-Pull A Part Auto Salvage, the last parcel to be acquired in this group; and

WHEREAS, final terms on a negotiated purchase have been agreed to by both parties; and

WHEREAS, the Committee on Transportation, Public Works and Transit, at its meeting on September 14, 2001, recommended approval of the purchase terms; now, therefore,

BE IT RESOLVED, that the Milwaukee County Board of Supervisors does hereby authorize purchase of 5727 South 6th Street, U-Pull A Part for the price of \$750,000, subject to the terms and conditions of the offer to purchase; and

BE IT FURTHER RESOLVED, subject to Corporation Counsel approval, the appropriate County officials are authorized to sign and/or enter into any and all documents and agreements necessary to implement the intent of this resolution.

Fiscal Note:

The \$750,000 in funding for the acquisition of this property

will be obtained from the Airport capital improvement reserve account. An appropriation transfer will be required.

The foregoing report correctly states the action taken by the said committee at a meeting held September 14, 2001.

JAMES G. WHITE
Chairperson

The question was on adoption.

SEPARATE ACTION was requested on Items 2, 3, 4, 5 and 9.

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

AYES—Aldrich, Arciszewski, Borkowski, Coggs-Jones, Davis, De Bruin, 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 Diliberti **SUBMITTED** the following Amendment to Item 2, File No. 01-460:

1) Amend the resolution as follows:

~~"WHEREAS, elimination of Route 2 would reduce Transit System annual operating costs by \$327,400~~ modifying service on Route 2 from the current nine trips in the morning and seven trips in the afternoon to two trips in the morning and two trips in the afternoon would reduce operating costs from \$327,400 to \$94,000; and

"WHEREAS, due to the availability of alternate transit service, any ridership loss would be minimal; and

"WHEREAS, it is estimated that ~~elimination of~~ modifying service on Route 2 as described herein would reduce annual public funding by ~~\$327,700~~ \$229,700; and

"WHEREAS, ~~MCTS has stated that the elimination of modifying service on~~ Route 2-Southwest Metrolink could offset ~~some~~ of the cost of retaining service on Hopkins Street; and

2) Amend the BE IT RESOLVED" clause as follows:

"BE IT RESOLVED, that the Milwaukee County Board of Supervisors does hereby approve of service modifications on Routes 80, 48 ~~and 68 and 2~~ as outlined in this resolution and further detailed in a report from MCTS which is herein made a part of this file; ~~and~~"

3) Add the following "BE IT FURTHER RESOLVED" clause:

"BE IT FURTHER RESOLVED, that service on Route 2 is hereby authorized to be modified from nine trips in the morning and seven trips in the afternoon to two trips in the morning and two trips in the afternoon."

4) Amend the FISCAL NOTE as follows:

"FISCAL NOTE: Adoption of this resolution will reduce annual public funding by ~~\$1,355,900,~~ \$1,261,900 which includes \$1,032,200 for the Route 58/80/68 service modifications and ~~\$222,700~~ \$229,700 for the ~~elimination service~~ modifications on ~~of~~ Route 2."

Thereupon, **the foregoing Amendment FAILED OF ADOPTION** by the following vote:

AYES—Aldrich, Arciszewski, Borkowski, Diliberti, Jasenski, Launstein, Weishan and Zielinski—8. **NOES**—Coggs-Jones, Davis, De Bruin, Holloway, Johnson, Krug, Lutzka, Mayo, McGuigan, Nyklewicz, Podell, Quindel, Ryan, Schmitt, White and the Chairman—16. **EXCUSED**—Bailey—1.

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

AYES—Aldrich, Arciszewski, Coggs-Jones, Davis, De Bruin, Holloway, Krug, Launstein, Lutzka, Mayo, McGuigan, Nyklewicz, Podell, Ryan, Schmitt, White and the Chairman—17. **NOES**—Borkowski, Diliberti, Jasenski, Johnson, Quindel, Wieshan and Zielinski—7. **EXCUSED**—Bailey—1.

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

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

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

AYES—Aldrich, Arciszewski, Coggs-Jones, Davis, De Bruin, Holloway, Jasenski, Krug, Launstein, Mayo, McGuigan, Podell, Quindel, Ryan, Schmitt, Weishan, White and the Chairman—18. **NOES**—Borkowski, Diliberti, Johnson, Lutzka, Nyklewicz and Zielinski—6. **EXCUSED**—Bailey—1.

Thereupon, **Item 5 WAS ADOPTED** by the following vote:

AYES—Aldrich, Coggs-Jones, Davis, Holloway, Jasenski, Krug, Launstein, Lutzka, Mayo, McGuigan, Nyklewicz, Podell, Ryan, Schmitt, White, Zielinski and the Chairman—17. **NOES**—Arciszewski, Borkowski, De Bruin, Diliberti, Johnson, Quindel and Weishan—7. **EXCUSED**—Bailey—1.

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

AYES—Aldrich, Arciszewski, Borkowski, Coggs-Jones, Davis, De Bruin, 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.

By the Committee on Economic and Community Development - 1 Item.

File No. 01-565

(Item 1) WHEREAS, the County Department of Parks, Recreation and Culture (Parks Department) was approved for \$40,000 of year 2001 Community Development Block Grant (CDBG)

funding for installation of an air conditioning system at King Park Community Center; and

WHEREAS, the Parks Department was also approved for \$40,000 of year 2001 CDBG funding for McGovern Park Basketball and Tennis Court Redevelopment, a project for which the Department had requested \$80,000; and

WHEREAS, the Parks Department has subsequently learned that the Private Industry Council will pay the entire \$75,000 cost of installing the air conditioning system at the King Community Center; and

WHEREAS, the Parks Department has requested, and the Committee on Economic and Community Development, on July 9, 2001, has recommended approval of the reprogramming of \$40,000 from the King Park Community Center Air Conditioning to the McGovern Park Basketball and Tennis Court Redevelopment; and

WHEREAS, the Committee on Parks, Energy and Environment, at its meeting on July 10, 2001, by a vote of 5-0, concurred in the recommendation of the Committee on Economic and Community Development; and

WHEREAS, County Board staff recommends that the \$40,000 of CDBG funds approved for the McGovern Park project and \$35,000 of the CDBG funds approved for the King Park project be reprogrammed to the Wil-O-Way Grant project so that the entire \$150,000 cost of this project is CDBG funds which will reduce administrative costs; and

WHEREAS, County Board staff also recommends that the \$75,000 of County 2001 Parks capital funds which would be replaced by \$75,000 of CDBG funds if this resolution is approved, be authorized to be used in 2001 to complete the McGovern Park court redevelopment project, which will reduce administrative costs of this project; and

WHEREAS, the Committee on Economic and Community Development, at its meeting on September 17, 2001, by a vote of 7-0, recommended approval of the County Board staff recommendation; now, therefore,

BE IT RESOLVED, that the Milwaukee County Board of Supervisors does hereby authorize and direct the reprogramming of \$35,000 in 2001 CDBG funding from the King Park Community Center Air Conditioning project and \$40,000 in 2001 CDBG funding

from McGovern Park Basketball and Tennis Court Redevelopment project to the Wil-O-Way Grant playground project; and

BE IT FURTHER RESOLVED, that the Milwaukee County Board of Supervisors does hereby authorize and direct that the \$75,000 of County 2001 Parks capital funds which are replaced by \$75,000 of CDBG funds by this resolution shall be used to complete the McGovern Park court redevelopment project in 2001 in the most cost effective manner which may utilize the existing Parks Department time and material contracts which were previously bid and approved by the County Board; and

BE IT FURTHER RESOLVED, that the remaining \$5,000 of CDBG funds previously allocated to the King Park project are authorized and directed to be reprogrammed to the County Emergency Home Loan program which is administered by the Housing and Community Development Division; and

BE IT FURTHER RESOLVED, that the Director, Department of Administration, is hereby authorized and directed to process the necessary fund transfer.

Fiscal Note:

This resolution will not require an appropriation of funds. An appropriation and offsetting revenue are contained in the 2001 budget for Org. 1190 to cover projects approved in the 2001 Community Development program.

The foregoing resolution correctly states the action taken by the said committee at a meeting held September 17, 2001.

DAVID JASENSKI
Chairperson

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 foregoing resolution WAS ADOPTED** by the following vote:

AYES—Aldrich, Arciszewski, Borkowski, Coggs-Jones, Davis, De Bruin, 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.

By Supervisor Jasenski, Chairperson

From the Committee on Economic and Community Development, reporting on 6 items.

File No. 01-465
(Journal, July 19, 2001)

(Item 1) From Director, Department of Administration, submitting a review of 2002 Community Development Block Grant proposals, by recommending adoption of the following:

A RESOLUTION

WHEREAS, Milwaukee County anticipated receiving approximately \$1,800,000 in year 2002 Community Development Block Grant (CDBG) funds from the U.S. Department of Housing and Urban Development; and

WHEREAS, \$325,000 of these funds are needed for County administrative costs and the remaining funds are divided equally between the participating municipalities projects and Milwaukee County approved projects totaling \$737,500 each; and

WHEREAS, Milwaukee County also has available \$55,182.17 of 2001 funds that are available for reprogramming for CDBG eligible projects; and

WHEREAS, the Committee on Economic and Community Development has reviewed the recommendations of County Board staff for CDBG funding of projects that applied for the year 2002 and concurred in these recommendations; now, therefore,

BE IT RESOLVED, that Milwaukee County adopts the recommendations of the Committee on Economic and Community Development which are attached and shall be made part of the file for CDBG funding for year 2002 in the amount of \$792,682.17 and that those recommendations be made part of the 2002 Action Plan to be submitted to the U.S. Department of Housing and Urban Development; and

BE IT FURTHER RESOLVED, that the Department of Housing and Community Development is authorized to reprogram up to

\$50,000 of CDBG funds from past, current or future years, if future funds become available, to be used in the Department's Emergency Home Repair Loan Program, as recommended by the Committee on Economic and Community Development; and

BE IT FURTHER RESOLVED, that the Director of the Department of Administration is hereby authorized and directed to process fund transfers necessary to reprogram up to \$50,000 of CDBG funds to the Emergency Home Repair Loan Program.

Fiscal Note:

Adoption of this resolution will not require an appropriation. Expenditures and revenue will be included in the proposed 2002 budget to carry out these recommendations.

File No. 01-14(a)(c)
(Journal, December 21, 2000)

(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, the Real Estate Section of the Economic Development Division received an offer to purchase on County-owned freeway land located to the rear of 2157 West Van Norman Avenue, in the City of Milwaukee; and

WHEREAS, the subject parcel of land is 22 feet deep and the width of the adjoining residential lot owned by Jeffrey V. and Dawn M. Dembosky (80 feet plus or minus); and

WHEREAS, the subject parcel is part of the right of way of the I-894 freeway, but is quite a distance from the actual freeway, is at a higher elevation and it is separated by a line of trees; and

WHEREAS, since the subject parcel is considered active freeway land, County staff has been in contact with the Wisconsin Department of Transportation (WDOT), Real Estate Section and they concur that this parcel should be sold to the Demboskys; and

WHEREAS, the offer is from Jeffrey V. and Dawn M. Dembosky in the amount of \$800.00 cash; and

WHEREAS, the offer is contingent upon formal approval from the WDOT and the offering price reflects the administration fee charged by WDOT for freeway remnant land as the parcel has little value due to its size and location; and

WHEREAS, the Dembosky's wish to acquire the subject parcel to expand their small backyard for a fenced play area necessary to operate a home day care center; and

WHEREAS, the Committee on Economic and Community Development, at its meeting on September 17, 2001, recommended acceptance of the above-described offer from Jeffrey V. and Dawn M. Dembosky in the amount of \$800.00; 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 rear of 2157 West Van Norman Avenue, Milwaukee, Wisconsin, to Jeffrey V. Dembosky and Dawn M. Dembosky and/or assigns for the consideration of \$800.00, pursuant to the terms and conditions of their offer to purchase.

Fiscal Note:

Sales proceeds will be deposited in the Economic Development account.

File No. 01-464
(Journal, July 19, 2001)

(Item 3) From Opportunities Industrialization Center (OIC) of Greater Milwaukee, Inc., requesting a grant from the Economic Development fund for improvements relating to the development of a food service facility by recommending adoption of the following:

A RESOLUTION

WHEREAS, the Opportunities Industrialization Center (OIC-GM) is interested in purchasing and installing equipment that would support increased participation in the Child and Adult Care Food Program through OIC's Food Services Program (OFS); and

WHEREAS, expansion of the food services program would support preparation of up to 2,000 additional meals per day to serve predominately low income children and would lead to the creation of up to four new jobs; and

WHEREAS, OFS was established as a catering service in 1999 and currently contracts with 80 participating sites that serve in excess of 6,000 enrollees; and

WHEREAS, OIC has remodeled a 23,000 square foot vacant bakery to serve as the production facility for its food service program and during the first year of operation this initiative brought in excess of \$1.5-million in federal funding into the community; and

WHEREAS, OFS has spurred the creation of 29 new jobs and has produced in excess of one million meals; and

WHEREAS, OIC has requested County grant funding for the purpose of making improvements to the program that will enable OFS to prepare meals that are fresh and nutritious and ensure that foods are kept in a safe and sanitary condition; and

WHEREAS, the Child and Adult Food Care program reimburses sponsors, such as OIC-GM, at predetermined rates that make it difficult to cover operating costs and the lack of excess revenue makes it virtually impossible for OIC-GM to expand services and hire additional workers without funding support from outside sources; and

WHEREAS, the purchase of additional equipment will enable OFS to expand its services and assure delivery of meals to sites that are currently on a waiting list for service; and

WHEREAS, the Committee on Economic and Community Development, at its meeting on September 17, 2001, recommended approval of a grant of \$20,000 to OIC-GM for the purchase of kitchen equipment required to support the expansion of its food service operation; now, therefore,

BE IT RESOLVED, that the Director of Economic Development is hereby authorized to negotiate and enter into an agreement with Opportunities Industrialization Center for a grant of \$20,000 to be utilized for the purchase of kitchen equipment.

Fiscal Note:

Adoption of this resolution does not require an appropriation of funds but authorizes a transfer of \$20,000 from the Economic Development Reserve Account into the operating budget of the Economic Development Division.

File No. 01-330
(Journal, May 17, 2001)

(Item 4) From Wisconsin Business Resource Center, Inc. (WBRC), requesting a grant from the Economic Development fund

to be applied toward the four core service areas that the WBRC provides, by recommending adoption of the following:

A RESOLUTION

WHEREAS, Wisconsin Business Resource Center (WBRC) provides comprehensive business development and financial services to small businesses owned by minorities, women and other disadvantaged entrepreneurs; and

WHEREAS, WBRC works to provide disadvantaged businesses the opportunity for revenues through certification and procurement assistance and seeks to strengthen these businesses and entrepreneurs through ongoing and hands-on technical assistance; and

WHEREAS, WBRC has requested grant funding to expand its offering of services and the Economic Development Division has met with WBRC and the County's Disadvantaged Business Development Director in an effort to target those efforts at DBE and MBE firms that have the greatest potential to participate in County contracting opportunities; and

WHEREAS, under the terms of a grant agreement between WBRC and the County's Economic Development and Disadvantaged Business Development divisions, WBRC would undertake the following:

- Identify likely DBE clients and obtain approval from Milwaukee County DBD office
- Provide an initial needs assessment report to DBD office
- Purchase of the software license
- Software installation and coordination at the DBE's place of business
- Administer and implement two (2) sessions of a very focused training to groups of 2-4 persons in a computer lab setting using DBE's own data
- Training will include basic day-to-day accounting functions such as customer set up including new customers, additions, invoicing, receipts of payments, vendor set up including new vendor additions, purchase bills, payments to vendors and

expenses, bank reconciliation, payroll, standard report of company's financial statements, and overview of Job Costing

- Provide instructional materials
- Provide follow-up assistance on an hourly or per call basis through WBRC's Technology Center
- Provide overall training status report on a monthly basis which will cover:
 - a) Clients served/trained
 - b) Hours of training provided
 - c) Monthly progress update report
 - d) Financial status of professional services, current and projected
 - e) Monthly billing statements
- Provide on-site follow-up assessment after six months to report any increase in revenue, job creations & maintenance and any other improvements

; and

WHEREAS, the Economic Development Division has recommended that a County economic development grant be awarded to the Wisconsin Business Resource Center; now, therefore,

BE IT RESOLVED, that the Director of Economic Development is hereby authorized to negotiate and enter into an agreement with Wisconsin Business Resource Center for a grant of \$20,000 from the County's Economic Development Reserve Fund for the purpose of providing computer software, training and ongoing assistance to minority owned and disadvantaged businesses.

Fiscal Note:

Adoption of this resolution does not require an appropriation of funds but authorizes a transfer of \$20,000 from the Economic Development Reserve Account into the operating budget of the Economic Development Division.

File No. 01-579
(Journal, September 28, 2001)

(Item 5) From Director, Department of Administration, a request, in behalf of the Village of West Milwaukee, for funding

from the County Brownfields Redevelopment Account for a tax delinquent property located at 4700 West Electric Avenue, by recommending adoption of the following:

A RESOLUTION

WHEREAS, the Lawran Foundry property is a site of approximately 1.3 acres located at 4700 West Electric Avenue; and

WHEREAS, the Lawran Foundry has been out of business for several years and no taxes have been paid on the property since 1996, resulting in a current tax delinquency on the property in excess of \$80,000; and

WHEREAS, Product Service and Manufacturing Corporation located at 4530 West Burnham Avenue, is a high quality job shop that performs machining, assembly and fabrication of electrical panels and metals and has been in business for seventeen years and currently employs 46 people; and

WHEREAS, Product Service is interested in expanding its operation and adding workers but cannot do so at its current location on West Burnham Avenue; and

WHEREAS, Product Service is interested in acquiring the Lawran Foundry site and is prepared to invest approximately \$500,000 for site remediation and building improvements; and

WHEREAS, before Product Service would be willing to acquire the property and the accompanying liability for environmental cleanup of the site, there is a need for additional Phase II testing and the cost of performing this additional testing has been estimated to range from \$20,000 to \$30,000; and

WHEREAS, the Village of West Milwaukee and Product Service have each committed to provide one-third of the funds needed to complete the additional testing and are requesting that Milwaukee County make a similar commitment; and

WHEREAS, by investing a nominal sum of money Milwaukee County can assist efforts to clean up a brownfield site while greatly improving the possibility of recovering a large tax delinquency; and

WHEREAS, the Committee on Economic and Community Development, at its meeting on September 17, 2001, recommended that Milwaukee County join with Product Service and Manufacturing

Corp. and the Village of West Milwaukee in undertaking additional environmental testing on the Lawran Foundry property at an amount not to exceed \$10,000; now, therefore,

BE IT RESOLVED, that the Director of Economic Development is hereby authorized to negotiate and enter into a grant agreement with the Village of West Milwaukee for an amount not to exceed \$10,000 from the Brownfield Redevelopment Capital Account to undertake additional environmental testing on the Lawran Foundry property located at 4700 West Electric Avenue in the Village of West Milwaukee.

Fiscal Note:

Adoption of this resolution does not require an appropriation of funds but authorizes an expenditure of up to \$10,000 from the Brownfield Redevelopment Capital Account.

File No. 01-321(a)(a)
(Journal, May 17, 2001)

(Item 6) From the Director, Economic Development Division, recommending approval of the Milwaukee County Grounds, Northeast Quadrant Development Plan, and requesting authorization to submit a rezoning report to the City of Wauwatosa, by recommending adoption of the following:

A RESOLUTION

WHEREAS, Resolution File No. 99-460, adopted by the Milwaukee County Board of Supervisors in September, 1999, endorsed the land use plan recommendations for the NE Quadrant of County Grounds of the County Grounds Land Use Planning Committee of March, 1999, and directed the Director of Economic Development to devise a proposed development plan for use of the area and authorized appropriate County officials to initiate any additional planning or other such studies needed to carry out the intent of the resolution; and

WHEREAS, Resolution File No. 01-321, adopted by the Milwaukee County Board of Supervisors in May, 2001, adopted a comprehensive plan for the County Grounds Northeast Quadrant that identified a Mixed-Use Development area of approximately 60 acres adjacent to US Hwy. 45 and West Watertown Plank Road and directed the Director of the Department of Administration-Economic Development Division to, upon approval of a development plan for

the Mixed-Use Development area, submit a rezoning request to the City of Wauwatosa; and

WHEREAS, in January, 2001, the Economic Development Division informally solicited proposals for site development design services for a portion of the NE Quadrant of the Milwaukee County Grounds of approximately 60 acres adjacent to US Hwy. 45 and West Watertown Plank Road and contracted with the firm Land Design Studio, LLC, to assist the Division in preparing a development plan; and

WHEREAS, the proposed MILWAUKEE COUNTY GROUNDS, Northeast Quadrant Development Plan, "PLANK ROAD PARK", August 31, 2001, prepared by Land Design Studio, was presented to the Committee on Economic and Community Development on September 17, 2001; now, therefore,

BE IT RESOLVED, that the Milwaukee County Board of Supervisors does hereby approve the MILWAUKEE COUNTY GROUNDS, Northeast Quadrant Development Plan, "PLANK ROAD PARK", August 31, 2001, and authorize the Director of Economic Development to submit a rezoning request to the City of Wauwatosa.

Fiscal Note:

Sufficient funds are budgeted to implement the action recommended.

The foregoing report correctly states the action taken by the said committee at a meeting held September 17, 2001.

DAVID JASENSKI
Chairperson

The question was on 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, Borkowski, Coggs-Jones, Davis, De Bruin, 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 6 WAS ADOPTED** by the following vote:

AYES—Aldrich, Arciszewski, Borkowski, Coggs-Jones, Davis, Krug, Launstein, Lutzka, Mayo, McGuigan, Nyklewicz, Podell, Quindel, Ryan, Weishan and White—16. **NOES**—De Bruin, Diliberti, Holloway, Jasenski, Johnson, Schmitt, Zielinski and the Chairman—8. **EXCUSED**—Bailey—1.

By Supervisor Diliberti, Chairperson:

**From the Committee on Intergovernmental Relations,
reporting on 2 Items.**

File No. 01-538

(Journal, September 28, 2001)

(Item 1) Resolution by Supervisors Zielinski, Schmitt and Jasenski, to create in the Clerk of Circuit Court one position of Clerk Typist 3 with duties exclusively devoted to processing the backlog of fine and cost commitment cases; and to direct the Director of Division of Intergovernmental Relations to work with state legislators to try to obtain an increase in the revenues that Milwaukee County retain to 40% from the current 30%, by recommending adoption of the following:

AN AMENDED RESOLUTION

WHEREAS, outstanding fine and forfeiture payments due the Clerk of Circuit Court following orders imposed by the Circuit Court Judges has risen substantially over the past several years in part due to the lack of sufficient staff to process collections; and

WHEREAS, the Clerk of Circuit Court has indicated his desire to create one position of Clerk Typist 3 with duties exclusively devoted to processing the backlog of fine and cost commitment cases as a pilot demonstration of the cost effectiveness of such a position; and

WHEREAS, the Clerk of Circuit Court has implemented additional collection methods, such as contracting with a collection agency, making a referral to the collection agency after 120 days rather than the past practice of a referral after 365 days, the ability for persons to make payments with a credit card, and other measures to increase collections without drastic increases in expenditures; and

WHEREAS, currently the state is entitled to 70% of the revenues obtained by the County but it will not share in any of the costs

associated with increased collection efforts incurred by the County;
and

WHEREAS, it is unfair to expect the County to incur all the expenses related to increased collection efforts and then forward the bulk of the collected revenues obtained to the state; and

WHEREAS, it is essential for persons who commit crimes to be held accountable and for them to know they will not be allowed to avoid responsibility or avoid further consequences if they should promise the courts to abide by certain conditions of release and/or restitution and later fail to fulfill their obligations to the courts and society; and

WHEREAS, it is projected that this position would generate more than sufficient revenues to cover the cost of the position and more importantly it would help ensure that persons committing crimes will be held accountable; and

WHEREAS, it is reasonable to request that counties be able to retain a greater share of the revenues achieved to help partially offset the local costs incurred to provide court and related collection services which directly benefit the state court system but are costs not directly incurred nor reimbursed by the state; and

WHEREAS, the Committee on Judiciary, Safety and General Services, at its meeting of September 13, 2001, amended the said resolution by adding language stating that this position shall be asterisked with the understanding that it shall be created for a trial period of one year (vote 7-0); and

WHEREAS, the Committee on Finance and Audit, at its meeting on September 20, 2001, concurred in the recommendation of the Judiciary, Safety and General Services Committee (vote 6-0); and

WHEREAS, the Committee on Personnel, at its meeting on September 21, 2001, recommended that the classification and rate of pay for the position be set as follows: Clerk Typist 3, pay range 9 (vote 7-0); and

WHEREAS, the Committee on Intergovernmental Relations at its meeting on September 24, 2001, voted 7-0 to concur with the recommendation of the Committee on Judiciary, Safety and General Services with the following amendment:

BE IT FURTHER RESOLVED, that the Director, Division of Intergovernmental Relations, is hereby authorized and directed to

work with state legislators to try to obtain an increase in the revenues that Milwaukee County retains ~~to 40% from the current 30%.~~

; now, therefore,

BE IT RESOLVED, that the County Board of Supervisors does hereby authorize and direct the creation in the Clerk of Circuit Court of one position of Clerk Typist 3, Title Code 01100, pay range 9, with duties exclusively devoted to processing the backlog of fine and cost commitment cases; and

BE IT FURTHER RESOLVED, that this position shall be asterisked with the understanding that it shall be created and funded for a trial period of one year; and

BE IT FURTHER RESOLVED, that the Director, Division of Intergovernmental Relations, is hereby authorized and directed to work with state legislators to try to obtain an increase in the revenues that Milwaukee County retains.

Fiscal Note:

Adoption of this resolution would require an additional expenditure of approximately \$35,000 (including fringe benefits), but Clerk of Circuit Court staff estimates that it would be entirely offset by more than \$40,000 in additional revenues generated for the Sheriff's Department budget, resulting in a net gain of nearly \$5,000 or more for Milwaukee County.

File No. 01-582
(Journal, September 28, 2001)

(Item 2) Resolution by Supervisors Diliberti, Ordians, White and Holloway, relating to supporting state legislation to continue two congressional districts for Milwaukee County, by recommending adoption of the said resolution as appearing in the Journal of Proceedings, September 28, 2001 and as recommended for approval by the Committee on Intergovernmental Relations on September 24, 2001 (Vote 7-0).

The foregoing report correctly states the action taken by the said committee at a meeting held September 24, 2001.

DANIEL J. DILIBERTI
Chairperson

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, Borkowski, Coggs-Jones, Davis, De Bruin, 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 2 WAS ADOPTED** by the following vote:

AYES—Aldrich, Arciszewski, Borkowski, Coggs-Jones, Davis, De Bruin, 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.

By Supervisor Diliberti, Chairperson:

From the Special Committee on Redistricting, reporting on 1 Item.

File No. 01-261(a)(b)
(Journal, June 5, 2001)

(Item 1) An adopted resolution adopting a tentative plan for the redistricting of the County Board based on 25 supervisory districts, by recommending adoption of the following:

AN ORDINANCE

To repeal and recreate Section 3.01 of the General Ordinances of Milwaukee County relating to apportionment of county board.

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

SECTION 1. Section 3.01 of the General Ordinances of Milwaukee County is repealed and recreated as follows:

3.01. Apportionment of county board.

- (1) *Statement of principles.* In order to minimize the differences of population between the twenty-five (25) county supervisory districts established by the county board in accordance with the final published results of the 2000 federal decennial census, as distributed by an agency of the state and to comply with Section 59.03(2) and (3) of the Wisconsin Statutes, county supervisory districts are hereafter established so as to represent as nearly as practicable an equal number of persons, but considering such other factors as continuity of interest, compactness and continuity of existing village and city lines wherever possible, and with the predominant objective of achieving an honest and good faith effort to reduce to the lowest level possible the population differences among all twenty-five (25) districts.
- (2) *Apportionment of supervisory districts.* Twenty-five (25) supervisory districts are hereafter established as the county supervisory districts for the spring primary in February 2004 and spring election in April 2004 and are to remain in effect until the 2010 federal decennial population census is certified, at which time the county board shall thereafter determine the maximum number of county board supervisory districts to be established for the 2012 spring election.
 - (a) *First Supervisory District.* The territory lying within the boundary described below shall constitute the first supervisory district:
 - (1) That part of the City of Milwaukee beginning at a point at the intersection of the centerline of North 20th Street and West Hadley Street; thence in an easterly direction along the centerline of West Hadley Street to its intersection with the centerline of North 14th Street; thence in a northerly direction along the centerline of North 14th Street to its intersection with the centerline of West Albany Place; thence in an easterly direction along the centerline of West Albany Place to its intersection with the centerline of North 13th Street; thence in a northerly direction along the centerline of North 13th Street to its

intersection with the centerline of West Burleigh Street; thence in an easterly direction along the centerline of West Burleigh Street to its intersection with the centerline of North 10th Street; thence in a northerly direction along the centerline of North 10th Street to its centerline of West Capitol Drive; thence in an easterly direction along the centerline of West Capitol Drive to its intersection with the centerline of the North-South Freeway; thence in a northerly direction along the centerline of the North-South Freeway to its intersection with the west limits line of the City of Glendale; then in an irregular northerly, westerly and southerly direction along the limits line of said city to its intersection with the centerline of North 27th Street; thence in a southerly direction along the centerline of North 27th Street to its intersection with the centerline of West Hampton Avenue; thence in a westerly direction along the centerline of West Hampton Avenue to its intersection with the centerline of North 29th Street; thence in a southerly direction along the centerline of North 29th Street to its intersection with the centerline of West Ruby Avenue; thence in an easterly direction along the centerline of West Ruby Avenue to its intersection with the centerline of North 28th Street; thence in a southerly direction along the centerline of North 28th Street to its intersection with the centerline of West Roosevelt Drive; thence in an easterly direction along the centerline of West Roosevelt Drive to its intersection with the centerline of North 27th Street; thence in a southerly direction along the centerline of North 27th Street to its intersection with the centerline of West Capitol Drive; thence in an easterly direction along the centerline of West Capitol Drive to its intersection with the centerline of North 20th Street; thence in a southerly direction along the centerline of North 20th Street to its intersection with the centerline of West Hadley Street, which is the point of beginning.

- (2) That part of the City of Glendale lying north and west of a line beginning at a point at the intersection of the centerline of West Silver Spring Drive with the east limits line of said city; thence in a southerly direction along the east

limits line of said city to its intersection with the centerline of East Birch Avenue; thence in a westerly direction along the centerline of East Birch Avenue to its intersection with the centerline of North Mohawk Avenue; thence in a northerly direction along the centerline of North Mohawk Avenue to its intersection with the centerline of East Silver Spring Drive; thence in a westerly direction along the centerline of West Silver Spring Drive to its intersection with the centerline of the Milwaukee River; thence in a southerly direction along the centerline of the Milwaukee River to its intersection with the west limits line of the City of Glendale; thence in a southerly and westerly direction along the southern and western limits line of the City of Glendale, said point being on the east limits line of the City of Milwaukee.

- (b) *Second Supervisory District.* The territory of the City of Milwaukee lying within the boundary described below shall constitute the second supervisory district:

Beginning at a point at the intersection of the centerlines of North Sherman Boulevard and West Capitol Drive; thence in a westerly direction along the centerline of West Capitol Drive to its intersection with the centerline of North 51st Boulevard; thence in a southerly direction along the center line of North 51st Boulevard to its intersection with the centerline of West Vienna Avenue; thence in a westerly direction along the centerline of West Vienna Avenue to its intersection with the centerline of North 60th Street; thence in a northerly direction along the centerline of North 60th Street to its intersection with the centerline of West Melvina Street; thence in a westerly direction along the centerline of West Melvina Street to its intersection with the centerline of North 67th Street; thence in a northerly direction along the centerline of North 67th Street to its intersection with the centerline of West Capitol Drive; thence in a westerly direction along the centerline of West Capitol Drive to its intersection with the centerline of North 76th Street; thence in a northerly direction along the centerline of North 76th Street to its intersection with the

centerline of West Hampton Avenue; thence in a westerly direction along the centerline of West Hampton Avenue to its intersection with the centerline of North 82nd Street; thence in a northerly direction along the centerline of North 82nd Street to its intersection with the centerline of West Kathryn Avenue; thence in an easterly direction along the centerline of West Kathryn Avenue to its intersection with the centerline of West Gertrude Drive; thence in an easterly direction along the centerline of West Gertrude Drive to its intersection with the centerline of West Grantosa Drive; thence in an easterly direction along the centerline of West Grantosa Drive to its intersection with the centerline of North 76th Street; thence in a northerly direction along the centerline of North 76th Street to its intersection with the centerline of West Villard Avenue; thence in an easterly direction along the centerline of West Villard Avenue to its intersection with the centerline of Lincoln Creek; thence in a northerly and easterly direction along the centerline of Lincoln Creek to its intersection with the centerline of North 62nd Street; thence in a northerly direction along the centerline of North 62nd Street to its intersection with the centerline of West Custer Avenue; thence in an easterly direction along the centerline of West Custer Avenue to its intersection with the centerline of North 51st Street; thence in a northerly direction along the centerline of North 51st Street to its intersection with the centerline of West Silver Spring Drive; thence in an easterly direction along the centerline of West Silver Spring Drive to its intersection with the centerline of North 27th Street; thence in a southerly direction along the centerline of North 27th Street to its intersection with the centerline of West Hampton Avenue; thence in a westerly direction along the center line of West Hampton Avenue to its intersection with the centerline of North Sherman Boulevard; thence in a southerly direction along the centerline of North Sherman Boulevard to its intersection with the centerline of West Capitol Drive, which is the point of beginning.

- (c) *Third Supervisory District.* The territory lying within the boundary described below shall constitute the third supervisory district:

- (1) That part of the Village of Shorewood lying south and east of the line described in subsection (y) (6).
- (2) That part of the City of Milwaukee beginning at a point at the intersection of the centerline of East Edgewood Avenue extended and Lake Michigan, said point also being on the south limits line of the Village of Shorewood; thence in a westerly direction along the centerline of East Edgewood Avenue and East Edgewood Avenue extended to the centerline of North Downer Avenue; thence in a southerly direction along the centerline of North Downer Avenue to its intersection with the centerline of East Kenwood Boulevard; thence in a westerly direction along the centerline of East Kenwood Boulevard to its intersection with the centerline of North Newhall Street; thence in a southerly direction along the centerline of North Newhall Street to its intersection with East Linnwood Avenue; thence in a westerly direction along the centerline of East Linnwood Avenue to its intersection with North Cambridge Avenue; thence in a northerly direction along the centerline of North Cambridge Avenue to its intersection with the centerline of East Kenwood Boulevard; thence in a westerly direction along the centerline of East Kenwood Boulevard extended to the centerline of the Milwaukee River; thence in a southerly direction along the centerline of the Milwaukee River to its intersection with the centerline of East Locust Street; thence in a westerly direction along the centerline of East Locust Street to its intersection with the centerline of North Humboldt Boulevard; thence in a southerly direction along the centerline of North Humboldt Boulevard to its intersection with the centerline of East Center Street; thence in a westerly direction along the centerline of East Center Street to its intersection with the centerline of North Fratney Street; thence in a southerly direction along the centerline of North Fratney Street to its intersection with the centerline of East Wright Street; thence in an easterly direction along the centerline of East Wright Street to its intersection with the centerline of North Humboldt Boulevard;

thence in a southerly direction along the centerline of North Humboldt Boulevard to its intersection with the centerline of East North Avenue; thence in an easterly direction along the centerline of East North Avenue to its intersection with the centerline of North Bartlett Avenue; thence in a southerly direction along the centerline of North Bartlett Avenue to its intersection with the centerline of East Windsor Place; thence in an easterly direction along the centerline of East Windsor Place to its intersection with the centerline of North Prospect Avenue; thence southerly along the centerline of North Prospect Avenue to its intersection with the centerline of East Wisconsin Avenue; thence in a westerly direction along the centerline of East Wisconsin Avenue to its intersection with the centerline of North Cass Street; thence in a southerly direction along the centerline of North Cass Street to its intersection with the centerline of East Michigan Street; thence in a westerly direction along the centerline of East Michigan Street to its intersection with the centerline of North Van Buren Street; thence in a southerly direction along the centerline of North Van Buren Street to its intersection with the centerline of East St. Paul Avenue; thence in a westerly direction along the centerline of East St. Paul Avenue to its intersection with the centerline of North Jackson Street; thence in a southerly direction along the centerline of North Jackson Street to its intersection with the centerline of East Chicago Street; thence in an easterly direction along the centerline of East Chicago Street to its intersection with the centerline of the Chicago and North Western Railroad right-of-way; thence in a southerly direction along the centerline of the Chicago and North Western Railroad right-of-way to its intersection with the Milwaukee River; thence in a southerly direction along the centerline of the Milwaukee River extended to the centerline of the Kinnickinnic River's intersection with the centerline of East Becher Street; thence in a westerly direction along the centerline of East Becher Street to the intersection with the centerline of South 6th Street; thence in a southerly direction along the

centerline of South 6th Street to its intersection with the centerline of East Rosedale Avenue; thence in an easterly direction along the centerline of East Rosedale Avenue to its intersection with the centerline of South Chase Avenue; thence in a southerly direction along the centerline of South Chase Avenue to its intersection with the centerline of East Montana Street; thence in an easterly direction along the center line of East Montana Street to its intersection with the centerline of South Gladstone Place; thence in a northerly direction along the centerline of South Gladstone Place to its intersection with the centerline of East Rosedale Avenue; thence in an easterly direction along the centerline of East Rosedale Avenue to its intersection with the centerline of South Howell Avenue; thence in a northerly direction along the centerline of South Howell Avenue to its intersection with East Russell Avenue; thence in an easterly direction along the centerline of East Russell Avenue extended to Lake Michigan; thence in a northerly direction along Lake Michigan to its intersection with the centerline of East Edgewood Avenue extended to Lake Michigan, which is the point of beginning.

- (d) *Fourth Supervisory District.* The territory of the City of Milwaukee lying within the boundary described below shall constitute the fourth supervisory district:

Beginning at a point at the intersection of East North Avenue and the Milwaukee River; thence in an easterly direction along the centerline of East North Avenue to its intersection with the centerline of North Bartlett Avenue; thence in a southerly direction along the centerline of North Bartlett Avenue to its intersection with the centerline of East Windsor Place; thence in an easterly direction along the centerline of East Windsor Place to its intersection with the centerline of North Prospect Avenue; thence in a southerly direction along the centerline of North Prospect Avenue to its intersection with the centerline of East Wisconsin Avenue; thence in a westerly direction along the centerline of East Wisconsin Avenue to its inter-

section with the centerline of North Cass Street; thence in a southerly direction along the centerline of North Cass Street to its intersection with the centerline of East Michigan Street; thence in a westerly direction along the centerline of East Michigan Street to its intersection with the centerline of North Van Buren Street; thence in a southerly direction along the centerline of North Van Buren Street to its intersection with the centerline of East St. Paul Avenue; thence in a westerly direction along the centerline of East St. Paul Avenue to its intersection with the centerline of North Jackson Street; thence in a southerly direction along the centerline of North Jackson Street to its intersection with the centerline of East Chicago Street; thence in an easterly direction along the centerline of East Chicago Street to its intersection with the Chicago and North Western Railroad right-of-way; thence in a southerly direction along the Chicago and North Western Railroad right-of-way to its intersection with the centerline of the Milwaukee River; thence in a northwesterly direction along the centerline of the Milwaukee River to its intersection with the centerline of the East-West Freeway; thence in a westerly direction along the centerline of the East-West Freeway to its intersection with the centerline of South 16th Street; thence in a southerly direction along the centerline of South 16th Street to its intersection with the centerline of West Pierce Street; thence in a westerly direction along West Pierce Street to its intersection with the centerline of South 21st Street; thence in a southerly direction along the centerline of South 21st Street to its intersection with the centerline of West National Avenue; thence in a westerly direction along the centerline of West National Avenue to its intersection with the centerline of South Layton Boulevard; thence in a southerly direction along the centerline of South Layton Boulevard to its intersection with the centerline of West Scott Street; thence in a westerly direction along the centerline of West Scott Street to its intersection with the centerline of South 31st Street; thence in a southerly direction along the centerline of South 31st Street to its intersection with the centerline of West Grant Street; thence in a westerly direction along the centerline of West Grant Street to its intersection with the east limits line of

the Village of West Milwaukee; thence in a northerly direction along the limits line of the Village of West Milwaukee to its intersection with the centerline of South 44th Street; thence in a northerly direction along the centerline of South 44th Street to its intersection with the centerline of the East-West Freeway; thence in an easterly direction along the centerline of the East-West Freeway to its intersection with the centerline of North 35th Street; thence in a northerly direction along the centerline of North 35th Street to its intersection with the centerline of West Wisconsin Avenue; thence in an easterly direction along the centerline of West Wisconsin Avenue to its intersection with the centerline of North 14th Street extended; thence in a northerly direction along the centerline of North 14th Street extended to its intersection with the centerline of West Wells Street; thence in an easterly direction along the centerline of West Wells Street to its intersection with the centerline of North James Lovell Street; thence in a northerly direction along the centerline of North James Lovell Street to its intersection with the centerline of West State Street; thence in a westerly direction along the centerline of West State Street to its intersection with the centerline of North 8th Street; thence in a northerly direction along the centerline of North 8th Street to its intersection with the centerline of West Highland Avenue; thence in an easterly direction along the centerline of West Highland Avenue to its intersection with the centerline of North 7th Street; thence in a northerly direction along the centerline of North 7th Street to its intersection with the centerline of the Park East Freeway; thence in an easterly direction along the centerline of the Park East Freeway to its intersection with the centerline of North Dr. Martin Luther King, Jr. Drive; thence in a northerly direction along the centerline of North Dr. Martin Luther King, Jr. Drive to its intersection with the centerline of East Pleasant Street; thence in an easterly direction along the centerline of East Pleasant Street to its intersection with the centerline of the Milwaukee River; thence in a northerly direction along the centerline of said river to its intersection with East North Avenue, which is the point of beginning.

- (e) *Fifth Supervisory District.* The territory of the City of Milwaukee lying within the boundary described below shall constitute the fifth supervisory district:

Beginning at the point of the intersection of the centerline of West Clarke Street and North 51st Street; thence in a northerly direction along the centerline of North 51st Street to its intersection of the centerline of West Center Street; thence in an easterly direction along the centerline of West Center Street to its intersection of the centerline of North 50th Street; thence in a northerly direction along the centerline of North 50th Street to its intersection with the centerline of West Locust Street; thence in an easterly direction along the centerline of West Locust Street to its intersection with the centerline of North 47th Street; thence in a northerly direction along the centerline of North 47th Street to its intersection with the centerline of West Chambers Street; thence in an easterly direction along the centerline of West Chambers Street to its intersection with the centerline of North 45th Street; thence in a southerly direction along the centerline of North 45th Street to its intersection with the centerline of West Locust Street; thence in an easterly direction along the centerline of West Locust Street to its intersection with the centerline of North 41st Street; thence in a northerly direction along the centerline of North 41st Street to its intersection with the centerline of West Townsend Street; thence in an easterly direction along the centerline of West Townsend Street to its intersection with the centerline of North 29th Street; thence in a southerly direction along the centerline of North 29th Street to its intersection with the centerline of West Burleigh Street; thence in an easterly direction along the centerline of West Burleigh Street to its intersection with the centerline of North 28th Street; thence in a southerly direction along the centerline of North 28th Street to its intersection with the centerline of West Chambers Street; thence in an easterly direction along the centerline of West Chambers Street to its intersection of the centerline of North 27th Street; thence in a southerly direction along the centerline of North 27th Street to its intersection with the centerline of West Galena Street; thence in a westerly direction along the centerline of West Galena Street

to its intersection with the centerline of North 35th Street; thence in a southerly direction along the centerline of North 35th Street to its intersection with the centerline of West Highland Boulevard; thence in an easterly direction along the centerline of West Highland Boulevard to its intersection with the centerline of North 33rd Street; thence in a southerly direction along the centerline of North 33rd Street to its intersection with the centerline of West Kilbourn Avenue; thence in a westerly direction along the centerline of West Kilbourn Avenue to its intersection of the centerline of North 35th Street; thence in a southerly direction along the centerline of North 35th Street to its intersection with the centerline of West Wisconsin Avenue; thence in a westerly direction along the centerline of West Wisconsin Avenue to its intersection with the centerline of the Chicago and North Western Railroad right-of-way; thence in a northerly direction along the Chicago and North Western Railroad right-of-way to its intersection with the centerline of West Highland Boulevard; thence in a northwesterly direction along the centerline of West Highland Boulevard to its intersection with the centerline of West Vliet Street; thence in a westerly direction along the centerline of West Vliet Street to its intersection with the centerline of the Stadium North Freeway; thence in a northerly direction along the centerline of the Stadium North Freeway to its intersection with the centerline of West Lloyd Street; thence in a westerly direction along the centerline of West Lloyd Street to its intersection with the centerline of North 60th Street; thence in a northerly direction along the centerline of North 60th to its intersection with the centerline of West Wright Street; thence in a westerly direction along the centerline of West Wright Street to its intersection with the western limits line of the City of Milwaukee; thence in a northerly direction along the west limits line of the city to its intersection with the centerline of West Center Street; thence in an easterly direction along the centerline of West Center Street to its intersection with the centerline of West Lisbon Avenue; thence in a southeasterly direction along the centerline of West Lisbon Avenue to its intersection with the centerline of West Clarke Street; thence in an easterly direction along the centerline of West Clarke Street to its

intersection with the centerline of North 51st Street, which is the point of beginning.

(f) *Sixth Supervisory District.* The territory lying within the boundary described below shall constitute the sixth supervisory district:

(1) All of the Village of Brown Deer.

(2) That part of the City of Milwaukee beginning at a point at the intersection of the centerlines of West County Line Road and the west limits line of the Village of Brown Deer, thence in a southerly direction along the limits line of the Village of Brown Deer and the City of Milwaukee to its intersection with the centerline of West Bradley Road; thence in an easterly direction along the centerline of West Bradley Road to its intersection with the centerline of North 60th Street; thence in a southerly direction along the centerline of North 60th Street to its intersection with the centerline of West Port Avenue; thence in a westerly direction along the centerline of West Port Avenue to its intersection with the centerline of West Calumet Road; thence in an easterly direction along the centerline of West Calumet Road to its intersection with the centerline of North 60th Street; thence in a southerly direction along the centerline of North 60th Street to its intersection with the centerline of the Chicago and North Western Railroad right-of-way; thence in a westerly direction along the centerline of the Chicago and North Western Railroad right-of-way to its intersection with the centerline of West Calumet Road; thence in a westerly direction along the centerline of West Calumet Road to its intersection with the centerline of North 76th Street; thence in a southerly direction along the centerline of North 76th Street to its intersection with the centerline of West Green Tree Road; thence in a westerly direction along the centerline of West Green Tree Road to its intersection with the centerline of North Burbank Avenue; thence in a northwesterly direction along the centerline of North Burbank Avenue to its intersection with the centerline of West Denver Avenue; thence in a westerly direction along the centerline of West

Denver Avenue to its intersection with the centerline of North Hastings Street; thence in a southerly direction along the centerline of North Hastings Street to its intersection with the centerline of West Kiehnau Avenue; thence in a westerly direction along the centerline of West Kiehnau Avenue to its intersection with North 89th Street; thence in a southerly direction along the centerline of North 89th Street to its intersection with the centerline of West Acacia Street; thence in a westerly direction along the centerline of West Acacia Street to its intersection with the centerline of North 91st Street; thence in a southerly direction along the centerline of North 91st Street to its intersection with the centerline of West Mill Road; thence in a westerly direction along the centerline of West Mill Road to its intersection with the centerline of West Fond du Lac Avenue; thence in a northerly direction along the centerline of West Fond du Lac Avenue to its intersection with the centerline of North Bourbon Street; thence in a southerly direction along the centerline of North Bourbon Street to its intersection with the centerline of West Daphne Street; thence in a westerly direction along the centerline of West Daphne Street to its intersection with North 106th Street; thence in a southerly direction along the centerline of North 106th Street to its intersection with the centerline of West Jonen Street; thence in a westerly direction along the centerline of West Jonen Street to its intersection with the centerline of North 107th Street; thence in a southerly direction along the centerline of North 107th Street to its intersection with the centerline of West Mill Road; thence in a westerly direction along the centerline of West Mill Road to its intersection with the centerline of West Appleton Avenue; thence in a northwesterly direction along the centerline of West Appleton Avenue to its intersection with the west limits line of the City of Milwaukee; thence in a northerly and easterly direction along the limits line of the City of Milwaukee to its intersection with the west limits line of the Village of Brown Deer, which is the point of beginning.

- (g) *Seventh Supervisory District.* The territory of the City of Milwaukee lying within the boundary

described below shall constitute the seventh supervisory district:

Beginning at a point at the intersection of the centerlines of West Capitol Drive and North 51st Boulevard; thence in a southerly direction along the centerline of North 51st Boulevard to its intersection with the centerline of West Vienna Avenue; thence in a westerly direction along the centerline of West Vienna Avenue to its intersection with the centerline of North 60th Street; thence in a northerly direction along the centerline of North 60th Street to its intersection with the centerline of West Melvina Street; thence in a westerly direction along the centerline of West Melvina Street to its intersection with the centerline of North 67th Street; thence in a northerly direction along the centerline of North 67th Street to its intersection with the centerline of West Capitol Drive; thence in a westerly direction along the centerline of West Capitol Drive to its intersection with the centerline of North 76th Street; thence in a southerly direction along the centerline of North 76th Street to its intersection with the centerline of West Nash Street; thence in an easterly direction along the centerline of West Nash Street to its intersection with the centerline of West Appleton Avenue; thence in a southeasterly direction along the centerline of West Appleton Avenue to its intersection with the centerline of West Keefe Avenue; thence in an easterly direction along the centerline of West Keefe Avenue to its intersection with the centerline of North 60th Street; thence in a southerly direction along the centerline of North 60th Street to its intersection with the centerline of West Burleigh Street; thence in an easterly direction along the centerline of West Burleigh Street to its intersection with the centerline of North 59th Street; thence in a southerly direction along the centerline of north 59th Street to its intersection with the centerline of West Chambers Street; thence in an easterly direction along the centerline of West Chambers Street to its intersection with the centerline of North 57th Street; thence in a southerly direction along the centerline of North 57th Street to its intersection with the centerline of West Lisbon Avenue; thence in a southeasterly direction along the centerline of West Lisbon Avenue to its intersection with the centerline of West Clarke Street; thence in an easterly direction

along the centerline of West Clarke Street to its intersection with the centerline of North 51st Street; thence in a northerly direction along the centerline of north 51st Street to its intersection with the centerline of West Center Street; thence in an easterly direction along the centerline of West Center Street to its intersection with the centerline of North 50th Street; thence in a northerly direction along the centerline of North 50th Street to its intersection with the centerline of West Locust Street; thence in an easterly direction along the centerline of West Locust Street to its intersection with the centerline of North 47th Street; thence in a northerly direction along the centerline of North 47th Street to its intersection with the centerline of West Chambers Street; thence in an easterly direction along the centerline of West Chambers Street to its intersection with the centerline of North 45th Street; thence in a southerly direction along the centerline of North 45th Street to its intersection with the centerline of West Locust Street; thence in an easterly direction along the centerline of West Locust Street to its intersection with the centerline of North 41st Street; thence in a northerly direction along the centerline of North 41st Street to its intersection with the centerline of West Townsend Street; thence in an easterly direction along the centerline of West Townsend Street to its intersection with the centerline of North 29th Street; thence in a southerly direction along the centerline of North 29th Street to its intersection with the centerline of West Burleigh Street; thence in an easterly direction along the centerline of West Burleigh Street to its intersection with the centerline of North 20th Street; thence in a northerly direction along the centerline of North 20th Street to its intersection with the centerline of West Capitol Drive; thence in a westerly direction along the centerline of West Capitol Drive to its intersection with the centerline of North 27th Street; thence in a northerly direction along the centerline of North 27th Street to its intersection with the centerline of West Roosevelt Drive; thence in a westerly direction along West Roosevelt Drive to its intersection with the centerline of North 28th Street; thence in a northerly direction along the centerline of north 28th Street to its intersection with the centerline of West Ruby Avenue; thence in a westerly direction along the

centerline of West Ruby Avenue to its intersection with the centerline of North 29th Street; thence in a northerly direction along the centerline of North 29th Street to its intersection with the centerline of West Hampton Avenue; thence in a westerly direction along the centerline of West Hampton Avenue to its intersection with the centerline of North Sherman Boulevard; thence in a southerly direction along the centerline of North Sherman Boulevard to its intersection with the centerline of West Capitol Drive; thence in a westerly direction along the centerline of West Capitol Drive to its intersection with the centerline of North 51st Boulevard, which is the point of beginning.

(h) *Eighth Supervisory District.* The territory lying within the boundary described below shall constitute the eighth supervisory district:

(1) That part of the City of Milwaukee beginning at a point at the intersection of the centerlines of South 21st Street and West Orchard Street; thence in an easterly direction along the centerline of West Orchard Street to its intersection with the centerline of South 20th Street; thence in a southerly direction along the centerline of South 20th Street to its intersection with the centerline of West Mitchell Street; thence in an easterly direction along the centerline of West Mitchell Street to its intersection with the centerline of South 19th Street; thence in a southerly direction along the centerline of South 19th Street to its intersection with the centerline of West Burnham Street; thence in a westerly direction along the centerline of West Burnham Street to its intersection with the centerline of South 20th Street; thence in a southerly direction along the centerline of South 20th Street to its intersection with the centerline of West Rogers Street; thence in an easterly direction along the centerline of West Rogers Street to its intersection with the centerline of South 18th Street; thence in a southerly direction along the centerline of South 18th Street to its intersection with the centerline of West Grant Street; thence in an easterly direction along the centerline of West Grant Street to its intersection with the centerline of

South 16th Street; thence in a southerly direction along the centerline of South 16th Street to its intersection with the centerline of West Arthur Avenue; thence in an easterly direction along the centerline of West Arthur Avenue to its intersection with the centerline of South 9th Street; thence in a southerly direction along the centerline of South 9th Street to its intersection with the centerline of West Harrison Avenue; thence in a westerly direction along the centerline of West Harrison Avenue to its intersection with the centerline of South 10th Street; thence in a southerly direction along the centerline of South 10th Street to its intersection with the centerline of West Cleveland Avenue; thence in a westerly direction along the centerline of West Cleveland Avenue to its intersection with the centerline of South 27th Street; thence in a southerly direction along the centerline of South 27th Street to its intersection with the centerline of West Euclid Avenue; thence in a westerly direction along the centerline of West Euclid Avenue to its intersection with the centerline of West Drury Lane; thence in a northwesterly direction along the centerline of West Drury Lane to its intersection with the centerline of South 33th Street; thence in a southwesterly direction along the centerline of South 33rd Street to its intersection with the centerline of West Lakefield Drive; thence in a northwesterly direction along the centerline of West Lakefield Drive to its intersection with the centerline of South 34th Street; thence in a northerly direction along the centerline of South 34th Street to its intersection with the centerline of West Oklahoma Avenue; thence in a westerly direction along the centerline of West Oklahoma Avenue to its intersection with the centerline of South 35th Street; thence in a southerly direction along the centerline of South 35th Street to its intersection with the north limits line of the City of Greenfield; thence in a southerly, westerly and northerly direction along the north limits line of the City of Greenfield to its intersection with the centerlines of South 51st Street and West Forest Home Avenue; thence in a northerly direction along the centerline of South 51st Street to its intersection with the centerline of West Oklahoma

Avenue; thence in a westerly direction along the centerline of West Oklahoma Avenue to its intersection with the centerline of South 60th Street; thence in a northerly direction along the centerline of South 60th Street to its intersection with the south limits line of the City of West Allis; thence in an easterly and northerly direction along the limits line of the City of West Allis to its intersection with the south limits line of the Village of West Milwaukee; thence in an easterly and northerly direction along the limits line of the Village of West Milwaukee to its intersection with the centerline of West Grant Street; thence in an easterly direction along the centerline of West Grant Street to its intersection with the centerline of South 31st Street; thence in a northerly direction along the centerline of South 31st Street to its intersection with the centerline of West Scott Street; thence in an easterly direction along the centerline of West Scott Street to its intersection with the centerline of South Layton Boulevard; thence in a northerly direction along the centerline of South Layton Boulevard to its intersection with the centerline of West National Avenue; thence in an easterly direction along the centerline of West National Avenue to its intersection with the centerline of South 21st Street; thence in a southerly direction along the centerline of South 21st Street to its intersection with the centerline of West Orchard Street, which is the point of beginning.

- (i) *Ninth Supervisory District.* The territory of the City of Milwaukee lying within the boundary described below shall constitute the ninth supervisory district:

Beginning at a point at the intersection of the centerlines of North 76th Street and West Villard Avenue; thence in an easterly direction along the centerline of West Villard Avenue to its intersection with the centerline of Lincoln Creek; thence in a northerly and easterly direction along the centerline of Lincoln Creek to its intersection with the centerline of North 62nd Street; thence in a northerly direction along the centerline of North 62nd Street to its intersection with the centerline of West Custer Avenue; thence in an easterly direction along the

centerline of West Custer Avenue to its intersection with the centerline of North 51st Street; thence in a northerly direction along the centerline of North 51st Street to its intersection with the centerline of West Silver Spring Drive; thence in an easterly direction along the centerline of West Silver Spring Drive to its intersection with the west limits line of the City of Glendale and the east limits line of the City of Milwaukee; thence in a northerly and westerly direction along the limits line of the City of Milwaukee to its intersection with the centerlines of North 60th Street and West Bradley Road, which is also the south limits line of the Village of Brown Deer; thence in a southerly direction along the centerline of North 60th Street to its intersection with the centerline of West Port Avenue; thence in a westerly direction along the centerline of West Port Avenue to its intersection with the centerline of West Calumet Road; thence in an easterly direction along the centerline of West Calumet Road to its intersection with the centerline of North 60th Street; thence in a southerly direction along the centerline of North 60th Street to its intersection with the centerline of the Chicago and North Western Railroad right-of-way; thence in a westerly direction along the centerline of the Chicago and North Western Railroad right-of-way to its intersection with the centerline of West Calumet Road; thence in a westerly direction along the centerline of West Calumet Road to its intersection with the centerline of North 76th Street; thence in a southerly direction along the centerline of North 76th Street to its intersection with the centerline of West Green Tree Road; thence in a westerly direction along the centerline of West Green Tree Road to its intersection with the centerline of North Burbank Avenue; thence in a northwesterly direction along the centerline of North Burbank Avenue to its intersection with the centerline of West Denver Avenue; thence in a westerly direction along the centerline of West Denver Avenue to its intersection with the centerline of North Hastings Street; thence in a southerly direction along the centerline of North Hastings Street to its intersection with the centerline of West Kiehnau Avenue; thence in a westerly direction along the centerline of West Kiehnau Avenue to its intersection with the centerline of

North 89th Street; thence in a southerly direction along the centerline of North 89th Street to its intersection with the centerline of West Acacia Street; thence in a westerly direction along the centerline of West Acacia Street to its intersection with the centerline of North 91st Street; thence in a southerly direction along the centerline of North 91st Street to its intersection with the centerline of West Lynx Road; thence in an easterly direction along the centerline of West Lynx Road to its intersection with the centerline of North 89th Street; thence in a northerly direction along the centerline of North 89th Street to its intersection with the centerline of West Monrovia Avenue; thence in a westerly direction along the centerline of West Monrovia Avenue to its intersection with the centerline of West Bender Avenue; thence in an easterly direction along the centerline of West Bender Avenue to its intersection with the centerline of West Crossfield Avenue; thence in an easterly direction along the centerline of West Crossfield Avenue to its intersection with the centerline of West Douglas Avenue; thence in an easterly direction along the centerline of West Douglas Avenue to its intersection with the centerline of North Joyce Avenue; thence in a southerly direction along the centerline of North Joyce Avenue to its intersection with the centerline of West Lynx Road; thence in an easterly direction along the centerline of West Lynx Road to its intersection with the centerline of North 84th Street; thence in a southerly direction along the centerline of North 84th Street to its intersection with the centerline of the Chicago and North Western Railroad right-of-way; thence in an easterly direction along the centerline of the Chicago and North Western Railroad right-of-way to its intersection with the centerline of North 76th Street; thence in a southerly direction along the centerline of North 76th Street to its intersection with the centerline of West Villard Avenue, which is the point of beginning.

- (j) *Tenth Supervisory District.* The territory of the City of Milwaukee lying within the boundary described below shall constitute the tenth supervisory district:

Beginning at a point at the intersection of the centerline of North 10th Street and West North

Avenue; thence in an easterly direction along the centerline of West North Avenue to its intersection with the centerline of the North-South Freeway; thence in a southerly direction along the centerline of the North-South Freeway to its intersection with the centerline of the Park East Freeway; thence in an easterly direction along the centerline of the Park East Freeway to its intersection with the centerline of North 7th Street; thence in a southerly direction along the centerline of North 7th Street to its intersection with the centerline of West Highland Avenue; thence in a westerly direction along the centerline of West Highland Avenue to its intersection with the centerline of North 8th Street; thence in a southerly direction along the centerline of North 8th Street to its intersection with the centerline of West State Street; thence in an easterly direction along the centerline of West State Street to its intersection with the centerline of North James Lovell Street; thence in a southerly direction along the centerline of North James Lovell Street to its intersection with the centerline of West Wells Street; thence in a westerly direction along the centerline of West Wells Street to its intersection with the centerline of North 14th Street extended; thence in a southerly direction along the centerline of North 14th Street extended to its intersection with the centerline of West Wisconsin Avenue; thence in a westerly direction along the centerline of West Wisconsin Avenue to its intersection with the centerline of North 35th Street; thence in a northerly direction along the centerline of North 35th Street to its intersection with the centerline of West Kilbourn Avenue; thence in an easterly direction along the centerline of West Kilbourn Avenue to its intersection with the centerline of North 33rd Street; thence in a northerly direction along the centerline of North 33rd Street to its intersection with the centerline of West Highland Boulevard; thence in a westerly direction along the centerline of West Highland Boulevard to its intersection with the centerline of North 35th Street; thence in a northerly direction along the centerline of North 35th Street to its intersection with the centerline of West Galena Street; thence in an easterly direction along the centerline of West Galena Street to its intersection with the centerline of North 27th Street; thence in a northerly direction along the centerline of North 27th Street to its intersection with

the centerline of West Chambers Street; thence in a westerly direction along the centerline of West Chambers Street to its intersection with the centerline of North 28th Street; thence in a northerly direction along the centerline of North 28th Street to its intersection with the centerline of West Burleigh Street; thence in an easterly direction along the centerline of West Burleigh Street to its intersection with the centerline of North 20th Street; thence in a southerly direction along the centerline of North 20th Street to its intersection with the centerline of West Hadley Street; thence in an easterly direction along the centerline of West Hadley Street to its intersection with the centerline of North 16th Street; thence in a southerly direction along the centerline of North 16th Street to its intersection with the centerline of West Center Street; thence in an easterly direction along the centerline of West Center Street to its intersection with the centerline of North 16th Street; thence in a southerly direction along the centerline of North 16th Street to its intersection with the centerline of West Clarke Street; thence in an easterly direction along the centerline of West Clarke Street to its intersection with the centerline of North 15th Street; thence in a southerly direction along the centerline of North 15th Street to its intersection with the centerline of West Wright Street; thence in an easterly direction along the centerline of West Wright Street to its intersection with the centerline of North 10th Street; thence in a southerly direction along the Centerline of North 10th Street to its intersection with the centerline of West North Avenue, which is the point of beginning.

(k) *Eleventh Supervisory District.* The territory lying within the boundary described below shall constitute the eleventh supervisory district:

- (1) That part of the City of Greenfield east and north of the line described in subsection (u) (2).
 - (2) That part of the City of Milwaukee beginning at a point at the intersection of the centerlines of South 51st Street and West Forest Home Avenue, which is the north limits line of the City of Greenfield; thence in a northerly direction along the centerline of South 51st Street to its inter-
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section with the centerline of West Oklahoma Avenue; thence in a westerly direction along the centerline of West Oklahoma Avenue to its intersection with the centerline of South 68th Street; thence in a southerly direction along the centerline of South 68th Street to its intersection with the centerline of West Morgan Avenue; thence in a westerly direction along the centerline of West Morgan Avenue to its intersection with the centerline of South 76th Street; thence in a southerly direction along the centerline of South 76th Street to its intersection with the point being the south limits line of the City of Milwaukee; thence in an irregular easterly, southerly, northerly and westerly direction along the limits line of the City of Milwaukee to the point of beginning.

- (3) That part of the City of Milwaukee beginning at a point at the intersection of the centerlines of South 27th Street and West Ramsey Avenue; thence in a westerly, northerly and easterly direction along the limits line between the City of Milwaukee and the City of Greenfield to its next intersection with the centerline of South 27th Street; thence in a northerly direction along the centerline of South 27th Street to its intersection with the centerline of West Grange Avenue; thence in an easterly direction along the centerline of West Grange Avenue to its intersection with the centerline of South 23rd Street; thence in a southerly direction along the centerline of South 23rd Street to its intersection with the centerline of West College Avenue; thence in a westerly direction along the centerline of West College Avenue to its intersection with the centerline of South 27th Street; thence in a northerly direction along the centerline of South 27th Street to its intersection with the centerline of West Ramsey Avenue, which is the point of beginning.
- (4) That part of the City of Franklin beginning at a point at the intersection of South 27th Street and West Drexel Avenue; thence in a westerly direction along the centerline of West Drexel Avenue to its intersection with the centerline of South 51st Street; thence in a northerly direction along the centerline of South 51st Street to its inter-

section with the north limits line of the City of Franklin; thence in an easterly direction along the north limits line of the City of Franklin to the intersection with South 27th Street, which is the east limits line of the City of Franklin; thence in a southerly direction along the centerline of South 27th Street to its intersection with the centerline of West Drexel Avenue, which is the point of beginning.

- (1) *Twelfth Supervisory District.* The territory of the City of Milwaukee lying within the boundary described below shall constitute the twelfth supervisory district:

Beginning at a point at the intersection of the centerline of the Milwaukee River and the East-West Freeway; thence in a southerly direction along the centerline of the Milwaukee River to its intersection with the centerline of the Kinnickinnic River; thence in a southerly direction along the centerline of the Kinnickinnic River to its intersection with the centerline of East Becher Street; thence in a westerly direction along the centerline of East Becher Street to its intersection with the centerline of South 6th Street; thence in a southerly direction along the centerline of South 6th Street to its intersection with the centerline of West Arthur Avenue; thence in a westerly direction along the centerline of West Arthur Avenue to its intersection with the centerline of South 16th Street; thence in a northerly direction along the centerline of South 16th Street to its intersection with the centerline of West Grant Street; thence in a westerly direction along the centerline of West Grant Street to its intersection with the centerline of South 18th Street; thence in a northerly direction along the centerline of South 18th Street to its intersection with the centerline of West Rogers Street; thence in a westerly direction along the centerline of West Rogers Street to its intersection with the centerline of South 20th Street; thence in a northerly direction along the centerline of South 20th Street to its intersection with the centerline of West Burnham Street; thence in an easterly direction along the centerline of West Burnham Street to its intersection with the centerline of South 19th Street; thence in a northerly direction along the centerline of

South 19th Street to its intersection with the centerline of West Mitchell Street; thence in a westerly direction along the centerline of West Mitchell Street to its intersection with the centerline of South 20th Street; thence in a northerly direction along the centerline of South 20th Street to its intersection with the centerline of West Orchard Street; thence in a westerly direction along the centerline of West Orchard Street to its intersection with the centerline of South 21st Street; thence in a northerly direction along the centerline of South 21st Street to its intersection with the centerline of West Pierce Street; thence in an easterly direction along the centerline of West Pierce Street to its intersection with the centerline of South 16th Street; thence in a northerly direction along the centerline of South 16th Street to its intersection with the centerline of the East-West Freeway; thence in an easterly direction along the centerline of the East-West Freeway to its intersection with the centerline of the Milwaukee River, which is the point of beginning.

- (m) *Thirteenth Supervisory District.* The territory of the City of Milwaukee lying within the boundary described below shall constitute the thirteenth supervisory district:

Beginning at a point at the intersection of the centerlines of the west limits line of the City of Milwaukee and the North-South Freeway extended to the west limits line of the City of Glendale; thence in an irregular easterly, northerly, westerly and southerly direction along the limits line between Glendale and Milwaukee to its intersection with the west limits line with the Village of Whitefish Bay; thence in a southerly direction along the limits line of the City of Milwaukee to its intersection with the centerline of the Milwaukee River; thence in southerly direction along the centerline of the Milwaukee River to its intersection with the centerline of East Locust Street; thence in a westerly direction along the centerline of East Locust Street to its intersection with the centerline of North Humboldt Boulevard; thence in a southerly direction along the centerline of North Humboldt Boulevard to its intersection with the centerline of East Center Street; thence in a westerly direction along the centerline of East Center Street to

its intersection with the centerline of North Fratney Street; thence in a southerly direction along the centerline of North Fratney Street to its intersection with the centerline of East Wright Street; thence in an easterly direction along the centerline of East Wright Street to its intersection with the centerline of North Humboldt Boulevard; thence in a southerly direction along the centerline of North Humboldt Boulevard to its intersection with the centerline of East North Avenue; thence in an easterly direction along the centerline of East North Avenue to its intersection with the centerline of the Milwaukee River; thence in a southerly direction along the centerline of the Milwaukee River to its intersection with the centerline of West Pleasant Street; thence in a westerly direction along the centerline of West Pleasant Street to its intersection with the centerline of North Dr. Martin Luther King, Jr. Drive; thence in a southerly direction along the centerline of North Dr. Martin Luther King, Jr. Drive to its intersection with the centerline of the Park East Freeway; thence in a westerly direction along the centerline of the Park East Freeway to its intersection with the centerline of the North-South Freeway; thence in a northerly direction along the centerline of the North-South Freeway to its intersection with the centerline of West North Avenue; thence in a westerly direction along the centerline of West North Avenue to its intersection with the centerline of North 10th Street; thence in a northerly direction along the centerline of North 10th Street to its intersection with the centerline of West Wright Street; thence in a westerly direction along the centerline of West Wright Street to its intersection with the centerline of North 15th Street; thence in a northerly direction along the centerline of North 15th Street to its intersection with the centerline of West Clarke Street; thence in a westerly direction along the centerline of West Clarke Street to its intersection with the centerline of North 16th Street; thence in a northerly direction along the centerline of North 16th Street to its intersection with the centerline of West Center Street; thence in a westerly direction along the centerline of West Center Street to its intersection with the centerline of North 16th Street; thence in a northerly direction along the centerline of North 16th Street to its intersection with the centerline of West

Hadley Street; thence in an easterly direction along the centerline of West Hadley Street to its intersection with the centerline of North 14th Street; thence in a northerly direction along the centerline of North 14th Street to its intersection with the centerline of West Albany Place; thence in an easterly direction along the centerline of West Albany Place to its intersection with the centerline of North 13th Street; thence in a northerly direction along the centerline of North 13th Street to its intersection with the centerline of West Burleigh Street; thence in an easterly direction along the centerline of West Burleigh Street to its intersection with the centerline of North 10th Street; thence in a northerly direction along the centerline of North 10th Street to its intersection with the centerline of West Capitol Drive; thence in an easterly direction along the centerline of West Capitol Drive to its intersection with the centerline of the North-South Freeway; thence in a northerly direction along the centerline of the North-South Freeway to its intersection with the west limits line of the City of Glendale, which is the point of beginning.

- (n) *Fourteenth Supervisory District.* The territory of the City of Milwaukee lying within the boundary described below shall constitute the fourteenth supervisory district:

Beginning at a point at the intersection of the centerlines of West Arthur Avenue and South 6th Street; thence in a southerly direction along the centerline of South Street to its intersection with the centerline of West Rosedale Avenue; thence in an easterly direction along the centerline of West Rosedale Avenue to its intersection with the centerline of South Chase Avenue; thence in a southerly direction along the centerline of South Chase Avenue to its intersection with the centerline of South Howell Avenue; thence continuing in a southerly direction along the centerline of South Howell Avenue to its intersection with the centerline of West Layton Avenue; thence in westerly direction along the centerline of West Layton Avenue to its intersection with the centerline of South 13th Street; thence in a southerly direction along the centerline of

South 13th Street to its intersection with the centerline of West Edgerton Avenue; thence in a westerly direction along the centerline of West Edgerton Avenue to its intersection with the centerline of the North-South Freeway; thence in a southerly direction along the centerline of the North-South Freeway to its intersection with the centerline of West Ramsey Avenue; thence in an easterly direction along the centerline of West Ramsey Avenue to its intersection with the centerline of South 13th Street; thence in a southerly direction along the centerline of South 13th Street to its intersection with the south limits line of the City of Milwaukee, which is the north limits line of the City of Oak Creek; thence in a westerly, northerly and westerly direction along the limits line of the City of Milwaukee to its intersection with the centerline of South 20th Street, said point also being on the west limits line of the City of Oak Creek; thence in a northerly direction along the centerline of South 20th Street to its intersection with the centerline of West College Avenue; thence in a westerly direction along the centerline of West College Avenue to its intersection with the centerline of South 23rd Street; thence in a northerly direction along the centerline of South 23rd Street to its intersection with the centerline of West Grange Avenue; thence in a westerly direction along the centerline of West Grange Avenue to its intersection with the centerline of South 27th Street; thence in a northerly direction along the centerline of South 27th Street to its intersection with the centerline of West Howard Avenue; thence in a westerly direction along the centerline of West Howard Avenue to its intersection with the east limits line of the City of Greenfield; thence in a northerly and westerly direction along the limits line of the City of Greenfield to its intersection with the centerline of South 35th Street; thence in a northerly direction along the centerline of South 35th Street to its intersection with the centerline of West Oklahoma Avenue; thence in an easterly direction along the centerline of West Oklahoma Avenue to its intersection with the centerline of South 34th Street; thence in a southerly direction along the centerline of South 34th Street to its intersection with the centerline of West Lakefield Drive; thence in an easterly direction along the centerline of West

Lakefield Drive to its intersection with the centerline of South 33rd Street; thence in a northerly direction along the centerline of South 33rd Street to its intersection with the centerline of West Drury Lane; thence in an easterly direction along the centerline of West Drury Lane to its intersection with the centerline of West Euclid Avenue; thence in an easterly direction along the centerline of West Euclid Avenue to its intersection with the centerline of South 27th Street; thence in a northerly direction along the centerline of South 27th Street to its intersection with the centerline of West Cleveland Avenue; thence in an easterly direction along the centerline of West Cleveland Avenue to its intersection with the centerline of South 10th Street; thence in a northerly direction along the centerline of South 10th Street to its intersection with the centerline of West Harrison Avenue; thence in an easterly direction along the centerline of West Harrison Avenue to its intersection with the centerline of South 9th Street; thence in a northerly direction along the centerline of South 9th Street to its intersection with the centerline of West Arthur Avenue; thence in an easterly direction along the centerline of West Arthur Avenue to its intersection with the centerline of South 6th Street, which is the point of beginning.

(o) *Fifteenth Supervisory District.* The territory lying within the boundary described below shall constitute the fifteenth supervisory district:

(1) That part of the City of Milwaukee beginning at a point at the intersection of the centerlines of North 92nd Street and West Capitol Drive, said point also being on the east limits line of the City of Wauwatosa; thence in a southerly direction along the centerline of North 92nd Street to its intersection with the centerline of West Lisbon Avenue; thence in a southeasterly direction along the centerline of West Lisbon Avenue to its intersection with the centerline of West Keefe Avenue; thence in an easterly direction along the centerline of West Keefe Avenue to its intersection with the centerline of North 82nd Street; thence in a northerly direction along the centerline of North 82nd Street to its intersection with the centerline of West Nash Street; thence in an easterly

direction along the centerline of West Nash Street to its intersection with the centerline of West Appleton Avenue; thence in a southeasterly direction along the centerline of West Appleton Avenue to its intersection with the centerline of West Keefe Avenue; thence in an easterly direction along the centerline of West Keefe Avenue to its intersection with the centerline of North 60th Street; thence in a southerly direction along the centerline of North 60th Street to its intersection with the centerline of West Burleigh Street; thence in an easterly direction along the centerline of West Burleigh Street to its intersection with the centerline of North 59th Street; thence in a southerly direction along the centerline of North 59th Street to its intersection with the centerline of West Chambers Street; thence in an easterly direction along the centerline of West Chambers Street to its intersection with the centerline of North 57th Street; thence in a southerly direction along the centerline of North 57th Street to its intersection with the centerline of West Lisbon Avenue; thence in a northwesterly direction along the centerline of West Lisbon Avenue to its intersection with the centerline of West Center Street; thence in a westerly direction along the centerline of West Center Street to its intersection with the centerline of North 62nd Street; thence in a southerly direction along the centerline of North 62nd Street to its intersection with the north limits line of the City of Wauwatosa; thence in an irregular westerly, northerly, easterly and southerly direction along said limits line to the point of beginning.

- (2) That part of the City of Wauwatosa beginning at a point at the intersection of the centerlines of West North Avenue and North 60th Street, which is the east limits line of the City of Wauwatosa; thence in a westerly direction along the centerline of West North Avenue to its intersection with the centerline of North 70th Street; thence in a northerly direction along the centerline of North 70th Street to its intersection with the centerline of West Meinecke Avenue; thence in a westerly direction along the centerline of West Meinecke Avenue to its intersection with the centerline of

North 74th Street; thence in a northerly direction along the centerline of North 74th Street to its intersection with the centerline of West Clarke Street; thence in a westerly direction along the centerline of West Clarke Street to its intersection with the centerline of North Wauwatosa Avenue; thence in a northerly direction along the centerline of North Wauwatosa Avenue to its intersection with the north limits line of the City of Wauwatosa; thence in an easterly and southerly direction along the limits line of the City of Wauwatosa to the point of beginning.

- (3) That part of the City of Wauwatosa lying north and west of the line described in subsection (t) (1).
- (p) *Sixteenth Supervisory District.* The territory lying within the boundary described below shall constitute the sixteenth supervisory district:
- (1) All of the Village of West Milwaukee.
 - (2) That part of the City of Milwaukee beginning at a point at the intersection of South 60th Street and the south limits line of the City of West Allis; thence in a southerly direction along the centerline of South 60th Street to its intersection with the centerline of West Oklahoma Avenue; thence in a westerly direction along the centerline of West Oklahoma Avenue to its intersection with the east limits line of the City of West Allis; thence in a northerly and easterly direction along the limits line of the City of West Allis to the point of beginning.
 - (3) That part of the City of Milwaukee beginning at a point at the intersection of the centerlines of West Vliet Street and West Highland Boulevard; thence in a southerly direction along the centerline of West Highland Boulevard to its intersection with the centerline of the CM & STP Railroad; thence in a southwesterly direction along the centerline of the CM & STP Railroad to its intersection with the centerline of West Wisconsin Avenue; thence in an easterly direction

along the centerline of West Wisconsin Avenue to its intersection with the centerline of North 35th Street; thence in a southerly direction along the centerline of North 35th Street to its intersection with the centerline of the East-West Freeway; thence in a westerly direction along the centerline of the East-West Freeway to its intersection with the centerline of North 44th Street; thence in a southerly direction along the centerline of North 44th Street to the north limits line of the Village of West Milwaukee; thence in a southerly and westerly direction along the north limits line of the Village of West Milwaukee to its intersection with the east limits line of the City of West Allis; thence in a northerly and westerly direction along the limits line of the City of West Allis to its intersection with the south limits line of the City of Wauwatosa; thence in an irregular northerly, easterly and northerly direction along the limits line of the City of Wauwatosa to its intersection with the centerline of West Lloyd Street; said point also being on the east limits line of the City of Wauwatosa; thence in an easterly direction along the centerline of West Lloyd Street to its intersection with the centerline of the Stadium North Freeway; thence in a southerly direction along the centerline of Stadium North Freeway to its intersection with the centerline of West Vliet Street; thence in an easterly direction along the centerline of West Vliet Street to its intersection with the centerline of West Highland Boulevard, which is the point of beginning.

- (4) That part of the City of West Allis beginning at a point at the intersection of the centerline of South 91st Street extended to the north limits line of West Allis; thence in a southerly direction along the centerline of South 91st Street extended to its intersection with the centerline of West Greenfield Avenue; thence in an easterly direction along the centerline of West Greenfield Avenue to its intersection with the east limits line of the City of West Allis; thence in a northerly and westerly direction along the east and north limits line of the City of West Allis to the point of beginning.

- (5) That part of the City of West Allis south and east of a line beginning at the intersection of West Burnham Street and the east limits line of the City of West Allis; thence in a westerly direction along the centerline of West Burnham Street to its intersection with the centerline of South 54th Street; thence in a southerly direction along the centerline of South 54th Street to its intersection with the centerline of West Lincoln Avenue; thence in a westerly direction along the centerline of West Lincoln Avenue to its intersection with the centerline of South 62nd Street; thence in a southerly direction along the centerline of South 62nd Street to its intersection with the south limits line of the City of West Allis.
- (q) *Seventeenth Supervisory District.* The territory lying within the boundary described below shall constitute the seventeenth supervisory district:
- (1) All of the City of St. Francis.
 - (2) That part of the City of Cudahy lying north and west of the line described in subsection (x) (2).
 - (3) That part of the City of Milwaukee beginning at a point at the intersection of the centerline of East Russell Avenue extended and Lake Michigan; thence in a westerly direction along the centerline of East Russell Avenue extended and East Russell Avenue to its intersection with the centerline of South Howell Avenue; thence in a southerly direction along the centerline of South Howell Avenue to its intersection with the centerline of East Rosedale Street; thence in a westerly direction along the centerline of East Rosedale Street to its intersection with the centerline of South Gladstone Place; thence in a southerly direction along the centerline of South Gladstone Place to its intersection with the centerline of East Montana Street; thence in a westerly direction along the centerline of East Montana Street to its intersection with the centerline of South Chase Avenue; thence in a southerly direction along the centerline of South Chase Avenue to its intersection with the centerline of South Howell Avenue; thence continuing in a southerly

direction along the centerline of South Howell Avenue to its intersection with the centerline of East Layton Avenue; thence in a westerly direction along the centerline of East Layton Avenue to its intersection with the centerline of South 13th Street; thence in a southerly direction along the centerline of South 13th Street to its intersection with the centerline of West Edgerton Avenue; thence in a westerly direction along the centerline of West Edgerton Avenue to its intersection with the centerline of the North-South Freeway; thence in a southerly direction along the centerline of the North-South Freeway to its intersection with the centerline of West Ramsey Avenue; thence in an easterly direction along the centerline of West Ramsey Avenue to its intersection with the centerline of South 13th Street; thence in a southerly direction along the centerline of South 13th Street to its intersection with the centerline of East College Avenue; thence in an easterly direction along the centerline of East College Avenue to its intersection with the northern limits line of the City of Oak Creek; thence in an irregular easterly, northerly and easterly direction along the limit lines of Oak Creek, Cudahy and St. Francis to its intersection with Lake Michigan; thence in a northwesterly direction along Lake Michigan to the point of beginning.

- (r) *Eighteenth Supervisory District.* The territory of the City of Milwaukee lying within the boundary described below shall constitute the eighteenth supervisory district:

Beginning at a point at the intersection of the centerlines of North 76th Street and West Hampton Avenue; thence in a southerly direction along the centerline of North 76th Street to its intersection with the centerline of West Nash Street; thence in a westerly direction along the centerline of West Nash Street to its intersection with the centerline of North 82nd Street; thence in a southerly direction along the centerline of North 82nd Street to its intersection with the centerline of West Keefe Avenue; thence in a westerly direction along the centerline of West Keefe Avenue to its intersection with the centerline of West

Lisbon Avenue; thence in a northwesterly direction along the centerline of West Lisbon Avenue to its intersection with the centerline of North 92nd Street; thence in a northerly direction along the centerline of North 92nd Street to its intersection with the north and east limits line of the City of Wauwatosa; thence in a westerly direction along the north limits line of the City of Wauwatosa to its intersection with the centerline of North 124th Street, which is the west limits line of the City of Wauwatosa and the City of Milwaukee; thence in a northerly direction along the limits line of the City of Milwaukee to its intersection with the centerline of West Appleton Avenue; thence in a southeasterly direction along the centerline of West Appleton Avenue to its intersection with the centerline of West Mill Road; thence in an easterly direction along the centerline of West Mill Road to its intersection with the centerline of North 107th Street; thence in a northerly direction along the centerline of North 107th Street to its intersection with the centerline of West Jonen Street; thence in an easterly direction along the centerline of West Jonen Street to its intersection with the centerline of North 106th Street; thence in a northerly direction along the centerline of North 106th Street to its intersection with the centerline of West Daphne Street; thence in an easterly direction along the centerline of West Daphne Street to its intersection with the centerline of North 103rd Street; thence in a southeasterly direction along the centerline of North 103rd Street to its intersection with the centerline of West Bourbon Street; thence in a northeasterly direction along the centerline of West Bourbon Street to its intersection with the centerline of West Fond du Lac Avenue; thence in a southeasterly direction along the centerline of West Fond du Lac Avenue to its intersection with the centerline of West Mill Road; thence in an easterly direction along the centerline of West Mill Road to its intersection with the centerline of North 91st Street; thence in a southerly direction along the centerline of North 91st Street to its intersection with the centerline of West Lynx Road; thence in an easterly direction along the centerline of West Lynx Road to its intersection with the centerline of North 89th Street; thence in a northerly direction along the centerline of North 89th Street to its intersection with the centerline of West Monrovia Avenue; thence in a westerly direction along the

centerline of West Monrovia Avenue to its intersection with the centerline of West Bender Avenue; thence in an easterly direction along the centerline of West Bender Avenue to its intersection with the centerline of West Crossfield Avenue; thence in an easterly direction along the centerline of West Crossfield Avenue to its intersection with the centerline of West Douglas Avenue; thence in an easterly direction along the centerline of West Douglas Avenue to its intersection with the centerline of North Joyce Avenue; thence in a southerly direction along the centerline of North Joyce Avenue to its intersection with the centerline of West Lynx Road; thence in an easterly direction along the centerline of West Lynx Road to its intersection with the centerline of North 84th Street; thence in a southerly direction along the centerline of North 84th Street to its intersection with the centerline of the Chicago and North Western Railroad right-of-way; thence in an easterly direction along the centerline of the Chicago and North Western Railroad right-of-way to its intersection with the centerline of North 76th Street; thence in a southerly direction along the centerline of North 76th Street to its intersection with the centerline of West Grantosa Drive; thence in a westerly direction along the centerline of West Grantosa Drive to its intersection with the centerline of West Gertrude Drive; thence in a westerly direction along the centerline of West Gertrude Drive to its intersection with the centerline of West Kathryn Avenue; thence in a westerly direction along the centerline of West Kathryn Avenue to its intersection with the centerline of North 82nd Street; thence in a southerly direction along the centerline of North 82nd Street to its intersection with the centerline of West Hampton Avenue; thence in an easterly direction along the centerline of West Hampton Avenue to its intersection with the centerline of North 76th Street, which is the point of beginning.

- (s) *Nineteenth Supervisory District.* The territory lying within the boundary described below shall constitute the nineteenth supervisory district:
- (1) All of the City of Oak Creek.
 - (2) That part of the City of Franklin lying south and east of the line beginning at a point where the

centerline of South 92nd Street intersects with the southern county line; thence in a northerly direction along the centerline of South 92nd Street to its intersection with the centerline of West Oakwood Road; thence in an easterly direction along the centerline of West Oakwood Road to its intersection with the centerline of South 76th Street; thence in a northerly direction along the centerline of South 76th Street to its intersection with the centerline of West Drexel Avenue; thence in an easterly direction along the centerline of West Drexel Avenue to its intersection with the centerline of South 27th Street, which is also the east limits line of the City of Franklin and the west limits line of the City of Oak Creek.

- (t) *Twentieth Supervisory District.* The territory lying within the boundary described below shall constitute the twentieth supervisory district:
- (1) That part of the City of Wauwatosa, except that part described in subsection (o) (2), lying south and east of a line beginning at a point at the intersection of the centerlines of West Diane Drive and the west limits line of said city; thence in an easterly direction along the centerline of West Diane Drive to its intersection with the centerline of North 117th Street; thence in a northerly direction along the centerline of North 117th Street to its intersection with the centerline of West Watertown Plank Road; thence in an easterly direction along the centerline of West Watertown Plank Road to its intersection with the centerline of North Mayfair Road; thence in a northerly direction along the centerline of North Mayfair Road to its intersection with the centerline of West Burleigh Street; thence in an easterly direction along the centerline of West Burleigh Street to its intersection with the east limits line of the City of Wauwatosa, said point also being on the west limits line of the City of Milwaukee.
 - (2) That part of the City of West Allis beginning at a point at the intersection of the centerlines of South 124th Street and West Greenfield Avenue;

thence in an easterly direction along the centerline of West Greenfield Avenue to its intersection with the centerline of South 92nd Street; thence in a southerly direction along the centerline of South 92nd Street to its intersection with the centerline of West Orchard Street; thence in an easterly direction along the centerline of West Orchard Street to its intersection with the centerline of South 90th Street; thence in a southerly direction along the centerline of South 90th Street to its intersection with the centerline of West Lapham Street; thence in an easterly direction along the centerline of West Lapham Street to its intersection with the centerline of South 88th Street; thence in an southerly direction along the centerline of South 88th Street to its intersection with the centerline of West Mitchell Street; thence in an easterly direction along the centerline of West Mitchell Street to its intersection with the centerline of South 84th Street; thence in a northerly direction along the centerline of South 84th Street to its intersection with the centerline of West Greenfield Avenue; thence in a westerly direction along the centerline of West Greenfield Avenue to its intersection with the centerline of South 91st Street; thence in a northerly direction along the centerline of South 91st Street to its intersection with the centerline of West Schlinger Avenue; thence in a westerly direction along the centerline of West Schlinger Avenue to its intersection with the limits line of the City of West Allis; thence in a northerly, westerly and southerly direction along the limits line of the City of West Allis to its intersection with the centerlines of South 124th Street and West Greenfield Avenue, which is the point of beginning.

- (u) *Twenty-first Supervisory District.* The territory lying within the boundary described below shall constitute the twenty-first supervisory district:
 - (1) That part of the City of West Allis beginning at a point at the intersection of the centerlines of South 124th Street and West Greenfield Avenue, which is the west limits line of said city; thence in an easterly direction along the centerline of

West Greenfield Avenue to its intersection with the centerline of South 92nd Street; thence in a southerly direction along the centerline of South 92nd Street to its intersection with the centerline of West Orchard Street; thence in an easterly direction along the centerline of West Orchard Street to its intersection with the centerline of South 90th Street; thence in a southerly direction along the centerline of South 90th Street to its intersection with the centerline of West Lapham Street; thence in an easterly direction along the centerline of West Lapham Street to its intersection with the centerline of South 88th Street; thence in a southerly direction along the centerline of South 88th Street to its intersection with the centerline of West Mitchell Street; thence in an easterly direction along the centerline of West Mitchell Street to its intersection with the centerline of South 84th Street; thence in a southerly direction along the centerline of South 84th Street to its intersection with the centerline of West Cleveland Avenue; thence in a westerly direction along the centerline of West Cleveland Avenue to its intersection with the centerline of South 92nd Street; thence in a southerly direction along the centerline of South 92nd Street to its intersection with the centerline of West Oklahoma Avenue, said point also being on the south limits line of the City of West Allis; thence in a westerly and northerly direction along the limits line of said city to its intersection with the centerlines of West Greenfield Avenue and South 124th Street, which is the point of beginning.

- (2) That part of the City of Greenfield lying west and south of a line beginning at a point at the intersection of the centerlines of South 68th Street and West Loomis Road, said point also being on the north limits line of the City of Greenfield; thence in a southerly direction along the centerline of South 68th Street to its intersection with the centerline of West Bottsford Avenue; thence in an easterly direction along the centerline of West Bottsford Avenue to its intersection with the centerline of South 60th Street; thence in a southerly direction along the centerline of South 60th Street to its intersection

with the centerline of West Edgerton Avenue, said point also being on the south limits line of the City of Greenfield.

(v) Twenty-second Supervisory District. The territory lying within the boundary described below shall constitute the twenty-second supervisory district:

- (1) That part of the City of West Allis beginning at a point at the intersection of the centerlines of West Greenfield Avenue and South 56th Street, which is the east limits line of said city; thence in a southerly direction along the east limits line of the City of West Allis to its intersection with the centerlines of West Burnham Street and South 54th Street; thence in a southerly direction along the centerline of South 54th Street to its intersection with the centerline of West Lincoln Avenue; thence in a westerly direction along the centerline of West Lincoln Avenue to its intersection with the centerline of South 62nd Street; thence in a southerly direction along the centerline of South 62nd Street to its intersection with the south limits line of the City of West Allis; thence in a westerly direction along the south limits line of the City of West Allis to its intersection with the centerline of South 92nd Street; thence in a northerly direction along the centerline of South 92nd Street to its intersection with the centerline of West Cleveland Avenue; thence in an easterly direction along the centerline of West Cleveland Avenue to its intersection with the centerline of South 84th Street; thence in a northerly direction along the centerline of South 84th Street to its intersection with the centerline of West Greenfield Avenue; thence in an easterly direction along the centerline of West Greenfield Avenue to its intersection with the centerline of South 56th Street, which is the south limits line of the City of West Allis and the point of beginning.
- (2) That part of the City of Milwaukee lying west of a line beginning at a point at the intersection of the centerlines of South 72nd Street and West Oklahoma Avenue, said point also being on the south limits line of the City of West Allis; thence

in an easterly direction along the centerline of West Oklahoma Avenue to its intersection with the centerline of South 68th Street; thence in a southerly direction along the centerline of South 68th Street to its intersection with the centerline of West Morgan Avenue; thence in a westerly direction along the centerline of West Morgan Avenue to its intersection with the centerline of South 76th Street; thence in a southerly direction along the centerline of South 76th Street to its intersection with the south limits line of the City of Milwaukee.

(w) *Twenty-third Supervisory District.* The territory lying within the boundary described below shall constitute the twenty-third supervisory district:

- (1) All of the Village of Hales Corners.
- (2) All of the Village of Greendale.
- (3) That part of the City of Franklin lying north and west of the line beginning at a point where the centerline of South 92nd Street intersects with the southern county line; thence in a northerly direction along the centerline of South 92nd Street to its intersection with the centerline of West Oakwood Road; thence in an easterly direction along the centerline of West Oakwood Road to its intersection with the centerline of South 76th Street; thence in a northerly direction along the centerline of South 76th Street to its intersection with the centerline of Drexel Avenue; thence in an easterly direction along the centerline of West Drexel Avenue to its intersection with the centerline of South 51st Street; thence in a northerly direction along the centerline of South 51st Street to its intersection with the north limits line of the City of Franklin, which is the south limits line of the Village of Greendale.

(x) *Twenty-fourth Supervisory District.* The territory lying within the boundary described below shall constitute the twenty-fourth supervisory district.

- (1) All of the City of South Milwaukee.
- (2) That part of the City of Cudahy lying south and east of a line beginning at a point at the inter-

section of the centerline of South Kirkwood Avenue and the north limits line of said city; thence in a southerly direction along the centerline of South Kirkwood Avenue to its intersection with the centerline of East Cudahy Avenue; thence in a westerly direction along the centerline of East Cudahy Avenue to its intersection with the centerline of South Kingan Avenue; thence in a southerly direction along the centerline of South Kingan Avenue to its intersection with the centerline of East Layton Avenue; thence in a westerly direction along the centerline of East Layton Avenue to its intersection with the west limits line of the City of Cudahy, said point also being on the east limits line of the City of St. Francis.

- (y) *Twenty-fifth Supervisory District.* The territory lying within the boundary described below shall constitute the twenty-fifth supervisory district:
- (1) All of the Village of Whitefish Bay.
 - (2) All of the Village of Fox Point.
 - (3) That part of the Village of Bayside within Milwaukee County.
 - (4) All of the Village of River Hills.
 - (5) That part of the City of Glendale lying east and south of a line described in subsection (a) (2).
 - (6) That part of the Village of Shorewood lying west of a line beginning at a point at the intersection of North Oakland Avenue and the north limits line of the Village of Shorewood; thence in a southerly direction along the centerline of North Oakland Avenue to its intersection with the centerline of East Lake Bluff Boulevard; thence in a westerly direction along the centerline of East Lake Bluff Boulevard to its intersection with the centerline of North Woodburn Street; thence in a southerly direction along the centerline of North Woodburn Street to its intersection with the centerline of East Capitol Drive; thence in an easterly direction along the centerline of East

Capitol Drive to its intersection with the centerline of North Morris Boulevard; thence in a southerly direction along the centerline of North Morris Boulevard to its intersection with the centerline of East Menlo Boulevard; thence in an easterly direction along the centerline of East Menlo Boulevard to the centerline of North Oakland Avenue; thence in a southerly direction along the centerline of North Oakland Avenue to its intersection with the south limits line of the Village of Shorewood.

- (7) That part of the City of Milwaukee lying west and north of a line beginning at a point at the intersection of the centerline of the Milwaukee River and East Kenwood Boulevard extended to the Milwaukee River; thence in an easterly direction along the centerline of East Kenwood Boulevard to its intersection with the centerline of North Cambridge Avenue; thence in a southerly direction along the centerline of North Cambridge Avenue to its intersection with the centerline of East Linnwood Avenue; thence in an easterly direction along the centerline of East Linnwood Avenue to its intersection with the centerline of North Newhall Street; thence in a northerly direction along the centerline of North Newhall Street to its intersection with the centerline of East Kenwood Boulevard; thence in an easterly direction along the centerline of East Kenwood Boulevard to its intersection with the centerline of North Downer Avenue; thence in a northerly direction along the centerline of North Downer Avenue to its intersection with the north limits line of the City of Milwaukee, which is the south limits line of the Village of Shorewood.

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

The foregoing report correctly states the action taken by the said committee at a meeting held September 24, 2001.

DANIEL J. DILIBERTI
Chairperson

The question was on adoption.

Supervisor Krug and others **SUBMITTED the following Amendment to Item 1, File No. 01-261(a)(b):**

1. Add Ward 26 of the City of Milwaukee to the 2nd Supervisory District with 2691 persons, which was previously approved by the County Board in the tentative plan as part of the 2nd Supervisory District.
2. Add Ward 161 of the City of Milwaukee to the 9th Supervisory District with 2381 persons which was previously approved by the County Board in the tentative plan as part of the 9th Supervisory District.

This will change the Final Plan as follows:

2nd SUPERVISORY DISTRICT

Plan Proposed by this Amendment

66.73% Black - Total Population
60.36% Black - Voting Age Population
24.97% White - Total Population
32.18% White - Voting Age Population

Proposed Final Plan

68.13% Black - Total Population
62.51% Black - Voting Age Population
23.72% White - Total Population
30.90% White - Voting Age Population

9th SUPERVISORY DISTRICT

Plan Proposed by this Amendment

58.10% Black - Total Population
50.56% Black - Voting Age Population
33.35% White - Total Population
42.63% White - Voting Age Population

Proposed Final Plan

56.81% Black - Total Population
49.29% Black - Voting Age Population
34.51% White - Total Population
43.76% White - Voting Age Population

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

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

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

AYES—Aldrich, Arciszewski, Borkowski, Coggs-Jones, Davis, De Bruin, Diliberti, Holloway, Jasenski, Krug, Launstein, Lutzka, Mayo, McGuigan, Nyklewicz, Podell, Quindel, Schmitt, Weishan, White, Zielinski and the Chairman—22. **NOES**—Johnson—1. **EXCUSED**—Bailey and Ryan—2.

TRANSIT SYSTEM CLAIMS

File No. 01-4

From Attorney Kevin T. Roach, submitting a Claim on August 22, 2001 in behalf of Allstate Insurance Company for damages and injuries allegedly sustained by their insured's vehicle when it was struck by a Milwaukee Transport Services, Inc. bus.

File No. 01-4

From Stern & Ramthun, LLP, submitting a Claim on August 17, 2001 in behalf of James Brookshire for damages and injuries allegedly sustained while a passenger on a Milwaukee Transport Services, Inc. bus.

File No. 01-4

From Wiernick, Martin & Neumaier, submitting a Claim on August 1, 2001 in behalf of Claudette Carr for damages and injuries allegedly sustained while a passenger on a Milwaukee Transport Services, Inc. bus.

File No. 01-4

From Habush, Habush, & Rottier, S.C., submitting a Claim on August 17, 2001 in behalf of Gladys Jones for damages and injuries allegedly sustained in an accident involving a Milwaukee Transport Services, Inc. bus.

File No. 01-4

From Charles A. Saggio, submitting a Claim on September 24, 2001 for damages and injuries allegedly sustained while attempting to board a Milwaukee Transport Services, Inc. trolley.

File No. 01-4

From Di Pronio Law Offices, submitting a Claim on July 25, 2001 in behalf of Sonja and Vaughn Schroeder for damages and injuries allegedly sustained when Sonja was a passenger on a Milwaukee Transport Services, Inc. bus.

File No. 01-4

From Attorney S.A. Schapiro, submitting a Claim on August 15, 2001 in behalf of Brenda Scott 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 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.

COUNTY BOARD CITATIONS

File No. 01-2-317

On motion by Supervisors Mayo, Coggs-Jones, Holloway and Johnson, the Board approved a Citation recognizing African World Festival on its nineteen years of existence, commending the contribution it has made to Milwaukee County and wishing festival organizers continued success in the future.

File No. 01-2-318

On motion by Supervisors Diliberti, Arciszewski, Borkowski, Coggs-Jones, Johnson, Krug, Lutzka, Mayo, McGuigan, Schmitt and Ordians, the Board approved a Citation congratulating Joe Alioto on receiving the Citizen of the Year award given by the Wisconsin Chapter of the Justinian Society, commending his dedicated efforts

and contributions to the community and wishing for his continued prosperity and fulfillment.

File No. 01-2-319

On motion by Supervisors Schmitt, Borkowski, Jasenski, Johnson and Lutzka, the Board approved a Citation commending Dr. Robert Ballard on his many accomplishments, commending his dedicated efforts and contributions to the scientific community and wishing him continued prosperity and fulfillment.

File No. 01-2-320

On motion by Supervisors Diliberti, Arciszewski, Borkowski, Cogg-Jones, Johnson, Krug, Lutzka, Mayo, Nyklewicz, Schmitt and Ordians, the Board approved a Citation congratulating William A. Banach for being honored as Polish American of the Year, commending his dedicated efforts and contributions to the community and wishing for his continued prosperity and fulfillment in all future endeavors.

File No. 01-2-321

On motion by Supervisors Davis, Arciszewski, Borkowski, Diliberti, Johnson, Podell and Schmitt, the Board approved a Citation congratulating Serrano J. Barnes on the occasion of receiving the Thurgood Marshall - Bernice Rose Scholarship, commending his dedication to academic excellence and wishing for his continued success in all future endeavors.

File No. 01-2-322

On motion by Supervisors Diliberti, Borkowski, Johnson, Krug, Lutzka, Mayo, McGuigan and Schmitt, the Board approved a Citation congratulating Dick Bennett on receiving the Citizen of the Year award given by the Wisconsin Chapter of the Justinian Society, commending his dedicated efforts and contributions to the community and wishing for his continued prosperity and fulfillment.

File No. 01-2-323

On motion by Supervisors Weishan and Johnson, the Board approved a Citation commending Diane D. Bersch 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. 01-2-324

On motion by Supervisors Arciszewski, Launstein, Johnson, Schmitt and Weishan, the Board approved a Citation congratulating Steven E. Boyette 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 his future endeavors.

File No. 01-2-325

On motion by Supervisors Holloway, Coggs-Jones, Mayo, Johnson and Podell, the Board approved a Citation congratulating Albert Brown Sr. on the occasion of his retirement from Milwaukee Public Schools, commending his dedicated efforts and contributions to the community and wishing for his continued prosperity and fulfillment.

File No. 01-2-326

On motion by Supervisors Mayo, Aldrich, Arciszewski, Borkowski, Coggs-Jones, Davis, Holloway, Jasenski, Johnson, Krug, Launstein, Lutzka, McGuigan, Podell, Ryan, Schmitt, Weishan, White and Ordinans, the Board approved a Citation congratulating Richard Cox on his retirement as Superintendent of the Milwaukee County House of Correction, commending his dedicated efforts and contributions to the community and wishing for his continued prosperity and fulfillment in all of his future endeavors.

File No. 01-2-327

On motion by Supervisors Schmitt, Johnson and Weishan, the Board approved a Citation congratulating Jacob DeLeon 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. 01-2-328

On motion by Supervisors Arciszewski and Johnson, the Board approved a Citation commending Reginald R. Denny for his many years of faithful and distinguished County service, thanking him for his contributions on behalf of the citizens of Milwaukee County and

wishing him a future filled with health, happiness and continued success.

File No. 01-2-329

On motion by Supervisors Launstein, Arciszewski, Johnson, Schmitt and Weishan, the Board approved a Citation congratulating Shane P. Doherty 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 his future endeavors.

File No. 01-2-330

On motion by Supervisors Coggs-Jones, Arciszewski, Davis, Diliberti, Johnson, Lutzka, Mayo, McGuigan, Podell, Quindel, Weishan and Ordians, the Board approved a Citation congratulating Joseph Ellwanger on his retirement as Pastor of Cross Lutheran Church, commending his dedicated efforts and contributions to the community and wishing for his continued prosperity and fulfillment in all of his future endeavors.

File No. 01-2-331

On motion by Supervisors Davis, Arciszewski, Borkowski, Diliberti, Johnson, Nyklewicz, Podell, Schmitt and White, the Board approved a Citation recognizing Caesar Estudillo for his heroic actions, commending his dedicated efforts and contributions to the community and wishing for his continued prosperity and fulfillment.

File No. 01-2-332

On motion by Supervisors Quindel, Aldrich, Arciszewski, Coggs-Jones, Johnson, Podell, Quindel, Zielinski and Ordians, the Board approved a Citation expressing extreme sorrow at the passing of Edward J. Favorite, a friend to the community who has left a legacy of success and service, who was a role model to many and touched the lives of those who had the privilege to know him.

File No. 01-2-333

On motion by Supervisors Coggs-Jones, Holloway, Mayo and Johnson, the Board approved a Citation expressing extreme sorrow at the passing of Edith N. Finlayson, a friend to the community who has left a legacy of success and service, who was a role model to many and touched the lives of those who had the privilege to know her.

File No. 01-2-334

On motion by Supervisors Diliberti, Arciszewski, Borkowski, Johnson, Krug, Lutzka, Mayo, McGuigan and Schmitt, the Board approved a Citation congratulating John Fiorenza on receiving the Citizen of the Year award given by the Wisconsin Chapter of the Justinian Society, commending his dedicated efforts and contributions to the community and wishing for his continued prosperity and fulfillment.

File No. 01-2-335

On motion by Supervisors Quindel, Davis, Johnson, Krug, Lutzka, Mayo, McGuigan and Ordians, the Board approved a Citation recognizing Bruce Fischer for his commitment to work-place safety, commending his dedication and vigilance and wishing for his continued prosperity and fulfillment in all of his future endeavors.

File No. 01-2-336

On motion by Supervisors Launstein and Arciszewski, the Board approved a Citation congratulating Matthew W. Fitzgerald 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. 01-2-337

On motion by Supervisors Schmitt, Arciszewski, Borkowski, Diliberti, Jasenski, Johnson, Lutzka and Nyklewicz, the Board approved a Citation congratulating Judge Christopher Foley on the occasion of receiving the Wauwatosa Library Foundation's Arthur B. Kohasky Leadership Award, commending his dedicated efforts and contributions to the community and wishing for his continued prosperity and fulfillment.

File No. 01-2-338

On motion by Supervisors Quindel and Johnson, the Board approved a Citation commending Anthony Gaglione for his many years of faithful and distinguished County service, thanking him for his contributions on behalf of the citizens of Milwaukee County and wishing him a future filled with health, happiness and continued success.

File No. 01-2-339

On motion by Supervisors White and Johnson, the Board

approved a Citation commending James J. Gildabini for his many years of faithful and distinguished County service, thanking him for his contributions on behalf of the citizens of Milwaukee County and wishing him a future filled with health, happiness and continued success.

File No. 01-2-340

On motion by Supervisors Coggs-Jones, Mayo, Holloway, Johnson, Davis, Quindel and Schmitt, the Board approved a Citation commending Doris Green for earning Career Youth Development's Woman of the Year Award for her dedication as a community servant, neighborhood builder, community activist and arts and cultural preserver continually working toward the betterment of the community.

File No. 01-2-341

On motion by Supervisors Launstein and Johnson, the Board approved a Citation commending Daniel F. Gebarski for more than 29 years of faithful and distinguished County service, thanking him for his contributions on behalf of the citizens of Milwaukee County and wishing him a future filled with health, happiness and continued success.

File No. 01-2-342

On motion by Supervisors Ordinans and Johnson, the Board approved a Citation commending Marsha Godfrey 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. 01-2-343

On motion by Supervisors Coggs-Jones, Mayo, Holloway, Johnson, Arciszewski, Borkowski, Davis, Diliberti and Schmitt, the Board approved a Citation commending Gary Grunau for earning Career Youth Development's Man of the Year Award for his work as a developer, humanitarian and visionary toward the betterment of the community.

File No. 01-2-344

On motion by Supervisors Quindel, Johnson and Mayo, the Board approved a Citation commending Shirley R. Hanson 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. 01-2-345

On motion by Supervisors Ordinans, Arciszewski, Diliberti, Johnson and Zielinski, the Board approved a Citation expressing extreme sorrow at the passing of David R. Harris, a valued Milwaukee County employee who touched the lives of those who had the privilege to know him.

File No. 01-2-346

On motion by Supervisors Zielinski, Aldrich, Borkowski, Diliberti, Jasenski, Johnson, Krug, Mayo, McGuigan, Podell, Quindel and Ordinans, the Board approved a Citation recognizing Kathleen Hart for a lifetime of volunteer and political activism, commending her dedicated efforts and contributions to the community and wishing her continued success in all of her future endeavors.

File No. 01-2-347

On motion by Supervisors McGuigan, Johnson and Mayo, the Board approved a Citation commending Linda Hegge 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. 01-2-348

On motion by Supervisors Podell, Aldrich, Arciszewski, Borkowski, Davis, De Bruin, Diliberti, Jasenski, Johnson, Krug, Lutzka, Nyklewicz, Quindel, Ryan, Schmitt, White, Zielinski and Ordinans, the Board approved a Citation congratulating Sandra Hoeh on her retirement, commending her dedicated efforts and contributions to the community and wishing her continued prosperity and fulfillment.

File No. 01-2-349

On motion by Supervisors Coggs-Jones, Holloway, Mayo and Johnson, the Board approved a Citation recognizing Holy Redeemer

Institutional Church of God in Christ on the occasion of its 15th Annual Men's Day Celebration, commending the church's dedicated efforts and contributions to the community and wishing for its continued prosperity and fulfillment.

File No. 01-2-350

On motion by Supervisors Arciszewski and Johnson, the Board approved a Citation commending Justine Jaskolski 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. 01-2-351

On motion by Supervisors Ordinars, Johnson, Mayo, Borkowski, Podell, Davis, Lutzka, Aldrich, Arciszewski, McGuigan and Schmitt, the Board approved a Citation commending the Kiwanis Club of Milwaukee on the celebration of its 85th Anniversary.

File No. 01-2-352

On motion by Supervisors Diliberti, Arciszewski, Borkowski, Cogg-Jones, Davis, De Bruin, Holloway, Jasenski, Johnson, Krug, Launstein, Lutzka, Mayo, McGuigan, Nyklewicz, Podell, Quindel, Ryan, Schmitt, Weishan, Zielinski and Ordinars, the Board approved a Citation expressing extreme gratitude to Thomas J. Kuzma for his generous contributions to his country, county and community and for his outstanding service to his fellow men.

File No. 01-2-353

On motion by Supervisors White, Borkowski, Davis, De Bruin, Podell and Schmitt, the Board approved a Citation congratulating Lisbon Avenue Neighborhood Development on the occasion of its fifth annual LANDFARE, commending the group's dedicated efforts and contributions to the community and wishing it continued success in future endeavors.

File No. 01-2-354

On motion by Supervisors Cogg-Jones, Holloway, Mayo, Johnson, Borkowski, Diliberti and Krug, the Board approved a Citation expressing extreme sorrow at the passing of William H.

Lock, a friend to the community who has left a legacy of success and service, who was a role model to many and touched the lives of those who had the privilege to know him.

File No. 01-2-355

On motion by Supervisors McGuigan, Aldrich, Borkowski, Holloway, Johnson and Podell, the Board approved a Citation congratulating Clark Lovell on the occasion of his retirement, commending his dedicated efforts and contributions to the community and wishing him continued prosperity and fulfillment.

File No. 01-2-356

On motion by Supervisors Coggs-Jones, Holloway, Mayo and Johnson, the Board approved a Citation expressing extreme sorrow at the passing of Regina Macklin, a friend to the community who has left a legacy of success and service, who was a role model to many and touched the lives of those who had the privilege to know her.

File No. 01-2-357

On motion by Supervisors Diliberti, Borkowski, Johnson, Lutzka, Mayo, McGuigan and Schmitt, the Board approved a Citation congratulating Richard Menzel on his retirement from the Milwaukee Police Department, commending his dedicated efforts and contributions to the community and wishing him continued prosperity and fulfillment in all of his future endeavors.

File No. 01-2-358

On motion by Supervisors Podell, Aldrich, Arciszewski, Borkowski, Diliberti, Schmitt and Zielinski, the Board approved a Citation expressing extreme sorrow at the passing of George L.N. Meyer Jr., a friend to the community who has left a legacy of success and service, who was a role model to many and touched the lives of those who had the privilege to know him.

File No. 01-2-359

On motion by Supervisors Diliberti, Borkowski, Johnson and Ordians, the Board approved a Citation congratulating the Milwaukee Christian Center on the occasion of its 80th anniversary, commending its dedicated efforts and contributions to the community and wishing it continued prosperity and fulfillment.

File No. 01-2-360

On motion by Supervisors White, Arciszewski, Borkowski, Coggs-Jones, Davis, De Bruin, Holloway, Jasenski, Podell, Schmitt and Ordians, the Board approved a Citation congratulating Jack Murtaugh on receiving the Milwaukee Ethnic Council's 2001 vision for Milwaukee Award, commending his dedicated efforts and contributions to the community and wishing his continued prosperity and fulfillment.

File No. 01-2-361

On motion by Supervisors Coggs-Jones, Holloway, Mayo, Johnson and Davis, the Board approved a Citation congratulating James W. Nelson for receiving a Career Youth Development Image Award, commending his dedicated efforts and contributions to the community and wishing him continued prosperity and fulfillment.

File No. 01-2-362

On motion by Supervisors Zielinski, Arciszewski, Coggs-Jones, Johnson, Lutzka and Mayo, the Board approved a Citation recognizing Jesus Ortega for his dedication to AODA counseling, commending his dedicated efforts and contributions to the community and wishing him continued fulfillment in all of his future endeavors.

File No. 01-2-363

On motion by Supervisors McGuigan, Johnson and Mayo, the Board approved a Citation commending Carol Pawlak 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. 01-2-364

On motion by Supervisors Launstein, Arciszewski and Johnson, the Board approved a Citation congratulating Payne & Dolan, Inc. on the occasion of earning the National Asphalt Pavement Association's (NAPA) Diamond Achievement Commendation for Excellence in Hot Mix Asphalt Plant Operations, commending its dedicated efforts and contributions to the community and wishing it continued prosperity and fulfillment.

File No. 01-2-365

On motion by Supervisors Coggs-Jones, Holloway, Mayo and Johnson, the Board approved a Citation congratulating Willie and Hilda Perkins on their 50th wedding anniversary and wishing for their continued prosperity and fulfillment in all of their future endeavors.

File No. 01-2-366

On motion by Supervisors Aldrich and Johnson, the Board approved a Citation commending Susan J. Redzinski 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. 01-2-367

On motion by Supervisors Mayo, Coggs-Jones, Holloway and Johnson, the Board approved a Citation commending Reverend Clarence G. Robinson on his work as a faith community trailblazer and activist and wishing him much success as he embarks on his expanded role in the church and as he reconnects and inspires his immediate family upon his return to his childhood home in the Illinois area.

File No. 01-2-368

On motion by Supervisors Coggs-Jones, Holloway, Mayo, Johnson, Arciszewski, Davis and Quindel, the Board approved a Citation congratulating Jeanetta Robinson for receiving a Career Youth Development Image Award, commending her dedicated efforts and contributions to the community and wishing her continued prosperity and fulfillment.

File No. 01-2-369

On motion by Supervisors McGuigan and Johnson, the Board approved a Citation commending Barbara J. Rymer 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. 01-2-370

On motion by Supervisors Coggs-Jones, Holloway, Mayo, Johnson, Arciszewski, Davis and Quindel, the Board approved a

Citation extending wishes to Claretta "Mother Freedom" Simpson for a very happy 100th birthday, commending her dedicated efforts and contributions to the community and wishing her continued success and fulfillment.

File No. 01-2-371

On motion by Supervisors Mayo, Coggs-Jones, Holloway and Johnson, the Board approved a Citation extending wishes for a happy birthday to Gertrude Smith on the 30th day of August 2001.

File No. 01-2-372

On motion by Supervisors Davis and White, the Board approved a Citation congratulating Spirit of Truth World Ministries on its eighth anniversary, commending its dedicated efforts and contributions to the community and wishing it continued success.

File No. 01-2-373

On motion by Supervisors Coggs-Jones, Holloway, Mayo and Johnson, the Board approved a Citation recognizing Bill Taylor for his dedicated efforts and contributions to the community and wishing him continued prosperity and fulfillment.

File No. 01-2-374

On motion by Supervisors White, Arciszewski, Borkowski, Coggs-Jones, Davis, De Bruin, Holloway, Jasenski, Podell, Schmitt and Ordians, the Board approved a Citation congratulating Betty J. Thompson on receiving the Milwaukee Ethnic Council's 2001 Vision for Milwaukee Award, commending her dedicated efforts and contributions to the community and wishing her continued prosperity and fulfillment.

File No. 01-2-375

On motion by Supervisors Quindel and Johnson, the Board approved a Citation commending Gloria Townsend 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. 01-2-376

On motion by Supervisors Coggs-Jones, Holloway, Mayo, Johnson and Davis, the Board approved a Citation congratulating

Charles L. Walton on receiving a Career Youth Development Image Award, commending his dedicated efforts and contributions to the community and wishing him continued success and fulfillment.

File No. 01-2-377

On motion by Supervisors Ordians, Johnson, Podell and Weishan, the Board approved a Citation congratulating the West Allis Senior Center on its 20th Anniversary and commending members, staff and volunteers for their strong community involvement and wishing for a future filled with continued success and good fortune.

File No. 01-2-378

On motion by Supervisors Coggs-Jones, Holloway, Mayo and Johnson, the Board approved a Citation expressing extreme sorrow at the passing of John Joseph Williams, a friend to the community who has left a legacy of success and service, who was a role model to many and touched the lives of those who had the privilege to know him.

File No. 01-2-379

On motion by Supervisors Coggs-Jones, Mayo, Holloway, Johnson and Davis, the Board approved a Citation congratulating Juanita Williams on her retirement and for 24 years of faithful and distinguished service to her community, thanking her for her outstanding work and wishing her a future filled with health, happiness and God's Choicest Blessings.

File No. 01-2-380

On motion by Supervisors McGuigan and Johnson, the Board approved a Citation commending Ada Williams-Parr 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. 01-2-381

On motion by Supervisors Johnson, Coggs-Jones, Holloway, Mayo, Davis, McGuigan and White, the Board approved a Citation commending Ada Williams-Parr for her many years of faithful and distinguished Milwaukee 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. 01-2-382

On motion by Supervisors Coggs-Jones, Holloway, Johnson and Mayo, the Board approved a Citation recognizing and honoring the minority veterans of World War II for their courageous service on behalf of all Americans.

File No. 01-2-383

On motion by Supervisors Mayo, Coggs-Jones, Holloway and Johnson, the Board approved a Citation congratulating the YOUNG family on the occasion of its reunion, commending the family members' dedicated efforts and contributions to the community and wishing for continued prosperity and fulfillment.

File No. 01-2-384

On motion by Supervisor Ordinans, the Board approved a Citation congratulating the Zonta Club of Milwaukee on the occasion of its 75th anniversary, commending the club's dedicated efforts and contributions to the community and wishing it continued success in all future endeavors.

File No. 01-2-385

On motion by Supervisors Podell, Mayo, Borkowski, Nyklewicz, Davis, Lutzka, Arciszewski, Ordinans, McGuigan, Weishan and Ryan, the Board approved a Citation commending Robert W. Braeger for being a Recipient of the USAF Distinguished Flying Cross Medal for extraordinary achievement while serving as a B-24 navigator during WW II and wishing him continued success in all future endeavors.

File No. 01-2-386

On motion by Supervisors Aldrich, Bailey, Krug, Johnson, Podell, Mayo, Borkowski, Nyklewicz, Davis, Quindel, Lutzka, Diliberti, Arciszewski, Ordinans, McGuigan, Coggs-Jones and Schmitt, the Board approved a Citation commending Michael Cudahy on receiving the American Jewish Committee's Institute of Human Relations Award, and wishing him continued success in all future endeavors.

File No. 01-2-387

On motion by Supervisors Diliberti, De Bruin, Mayo, Borkowski, Nyklewicz, Lutzka, Aldrich, Arciszewski, Ordians, McGuigan, Coggs-Jones and Krug, the Board approved a Citation commending Martin "Wally" Morics on receiving the South Side Business Club 2001 Man of the Year Award, and wishing him continued success in all future endeavors.

File No. 01-2-388

On motion by Supervisors Zielinski, Johnson, Mayo, Quindel, Diliberti, Arciszewski, Coggs-Jones and Schmitt, the Board approved a Citation congratulating Cipriano Sanchez on receiving the Community Service Award from United Way and Milwaukee County Labor Council, and wishing him continued success in all future endeavors.

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

***RESOLUTIONS/ORDINANCES
PRESENTED UNDER
SUSPENSION OF RULES***

File No. 01-603

By Supervisors Arciszewski, Mayo and Schmitt:

WHEREAS, the horrific terrorist acts that occurred on September 11, 2001 in New York, Washington, D.C. and Pennsylvania have resulted in the President of the United States declaring a War Against Terrorism; and

WHEREAS, it is likely that a number of County employees who serve in Military Reserve Units, or the National Guard, will be called to active duty during the War Against Terrorism, which will disrupt the County-provided health and dental insurance coverage received by their families; and

WHEREAS, the continuation of health and dental insurance benefits to family members of County employees called to active military service during this difficult time will relieve at least a portion of the concern the reservists on active duty will have for their loved ones; now, therefore,

BE IT RESOLVED, that Milwaukee County shall permit the continuation of health and dental insurance coverage for the families of employees who are on a military leave due to the War Against Terrorism; and

BE IT FURTHER RESOLVED, that the County shall continue to provide health and dental insurance coverage for dependants under the same conditions as if the employee were actively employed for up to the maximum five-year period that a military leave must be granted, and the employee-paid portion of the monthly insurance premium will be waived; and

BE IT FURTHER RESOLVED, that the Director of Labor Relations is hereby authorized and directed to execute appropriate agreements with the various collective bargaining units to extend the provisions of this resolution/ordinance to members of the various labor unions; and

BE IT FURTHER RESOLVED, that to enact this policy the following ordinance shall hereby be adopted:

AN ORDINANCE

To amend Section 17.14 of the General Ordinances of Milwaukee County to permit family members of employees on military leave due to the War Against Terrorism to continue to receive County-provided health and dental insurance coverage while the employee is on an approved military leave.

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

SECTION 1. Section 17.14 of the General Ordinances of Milwaukee County, as amended to and including September 27, 2001, is hereby amended to create the following new provision:

17.14 (20) Continuation of Health and Dental Insurance Coverage During Military Leave for the War Against Terrorism. Family members of employees granted a military leave of absence due to the War Against Terrorism may continue to receive County-provided health and dental insurance coverage while the employee is on a military leave of absence for up to five years, providing the family members would be eligible for such coverage if the employee were actively employed. The portion of the monthly premium normally paid by the

employee shall be waived. The provisions of this section shall apply to all non-represented employees and to members of collective bargaining units that have agreed to this provision.

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

Fiscal Note:

Adoption of this resolution/ordinance shall result in family members of employees on military leave due to the War Against Terrorism being able to continue to receive County-provided health and dental insurance coverage. It is estimated that fifty (50) employees may be granted such Military Leaves of Absence. In the event that all of these employees were eligible for family coverage, and if they enrolled in the most costly plan, the maximum cost of continuing health and dental coverage for their dependents is estimated to not exceed \$620,552 in 2002.

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

The question was on adoption.

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

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

Later, Supervisor Aldrich **ASKED UNANIMOUS CONSENT** to be recorded as voting "aye" on the foregoing Resolution and Ordinance. There being no objections, **File No. 01-603 WAS ADOPTED** by a vote of 25 ayes - 0 noes.

File No. 01-604

By Supervisors Nyklewicz, Ordians, Coggs-Jones, Borkowski, Jasenski, De Bruin, Krug, Schmitt, Johnson, McGuigan, Holloway, Davis, Zielinski, Podell and Ryan:

WHEREAS, on September 11, 2001 the United States was suddenly and brutally attacked by foreign terrorists; and

WHEREAS, these terrorists hijacked and destroyed four civilian aircraft, crashing two of them into the towers of the World Trade Center in New York City, a third into the Pentagon outside Washington, D.C. and, yet a fourth in rural Pennsylvania, and

WHEREAS, thousands of innocent Americans were killed and injured as a result of these attacks, including the passengers and crew of four aircraft, workers in the World Trade Center and in the Pentagon, rescue workers and bystanders; and

WHEREAS, these cowardly acts were by far the deadliest terrorist attacks ever launched against the United States, and by targeting symbols of American strength and success, clearly were intended to intimidate our nation and weaken its resolve; and

WHEREAS, while these horrific events have affected all Americans, it is important that we carry on with the regular activities of our lives, as terrorism cannot be allowed to break the spirit of the American people, and the best way to show these cowards that they have truly failed is for the people of the United States and their counties to stand tall and proud; now, therefore,

BE IT RESOLVED, that the Milwaukee County Board of Supervisors condemns the cowardly and deadly actions of these terrorists; and

BE IT FURTHER RESOLVED, that the Milwaukee County Board of Supervisors supports the President of the United States, as he works with his national security team to defend against additional attacks, and find the perpetrators in order to bring them to justice; and

BE IT FURTHER RESOLVED, that the Milwaukee County Board of Supervisors supports the efforts of its citizens to donate blood to their local blood center, and encourages them to display the American flag, thus showing their patriotism and support for the victims and their families.

Fiscal Note:

Adoption of this resolution would result in no tax levy impact for Milwaukee County.

Supervisor Nyklewicz **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.

Supervisors Zielinski, Quindel and Nyklewicz **SUBMITTED the following Amendment to File No. 01-604:**

ADD the following "BE IT FURTHER RESOLVED" clause:

BE IT FURTHER RESOLVED, that the Milwaukee County Board of Supervisors hereby strongly condemns any form of physical violence, verbal harassment or other discriminatory acts against individuals of Middle Eastern or South Asian descent or any other individuals in Milwaukee County and the nation as a whole in response to the tragic events of September 11, 2001.

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

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

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

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

On a motion by Supervisor White, the Board **ADJOURNED** at 2:52 p.m. to Monday, October 29, 2001 at 7:30 p.m., by a voice vote.

MARK RYAN
County Clerk

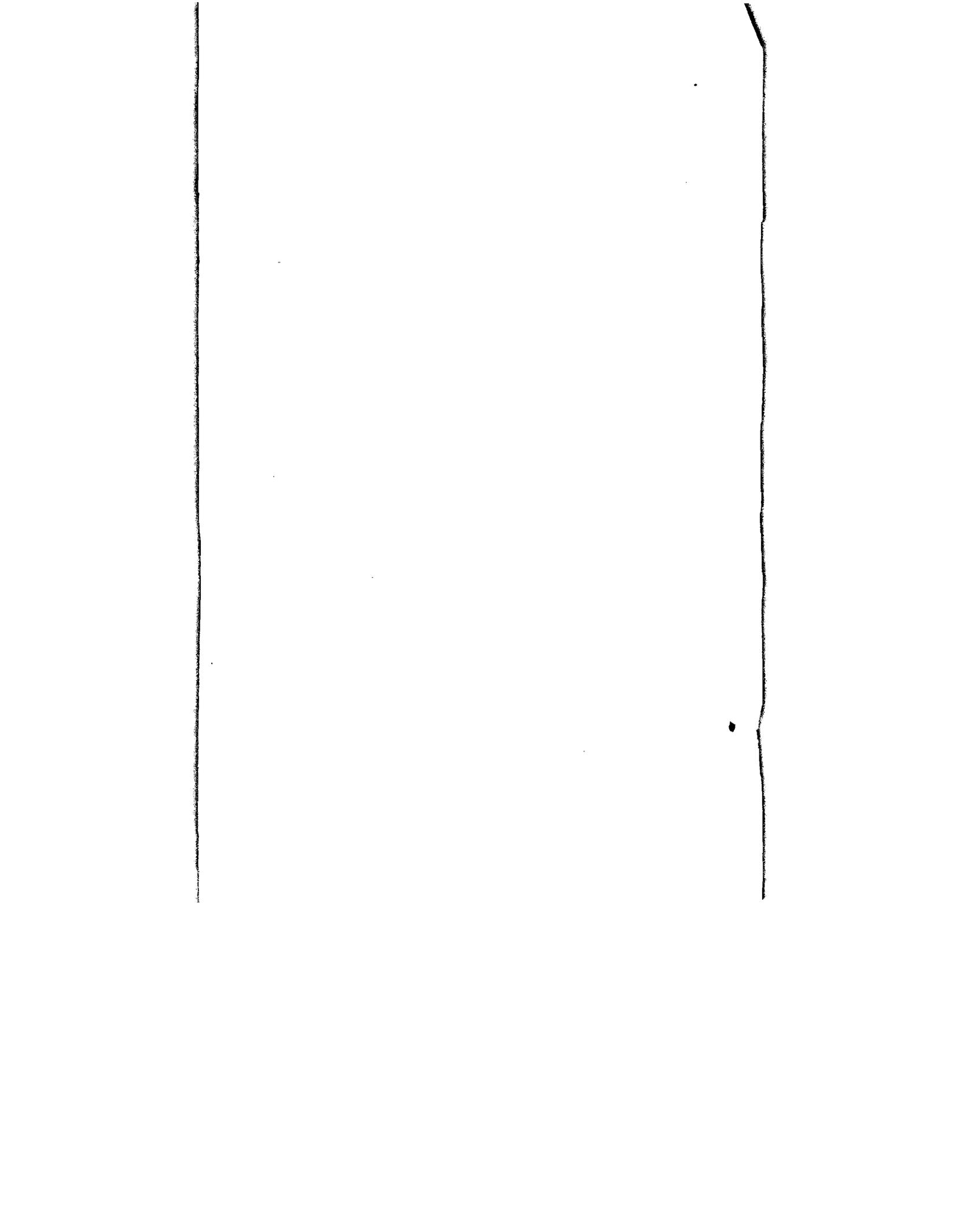
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STANDING COMMITTEES OF THE BOARD OF SUPERVISORS OF MILWAUKEE COUNTY

ECONOMIC AND COMMUNITY DEVELOPMENT

Jasenski (Chair), Weishan, (Vice Chair), Launstein, Mayo
White, Lutzka, Schmitt

FINANCE AND AUDIT

De Bruin (Chair), Ryan (Vice Chair), Nyklewicz,
Holloway, Krug, Schmitt, Davis

HEALTH AND HUMAN NEEDS

Quindel (Chair), Borkowski (Vice Chair), Podell,
Zielinski, Arciszewski, Johnson, Weishan

INTERGOVERNMENTAL RELATIONS

Diliberti (Chair), Ordinans (Vice Chair), Nyklewicz,
Borkowski, Krug, Arciszewski, Johnson

JUDICIARY, SAFETY AND GENERAL SERVICES

McGuigan (Chair), Krug (Vice Chair), Bailey,
Coggs-Jones, Zielinski, De Bruin, Holloway

PARKS, ENERGY AND ENVIRONMENT

Aldrich (Chair), Podell (Vice Chair), Diliberti,
Borkowski, Launstein, Quindel, Davis

PERSONNEL

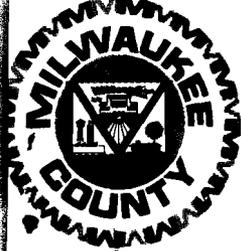
Arciszewski (Chair), Schmitt (Vice Chair), Bailey,
Coggs-Jones, Mayo, McGuigan, Ryan

TRANSPORTATION, PUBLIC WORKS AND TRANSIT

White (Chair), Nyklewicz (Vice Chair), Aldrich, Jasenski,
Ryan, Lutzka, Johnson

WHOLE

Ordinans (Chair), Diliberti (Vice Chair), Nyklewicz, Bailey,
Podell, Coggs-Jones, Zielinski, Aldrich, Borkowski,
De Bruin, Holloway, Launstein, Quindel, Mayo, Krug,
Jasenski, McGuigan, Ryan, White, Lutzka, Arciszewski,
Schmitt, Davis, Johnson, Weishan



OFFICIAL PROCEEDINGS

BOARD OF SUPERVISORS
Courthouse, Milwaukee, Wisconsin

KAREN M. ORDINANS
Chairman

DANIEL J. DILIBERTI
First Vice Chairman

JAMES G. WHITE
Second Vice Chairman

MEMBERS OF THE BOARD

District	Member	Address	Phone
1st	JAMES G. WHITE	3070 N. 13 St., Milwaukee 53209	264-3105
2nd	JOE DAVIS, SR.	3870 N. 57 St., Milwaukee 53216	873-3252
3rd	PENNY PODELL	3515 N. Summit Ave., Shorewood 53211	961-0808
4th	SHEILA ALDRICH	3211 W. Michigan St., Milwaukee 53208	933-1643
5th	LEE HOLLOWAY	2836 N. Grant Blvd., Milwaukee 53210	873-0132
6th	JIM MC GUIGAN	8152 N. Ivy, Brown Deer 53223	354-4255
7th	MICHAEL MAYO, SR.	3156 N. 50 St., Milwaukee 53216	445-3111
8th	DANIEL J. DILIBERTI	2951 S. 46th St., Milwaukee 53219	321-7099
9th	ROBERT KRUG	7373 N. Teutonia Ave., Milwaukee 53209	228-0350
10th	ELIZABETH COGGS-JONES	737 N. 32nd St., Milwaukee 53208	933-9018
11th	MARK A. BORKOWSKI	3650 S. Sunset Drive, Milwaukee 53220	327-3177
12th	T. ANTHONY ZIELINSKI	2463 S. Superior St., Milwaukee 53207	744-2395
13th	WILLIE JOHNSON, JR.	3869 N. Humboldt Blvd., #206, Milw. 53212	962-2856
14th	RICHARD D. NYKLEWICZ, JR.	3129 S. 17th St. Milwaukee 53215	643-1787
15th	DAVID JASENSKI	6419 W. Chambers, Milwaukee 53210	444-1535
16th	LYNNE D. DE BRUIN	1836 N. Hi Mount Blvd., Milwaukee 53208	778-0515
17th	LORI LUTZKA	455 E. Van Beck, Milwaukee 53207	481-0279
18th	ROGER QUINDEL	4126 N. 90th Ct., Milwaukee 53222	466-1558
19th	LEANN M. LAUNSTEIN	900 E. Puetz Rd., Oak Creek 53154	762-4922
20th	JAMES "LUIGI" SCHMITT	2517 N. 88th St., Wauwatosa 53226	778-0405
21st	KAREN M. ORDINANS	10300 W. Spring Green Rd., Greenfield 53228	529-0741
22nd	JOHN F. WEISHAN, JR.	2605 S. 82 St., West Allis 53219	321-6669
23rd	KATHLEEN A. ARCISZEWSKI	5618 Beaver Ct., Greendale 53129	421-7742
24th	LINDA RYAN	823 Menomonee Ave., South Milwaukee 53172	762-9185
25th	THOMAS A. BAILEY	5250 N. Diversey Blvd., Whitefish Bay 53217	906-0804

MARK RYAN, County Clerk

Public Hearing on 2002 County Executive Budget
October 29, 2001
Annual Meeting (Continued)
November 1, 2001

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October 29)

1499

(2001

Milwaukee, Wisconsin, Monday, October 29, 2001, 7:31 p.m.

Supervisor Ordinans in the Chair.

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

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

Supervisors Krug and Podell are hereinafter noted present.

Supervisors Launstein and Coggs-Jones present.

REPORTS OF COUNTY OFFICERS

File Returned *UNSIGNED* by County Executive:

TO: The Honorable County Board of Supervisors

SUBJECT: **UNSIGNED FILE RETURNED**

The County Executive has returned to my office, without his signature of approval, File No. 01-575, a resolution creating a negotiating committee to investigate the feasibility of a public/private partnership with Oak Shore Development LLC for a golf course at Bender Park by defining the parameters of such a partnership with Milwaukee County and determining whether the parameters satisfy LAWCON requirements.

This resolution was adopted by a vote of 20 ayes - 4 noes, during your meeting of September 28, 2001, and remains in full force and effect.

MARK RYAN
County Clerk

TO: The Honorable County Board of Supervisors

SUBJECT: File No. 01-575

I am hereby returning the above file to your Honorable Body

unsigned. The fact that I have not vetoed the above resolution should not be misconstrued to the effect that I am in favor of the same.

I remain of the view that the golf course at Bender Park should be developed, owned and operated by Milwaukee County. I do acknowledge the desire of some members of the County Board to explore further the feasibility of a public/private partnership with a land owner in the area who has submitted a proposal for the development of Bender Park that would involve a contribution of private capital and a contribution of some of the developer's adjoining land.

Under the resolution, an entity is created known as a "preliminary negotiation team" whose only duty is to investigate the feasibility of a public/private partnership by defining the parameters of such partnership with Milwaukee County and then determining whether those parameters satisfy the requirements of the Land and Water Conservation Act ("LAWCON"). The findings of the preliminary negotiating team shall be presented to the Committee on Parks, Recreation and Culture at its February regularly scheduled meeting.

I will defer any additional action on this matter until February 12, 2002 when the preliminary negotiating team has presented its findings to the Committee and ultimately to the County Board.

F. THOMAS AMENT
County Executive

Supervisors Krug and Podell present.

***PUBLIC HEARING ON THE COUNTY EXECUTIVE'S
2002 RECOMMENDED BUDGET***

The Public Hearing WAS HELD at the Washington Park Senior Center, 4420 West Vliet Street, Milwaukee, Wisconsin.

The Chair ANNOUNCED the Board was in session to hear all persons desiring to speak on the subject of the 2002 budget, as amended by the Committee on Finance and Audit.

The following persons spoke on the 2002 budget:

Margaret Harvey
Bob Bogan
Joel Collura
Steven S. Schapiro
Arnett T. Williams

Cindy Krahenbuhl
Crystal Freeman
Addie O'Malley
Caesar Stinson
Joseph Hobson
James Frazee
Tom Seery
Howard G. Warner
Robert Madison
David Bartoshevich
Gerald Gunderson
Chris Ochalek
Lucille Stalecki
Julie Alexander
Kay Grall
Terry Browne
Paul Tooner
Debra Henry
George Schneider
Betty Keinert
Guy Arenas
Tony Cerniglia
Jeff Lybek
Jack Miller
Renee Brown
David Kieck
Mike Johnson
Jim Carpenter
Bernard Ferch
Mike Hindberg
John Waldner
Bernadine Zimmer
Barry Kress
Helen Hvizdak
Delores Rozdzawoski
Martha O'Malley
Kit McNally
Bonita Bosch
Bob Maas
Grant D. Waldo
Sarah D. Jeffrey
Guy Costello
Chuck Searle
Phillip Meyers
Rachel M. Oemig
Steve Kliner

As there was no one else desiring to be heard, **the Chairman**

October 29)

1502

(2001

DECLARED the hearing on the 2002 County Executive Recommended Budget to be closed.

On a motion by Supervisor Diliberti, the Board **ADJOURNED** at 9:41 p.m. to Thursday, November 1, 2001 at 9:30 a.m., by a voice vote.

MARK RYAN
County Clerk

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**Milwaukee, Wisconsin, Thursday, November 1, 2001,
9:40 a.m.**

Supervisor Ordinans in the Chair.

PRESENT: Aldrich, Arciszewski, Bailey, Borkowski, Davis, De Bruin, Diliberti, Holloway, Jasenski, Johnson, Krug, Lutzka, Mayo, McGuigan, Nyklewicz, Quindel, Ryan, Schmitt, Weishan, White, Zielinski and the Chairman—22. **ABSENT:** Coggs-Jones, Launstein and Podell—3.

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

Supervisors Coggs-Jones, Launstein and Podell are hereinafter noted present.

Supervisors Launstein and Coggs-Jones present.

PRESENTATION OF COMMUNICATIONS

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

File No. 99-477(a)(b)

From Risk Manager requesting authorization to renew the existing agreement with the Wisconsin County Mutual Insurance Corporation for the year 2002.

Referred to the Committee on Finance & Audit.

File No. 01-3

From Milwaukee County Clerk, submitting a listing of Summons & Complaints, Discrimination Complaints, et. al., served on Milwaukee County.

Placed on file.

File No. 01-6

From Attorney Joseph R. Reback, submitting a Notice of Injury in behalf of Natissa A. Black for injuries and damages allegedly

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

Placed on file.

File No. 01-6

From Habush Habush & Rottier, S.C., submitting a Notice in behalf of Laura Hults for injuries and damages allegedly sustained in an automobile accident involving a Milwaukee Transport Services, Inc. bus.

Placed on file.

File No. 01-6

From Fellows, Piper & Schmidt, submitting a Notice in behalf of Humana/Employers Health Insurance Company for expenses paid out to their insured, Gary R. Johnson, for injuries and damages allegedly sustained in an automobile accident involving a Milwaukee Transport Services, Inc. bus.

Placed on file.

File No. 01-6

From Daniel P. Kondos, S.C. Law Offices, submitting a Notice of Injury in behalf of Josue Martinez for injuries and damages allegedly sustained while a passenger in a vehicle owned by the Milwaukee County Conservation Corps which was involved in a collision.

Placed on file.

File No. 01-6

From Domnitz, Mawicke & Goisman, S.C., submitting a Notice of Injury in behalf of Tina Minor for injuries and damages allegedly sustained in an accident involving an automobile and a Milwaukee Transport Services, Inc. bus.

Placed on file.

File No. 01-6

From Jacquart & Lowe, S.C., submitting a Notice in behalf of

Michael D. Moore for injuries and damages allegedly sustained in a fall at the Community Correctional Center.

Placed on file.

File No. 01-6

From Law Offices of Elvis C. Banks, submitting a Notice in behalf of Jacqueline Mosley, Talbert Montgomery, Jacqueline Montgomery, Mya Montgomery and Danielle Khee for injuries and damages allegedly sustained while passengers on a Milwaukee Transport Services, Inc. bus.

Placed on file.

File No. 01-6

From Carole Saluk, submitting a Notice for injuries and damages allegedly sustained in a fall at General Mitchell International Airport.

Placed on file.

File No. 01-6

From Attorney Judith M. Paulick, submitting a Notice of Injury in behalf of Brandyn Lee Schwager for injuries and damages allegedly sustained while a passenger in an automobile that collided with the center median strip located on the expressway.

Placed on file.

File No. 01-6

From Attorney Judith M. Paulick, submitting a Notice of Injury in behalf of Mary Elizabeth Schwager, a passenger in an automobile that collided with the center median strip located on the expressway.

Placed on file.

File No. 01-6

From Attorney Judith M. Paulick, submitting a Notice of Injury in behalf of Melynda Schwager for injuries and damages allegedly sustained when her automobile collided with the center median strip located on the expressway.

Placed on file.

File No. 01-6

From Law Offices of Elvis C. Banks, submitting a Notice in behalf of Tashina Singleton for injuries and damages allegedly sustained while a passenger on a Milwaukee Transport Services, Inc. trolley.

Placed on file.

File No. 01-6

From Gendlin & Safran, S.C., submitting a Notice of Injury in behalf of Mary Wesley for injuries and damages allegedly sustained in an accident involving a Milwaukee Transport Services, Inc. bus.

Placed on file.

File No. 01-6

From Daniel P. Kondos, S.C. Law Offices, submitting a Notice of Injury in behalf of Brian Williams for injuries and damages allegedly sustained while a passenger in a vehicle owned by the Milwaukee County Conservation Corps which was involved in a collision.

Placed on file.

File No. 01-6

From Terschan, Steinle & Ness, submitting a Notice in behalf of Tommie Lee Wright for injuries and damages allegedly sustained while an inmate at the House of Correction.

Placed on file.

File No. 01-9

From Waupaca County Clerk, submitting an adopted resolution condemning the cowardly and deadly actions of the terrorists that attacked the United States and supporting the President of the United States to find the perpetrators and bring them to justice.

Placed on file.

File No. 01-9

From Lincoln County Clerk, submitting an adopted resolution requesting the WCA to implement a strategic planning process.

Placed on file.

File No. 01-9

From Green Lake County Clerk, submitting an adopted resolution condemning the cowardly and deadly actions of the terrorists that attacked the United States and supporting the President of the United States to find the perpetrators and bring them to justice.

Placed on file.

File No. 01-136(a)(c)

From the Director, County Health Related Programs, submitting recommendations regarding the disbursement of Fiscal Year 2001 Fourth Quarter Sports Authority Funds.

Referred to the Committee on Health & Human Needs.

File No. 01-442(a)(a)

From Director, Department of Parks, Recreation and Culture, requesting authorization to acquire property adjacent to Kohl Park, located at 7919 West County Line Road, in the City of Milwaukee; further, requesting authorization to prepare, review and execute required documents and perform other actions to complete the acquisition of this property.

Referred to the Committee on Parks, Energy & Environment.

File No. 01-577(a)(a)

From Director of Public Works, requesting that the Passenger Facility Charge (PFC) Application No. V submitted to the Federal Aviation Administration (FAA) be amended to include additional funding for security enhancement projects.

Referred to the Committee on Transportation, Public Works & Transit.

File No. 01-605

From Southeastern Wisconsin Regional Planning Commission, submitting the *Land Division Control Guide*.

Placed on file.

File No. 01-606

From Director of Public Works, requesting the abolishment of one Plumber position and the creation one Painter Supervisor position.

Referred to the Committee on Finance & Audit, Committee on Personnel, Dept. of Administration and Dept. of Human Resources.

File No. 01-607

From Director, Emergency Management, requesting authorization to apply for and accept funds available under the Hazardous Materials Transportation Act (HMTA) grant program for HAZMAT planning and training, purchase of HAZMAT equipment, HAZMAT exercising, LEPC operations, Emergency Planning and Community Right-to-Know Act (EPCRA) data management and/or hazardous materials emergency response.

Referred to the Committee on Judiciary, Safety & General Services.

File No. 01-608

From Director, Emergency Management, requesting authorization to accept donations from the private sector to improve their emergency response capability.

Referred to the Committee on Judiciary, Safety & General Services.

File No. 01-609

From Director, Emergency Management, requesting authorization to apply for and accept funds available under the 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.

Referred to the Committee on Judiciary, Safety & General Services.

File No. 01-610

From Director, Emergency Management, requesting authorization to apply for and accept emergency management planning

grants available for the Federal 2002 Fiscal Year under Emergency Management Programs.

Referred to the Committee on Judiciary, Safety & General Services.

File No. 01-611

From the Law Offices of Thomas M. Jacobson, S.C. and Action Law Offices, S.C., submitting a claim in behalf of Tiffany Slade and Richard Bettencourt, parents of Devin Slade, for injuries and damages allegedly sustained to their son as a result of negligence and wrongful death when placed in a foster home.

Referred to the Committee on Judiciary, Safety & General Services.

File No. 01-612

From Louise A. Body, submitting a claim for property damages allegedly sustained when her keys were removed from her desk at the Milwaukee County Mental Health Complex.

Referred to the Committee on Judiciary, Safety & General Services.

File No. 01-613

From Daniel P. Nowacki, submitting a claim for damages allegedly sustained to his motorcycle caused by an accident due to road repairs being done in the vicinity of 76th St. and Northridge Lakes Blvd.

Referred to the Committee on Judiciary, Safety & General Services.

File No. 01-614

From Lynn Short, submitting a claim for damages allegedly sustained to her automobile while parked in the juror's lot on 10th Street.

Referred to the Committee on Judiciary, Safety & General Services.

File No. 01-615

From Director, Bureau of Endangered Resources, Wisconsin Dept. of Natural Resources, submitting a proposal to designate two

county-owned properties, Cudahy Woods and Warnimont Park Fens, as Wisconsin State Natural Areas (SNA).

Referred to the Committee on Parks, Energy & Environment.

File No. 01-616

From Superintendent, School District of South Milwaukee, relative to land use of county-owned property along the Oak Creek Parkway corridor for the South Milwaukee Public Schools' Project.

Referred to the Committee on Parks, Energy & Environment.

File No. 01-617

From Managing Director, Milwaukee County Transit System, notifying of the elimination of midday service on Route 13, effective December 3, 2001.

Referred to the Committee on Transportation, Public Works & Transit.

File No. 01-618

From Director of Public Works, requesting authorization to allow for the dual filling of the following positions in the Department of Public Works Facilities Management: Carpenter, Carpenter Supervisor, Painter Supervisor and Mechanical Services Manager.

Referred to the Committee on Personnel.

File No. 01-619

From the Risk Manager, requesting authorization to renew the existing contract with Global Aerospace - AAU for the purchase of airport liability, helicopter liability and helicopter hull insurance for the year 2002.

Referred to the Committee on Finance & Audit.

File No. 01-620

From the Treasurer, requesting approval of a three-year contract

with Chicago Title Insurance Co., Inc. for the provision of title search services.

Referred to the Committee on Finance & Audit.

File No. 01-621

From Tyrone D. Wilson, submitting a claim for the alleged loss of personal property while incarcerated at the Milwaukee County Criminal Justice Facility.

Referred to the Committee on Judiciary, Safety & General Services.

File No. 01-622

From the Sheriff, requesting authorization to construct a memorial in the garden of the new Sheriff's Department Training Academy and to establish a memorial fund to finance the construction.

Referred to the Committee on Judiciary, Safety & General Services.

File No. 01-623

From Danette M. Santos, submitting a claim for the alleged loss of personal property while incarcerated at the Milwaukee County Criminal Justice Facility.

Referred to the Committee on Judiciary, Safety & General Services.

File No. 01-624

From the District Attorney, requesting authorization to apply to the Milwaukee Foundation for a restorative justice grant of approximately \$22,500.

Referred to the Committee on Judiciary, Safety & General Services.

File No. 01-626

From Director, Department of Administration, requesting approval of a Joint Spending Plan with the City of Milwaukee in

order to strengthen the collective ability of local jurisdictions to combat violent crime.

Referred to the Committee on Judiciary, Safety & General Services.

File No. 01-627

From the Wisconsin Department of Transportation, requesting that Milwaukee County execute the required Quit Claim Deed and required documents to donate 0.03 acres of land in Estabrook Park for the mutual benefit of the County and State, required for the reconstruction and maintenance of the North Port Washington Road bridge over the Milwaukee River and approaches.

Referred to the Committee on Parks, Energy & Environment.

File No. 01-628

From Director of Public Works, requesting authorization to amend Airport Agreement No. TB-1296 with International Total Services, Inc. to continue the agreement on a month-to-month basis, effective December 1, 2001.

Referred to the Committee on Transportation, Public Works & Transit.

File No. 01-629

From Director of Public Works, requesting authorization to increase parking rates at General Mitchell International Airport.

Referred to the Committee on Transportation, Public Works & Transit.

File No. 01-630

From Director of Public Works, recommending the release of four parcels of land on South 6th Street from Milwaukee County (Airport) ownership so that the Real Estate Section of the County Economic Development Division can be authorized to market these parcels.

Referred to the Committee on Transportation, Public Works & Transit.

File No. 01-631

From Director of Public Works, requesting authorization to execute the appropriate documents associated with the sale of a hangar owned by Astral Aviation, Inc. to Signature Flight Support Corporation at General Mitchell International Airport.

Referred to the Committee on Transportation, Public Works & Transit.

File No. 01-632

From Director of Public Works, regarding the assignment of airline gates, associated operations areas, ticketing areas, a bag claim room and hydrant fuel pits currently leased by United Airlines, Inc. (United) at General Mitchell International Airport to Air Wisconsin Airlines Corporation (Air Wis).

Referred to the Committee on Transportation, Public Works & Transit.

File No. 01-633

From Director of Public Works, regarding the assignment of airline gates, associated operations areas, ticketing areas, a bag claim room and hydrant fuel pits currently leased by Trans World Airlines, Inc. (TWA) at General Mitchell International Airport to American Airlines (American).

Referred to the Committee on Transportation, Public Works & Transit.

File No. 01-634

From Director of Public Works, requesting authorization for a one-year extension of the agreement with Unison-Maximus for financial consulting services for General Mitchell International Airport.

Referred to the Committee on Transportation, Public Works & Transit.

File No. 01-636

From the Broker Associate, Mid-America Real Estate Group, on behalf of Starbucks Coffee Company, indicating an interest in leasing space in Red Arrow Park to provide food, beverage and ice skate rental services to the local community and requesting auth-

orization to enter into negotiations with the Department of Parks, Recreation and Culture.

Referred to the Committee on Parks, Energy & Environment.

File No. 01-637

From Director, Department of Parks, Recreation and Culture, requesting authorization to continue efforts to control urban waterfowl in Milwaukee County parks and report back on additional methods that may be used to control geese; also granting the United States Department of Agriculture - Wildlife Services (USDA-WS) to use cap guns to chase geese from Madison Park; further authorizing the Parks Department to experiment with off-leash dog water training areas, after discussing the proposal with the County Board Supervisor of the district.

Referred to the Committee on Parks, Energy & Environment.

File No. 01-638

From Director, Department of Human Services, requesting authorization to implement for 2002 the Annual Child Care Rates contained in the "2001 Final Report of the Milwaukee County Child Care Advisory Committee".

Referred to the Committee on Health & Human Needs.

File No. 01-639

From the Zoo Director, requesting authorization to execute an agreement with the Science Museum of Minnesota for the exhibition of "When Crocodiles Ruled".

Referred to the Committee on Parks, Energy & Environment.

File No. 01-640

From the Zoo Director, requesting authorization to execute an agreement with the Potomac Museum Group for the exhibition of "Elephants".

Referred to the Committee on Parks, Energy & Environment.

File No. 01-641

From the Greenfield Lions Club, requesting authorization to use Kulwicki Park as a temporary campground for visitors from August 23 through September 1, 2003 for the Harley Davidson 100th Anniversary celebration.

Referred to the Committee on Parks, Energy & Environment.

File No. 01-642

From the County Executive, appointing Mr. Ronald K. Malone to the position of Superintendent of the House of Correction.

Referred to the Committee on Judiciary, Safety & General Services.

File No. 01-643

From Stern & Ramthun, LLP, submitting a claim in behalf of Tyrone Wilson for injuries and damages allegedly sustained while incarcerated at the House of Correction.

Referred to the Committee on Judiciary, Safety & General Services.

File No. 01-644

From Miyaka L. Fusi, submitting a claim for injuries and damages allegedly sustained while riding the tube slide at Cool Waters in Greenfield Park.

Referred to the Committee on Judiciary, Safety & General Services.

File No. 01-645

From Director, Department of Administration and Director, Economic Development Division, requesting authorization to enter into a Brownfield grant agreement, in the amount of \$30,000, with Irgens Development Partners to assist with remediation of the property located at 7220 West National Avenue.

Referred to the Committee on Economic & Community Development.

File No. 01-646

From Director, Department of Administration and Director, Economic Development Division, requesting authorization to enter into a Brownfield grant agreement, in the amount of \$20,000, with New Covenant Housing Corporation to assist with remediation of the property located at 3501-11 West North Avenue.

Referred to the Committee on Economic & Community Development.

File No. 01-647

From Director, Department of Administration and Director, Economic Development Division, requesting authorization to enter into a Brownfield grant agreement, in the amount of \$75,000, with Elite Finishing, LLC to assist with remediation and redevelopment of the property located at 3270 South Third Street.

Referred to the Committee on Economic & Community Development.

File No. 01-648

From Director, Department of Administration and Director, Economic Development Division, requesting authorization to enter into a Brownfield grant agreement, in the amount of \$20,000, with Midtown Neighborhood Association to assist with remediation and redevelopment of the property located at the corner of North 36th Street and West North Avenue.

Referred to the Committee on Economic & Community Development.

File No. 01-649

From Director, Department of Administration, requesting approval of funding allocations for the year 2002 HOME Program.

Referred to the Committee on Economic & Community Development.

File No. 01-650

From Director, Department of Administration, requesting approval of the 2002 Action Plan, a component of the five year (2000-2004) Consolidated Plan for HUD entitlement programs.

Referred to the Committee on Economic & Community Development.

File No. 01-651

From Director, Department of Administration, requesting authorization to accept \$50,000 for 2001 and \$100,000 for 2002 in Community Development Block Grant funding from the City of Wauwatosa for the purpose of continued administration of the First-Time Homebuyer's Program in that City.

Referred to the Committee on Economic & Community Development.

File No. 01-652

From the 30th Street Industrial Corridor Corporation (ICC) requesting a grant, in the amount of \$25,000, from the Economic Development Fund to provide technical economic development assistance to private for-profit entities.

Referred to the Committee on Economic & Community Development.

File No. 01-653

From Director of Human Resources, requesting authorization to execute a five-year financing agreement for Unisys Clearpath System Software.

Referred to the Committee on Finance & Audit.

File No. 01-654

From Director, Department of Human Services, requesting authorization to submit and accept, if awarded, a proposal to the Wisconsin Department of Health and Family Services (DHFS) for Alcohol and Other Drug Treatment Programs targeted to TANF eligible individuals and families for Calendar Year 2002.

Referred to the Committee on Health & Human Needs.

File No. 01-655

From Assistant Engineer, City of Greenfield, requesting approval for reduction of the speed limit from 40 mph to 35 mph on West Layton Avenue (C.T.H. "Y") from South 84th Street to South 108th Street (S.T.H. "100").

Referred to the Committee on Transportation, Public Works & Transit.

File No. 01-656

From Joy M. Kubusek, submitting a claim for injuries and damages allegedly sustained while attending the fireworks display at Grant Park on July 4, 2001.

Referred to the Committee on Judiciary, Safety & General Services.

File No. 01-657

From Eisenberg, Weigel, Carlson, Blau & Clemens, S.C., submitting a claim in behalf of Alicia Sharp for injuries and damages allegedly sustained as a result of an accident on May 21, 1999 involving a Milwaukee County-owned vehicle.

Referred to the Committee on Judiciary, Safety & General Services.

File No. 01-658

From Eisenberg, Weigel, Carlson, Blau & Clemens, S.C., submitting a claim in behalf of Coree D. Blount for injuries and damages allegedly sustained as a result of an accident on May 21, 1999 involving a Milwaukee County-owned vehicle.

Referred to the Committee on Judiciary, Safety & General Services.

File No. 01-663

From the County Executive, submitting a recommendation from the Milwaukee County Commission on Security and Crisis Management regarding implementing a plan developed by the Department of Public Works and Sheriff's Department providing for total perimeter security screening for the Courthouse Complex.

Referred to the Committee on Transportation, Public Works & Transit.

RESOLUTIONS/ORDINANCES
REFERRED TO STANDING COMMITTEES

File No. 01-625

By Supervisors White, Coggs-Jones, Mayo and Johnson:

WHEREAS, the African American Coalition for Empowerment provided needed technical assistance, counseling and district map drawing services to African American Supervisors on the Milwaukee County Board of Supervisors; and

WHEREAS, the African American Coalition for Empowerment provided needed technical assistance and district map drawing services to Milwaukee County residents represented by the Latino Redistricting Committee; and

WHEREAS, the technical assistance provided by the African American Coalition for Empowerment directly assisted members of the Milwaukee County Board of Supervisors in determining fair and viable options for district boundaries and ethnic minority population totals; and

WHEREAS, African American Supervisors affirm that the technical assistance provided to them by the African American Coalition for Empowerment enabled them to better represent the interests of their constituents through the County Board's redistricting process; and

WHEREAS, the County Board encumbered \$50,000 in 2000 for redistricting technical assistance, counseling and map drawing services to a consultant whose efforts Milwaukee County's African American Supervisors believe were not in the interests of African American and Latino voters in Milwaukee County; now, therefore,

BE IT RESOLVED, that the African American Coalition for Empowerment be paid by Milwaukee County the sum of \$17,250.00 for the services mentioned above and itemized in an invoice attached to and made a part of this file; and

BE IT FURTHER RESOLVED, that this payment shall be made from existing appropriations within the County Board budget.

Fiscal Note:

Adoption of this resolution would require an expenditure of \$17,250.00 from the budget of the County Board (Org. Unit No. 1000). Because there are no funds budgeted for this expenditure in the County Board's 2001 Adopted Budget, and because the Resolution specifies that the payment shall be made from existing appropriations, a fund transfer from an appropriate account that contains sufficient appropriations may be required.

REFERRED TO THE COMMITTEE ON FINANCE AND AUDIT.

File No. 01-635**By Supervisors De Bruin and Diliberti:**

WHEREAS, Section 2002(t) of the 2001-2003 State Budget creates Section 59.60(13) of the Wisconsin Statutes, authorizing county boards in counties with a population over 500,000 to create a tax stabilization fund; and

WHEREAS, State law authorizes the City of Milwaukee to create a tax stabilization fund, and the provision in the 2001-2003 State Budget would extend provisions related to the operation of the City's fund to the County's fund; and

WHEREAS, if Milwaukee County were to create a tax stabilization fund, Section 59.60(13) would require amounts from the following funding sources to be deposited into the fund:

- (a) The difference between the estimated non-property tax revenues collected by the county in the prior year and the corresponding actual receipts for the prior year, as determined by the comptroller by April 15 of each year;
- (b) The difference between total adjusted operating budget appropriations for the prior year and total expenditures, commitments and reserves for the prior year, as determined by the comptroller by April 15 of each year;
- (c) Any general surplus balance as of December 31 of the prior year, as determined by the comptroller by April 15 of each year;
- (d) Any amounts included in the county's property tax levy that are designated for deposit in the fund.

; and

WHEREAS, Section 59.60(13) would authorize the County Board to withdraw amounts from the tax stabilization fund by three-quarters vote of the members-elect, or by a majority vote of the members-elect if the County's total levy rate is projected to increase by more than 3% in the current fiscal year and the withdrawn funds would prevent an increase of more than 3%; and

WHEREAS, Section 59.60(13) would prohibit the tax stabilization fund from being used to offset any deficit that may occur between total estimated and total actual non-property tax revenue or between total appropriations and total expenditures; and

WHEREAS, Section 59.60(13) would require any uncommitted balance in the fund that is in excess of 5% of the current year's budget under the control of the County Board, as of June 1 of the current year, to be applied to reduce the County's next property tax levy; and

WHEREAS, creation of a tax stabilization fund could bring significant benefits to County residents and taxpayers, including assurance of a stable county property tax rate, and could also be beneficial to the County as it continues its long-range strategic planning efforts; now, therefore,

BE IT RESOLVED, that the Department of Administration, the Department of Audit and County Board staff are hereby authorized and directed to investigate the potential benefits and/or negative aspects of the creation of a tax stabilization fund for Milwaukee County per the newly created Section 59.60(13) of the Wisconsin Statutes; and

BE IT FURTHER RESOLVED, that the Department of Administration, the Department of Audit and County Board staff shall provide a report outlining their findings to the Committee on Finance and Audit for consideration at its February 2002 meeting, which shall include a recommendation as to whether Milwaukee County should establish a tax stabilization fund and, if such a positive recommendation is made, providing details regarding how the fund should be established.

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, Department of Audit and County Board staff.

REFERRED TO THE COMMITTEE ON FINANCE AND AUDIT.

RESOLUTIONS/ORDINANCES
BY AND FROM STANDING COMMITTEES

By the Committee on Personnel - 2 Items.

File No. 01-659

(Item 1) WHEREAS, the County Sheriff requested eleven employees be granted advancements within the pay range in

accordance with provisions of Milwaukee County Code of General Ordinances (CGO) Section 17.10; and

WHEREAS, the Director, Department of Human Resources, denied the request due to the current fiscal crisis facing Milwaukee County and the actions taken by other departments to deny two-step advancements in the pay range due to a hiring freeze and other fiscal controls enacted to address the deficit; and

WHEREAS, in accordance with CGO, Section 17.10 (3) (c), the Sheriff submitted an appeal of the decision by the Director, Department of Human Resources, to deny the 2 step advancement permitted by this section; and

WHEREAS, CGO, Section 17.10 (3) (c), states in part the following: "Department Heads: (a) Who have adopted the annual performance appraisal system revised in 1986 and approved by the director of human resources may advance an employe who has exhibited exemplary performance up to two (2) steps in the pay range..., (b) May request an advancement in the pay range for an employe who holds a position which is critical to the operation of their department if the request is necessary to retain the employe in county service..., (c) In subsections (a) and (b) above the decision of the director of human resources may be appealed to the committee on personnel within thirty (30) days of notice. The decision of the county board on the committee's recommendation, subject to review by the county executive, shall be final and shall be implemented the first day of the first pay period following review by the county executive, or in the event of a veto, final county board action"; and

WHEREAS, the committee acted (Vote 4-3) to reject the request of the Sheriff to advance 7 positions two (2) steps in the pay range but also acted to override (Vote 7-0) the recommendation by Director, Department of Human Resources, to deny the advancement of two steps in the pay range for 4 other positions; now, therefore

BE IT RESOLVED, that the County Board of Supervisors does hereby concur with the Director, Department of Human Resources, to deny an advancement of two steps in the pay range for the following 7 positions:

- 1 Position of Management Assistant Human Resources
- 1 Position of Executive Assistant - Sheriff
- 5 Positions of Deputy Sheriff 1

; and

BE IT FURTHER RESOLVED, that the County Board of Supervisors does hereby direct the Director, Department of Human

Resources, to allow an advancement of two steps in the pay range for the following 4 positions:

3 Positions of LPN (Sheriff)
1 Position of RN 1.

Fiscal Note:

Adoption of this resolution will result in the following fiscal effect:

	<u>Current Year</u>	<u>Subsequent Year</u>	<u>Maximum</u>
3 Positions of LPN (Sheriff)	\$2,352	\$5,757	\$0
1 Position RN 1	<u>835</u>	<u>4,013</u>	<u>\$0</u>
Totals	\$3,187	\$9,760	\$0

File No. 01-660

(Item 2) WHEREAS, the Register in Probate requested one employee be granted an advancement of two steps within the pay range in accordance with provisions of Milwaukee County Code of General Ordinances (CGO) Section 17.10; and

WHEREAS, the Director, Department of Human Resources, denied the request due to the current fiscal crisis facing Milwaukee County and the actions taken by other departments to deny two-step advancements in the pay range due to a hiring freeze and other fiscal controls enacted to address the deficit; and

WHEREAS, in accordance with CGO, Section 17.10 (3) (c), the Register in Probate submitted an appeal of the decision by the Director, Department of Human Resources, to deny the 2 step advancement permitted by this section; and

WHEREAS, CGO, Section 17.10 (3) (c), states in part the following: "Department Heads: (a) Who have adopted the annual performance appraisal system revised in 1986 and approved by the director of human resources may advance an employe who has exhibited exemplary performance up to two (2) steps in the pay range..., (b) May request an advancement in the pay range for an employe who holds a position which is critical to the operation of their department if the request is necessary to retain the employe in county service..., (c) In subsections (a) and (b) above the decision of the director of human resources may be appealed to the committee on personnel within thirty (30) days of notice. The decision of the

county board on the committee's recommendation, subject to review by the county executive, shall be final and shall be implemented the first day of the first pay period following review by the county executive, or in the event of a veto, final county board action"; and

WHEREAS, the committee acted to override (Vote 6-1) the recommendation by the Director, Department of Human Resources, to deny the advancement of two steps in the pay range for one position of Administrative Specialist (Courts) in the Register of Probate; now, therefore

BE IT RESOLVED, that the County Board of Supervisors does hereby direct the Director, Department of Human Resources, to allow the advancement of two steps in the pay range for one position of Administrative Specialist (Courts) in the Register of Probate.

Fiscal Note:

Adoption of this resolution will result in the following fiscal effect:

<u>Current Year</u>	<u>Subsequent Year</u>	<u>Maximum</u>
\$526	\$988	\$0

The foregoing resolutions correctly state the action taken by the said committee at a meeting held October 26, 2001.

KATHLEEN A. ARCISZEWSKI
Chairman

Supervisor Podell present.

Supervisor Arciszewski **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 on adoption.

SEPARATE ACTION was requested.

Supervisor Bailey **SUBMITTED** the following **Amendment to Item 1, File No. 01-659:**

Delete the "BE IT RESOLVED" Clause.

Rename the "BE IT FURTHER RESOLVED"

Clause "BE IT RESOLVED" and add the following after 1 Position of RN 1:

1 Position of Management
Assistant Human Resources

1 Position of Executive Assistant-
Sheriff

5 Positions of Deputy Sheriff 1

Thereupon, **the foregoing Amendment FAILED OF ADOPTION** by the following vote:

AYES—Bailey, Borkowski, Coggs-Jones, Davis, Holloway, Johnson, Lutzka, Mayo, Nyklewicz, Quindel, White and Zielinski—12. **NOES**—Aldrich, Arciszewski, De Bruin, Diliberti, Jasenski, Krug, Launstein, McGuigan, Podell, Ryan, Schmitt, Weishan and the Chairman—13.

Supervisor Launstein moved immediate reconsideration of the foregoing Amendment by Supervisor Bailey.

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

AYES—Bailey, Borkowski, Coggs-Jones, Davis, Holloway, Johnson Launstein, Lutzka, Mayo, Nyklewicz, White and Zielinski—12. **NOES**—Aldrich, Arciszewski, De Bruin, Diliberti, Jasenski, Krug, McGuigan, Podell, Quindel, Ryan, Schmitt, Weishan and the Chairman—13.

Supervisor Nyklewicz moved lay over of Item 1, File No. 01-659.

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

AYES—Bailey, Borkowski, Coggs-Jones, Davis, Holloway, Jasenski, Johnson, Launstein, Lutzka, Mayo, Nyklewicz, White and Zielinski—13. **NOES**—Aldrich, Arciszewski, De Bruin, Diliberti, Krug, McGuigan, Podell, Quindel, Ryan, Schmitt, Weishan and the Chairman—12.

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

AYES—Aldrich, Arciszewski, Bailey, Borkowski, Coggs-Jones, Davis, De Bruin, Diliberti, Holloway, Jasenski, Johnson, Krug,

Launstein, Lutzka, Mayo, McGuigan, Nyklewicz, Podell, Quindel, Ryan, Schmitt, Weishan, White, Zielinski and the Chairman—25.
NOES—0.

By Supervisor Arciszewski, Chairman:

**From the Committee on Personnel, reporting on 2
Items.**

File No. 01-15(a) (f)
(Journal, December 21, 2000)

(Item 1) A file created as a reference file for actions reported to the County Board during 2001 from the Personnel Committee to recommend extension of certain temporary and emergency appointments in existence for less than one year, by recommending adoption of the following:

A RESOLUTION

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

WHEREAS, the Director 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 October 25, 2001, a copy of which report is on file in File No. 01-15(a) and is incorporated in this resolution by reference; and

WHEREAS, on October 26, 2001, 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 and temporary appointments originally made between June 1, 2001 and July 31, 2001 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.

File No. 01-602(a)
(Journal, September 28, 2001)

(Item 2) From County Executive, submitting the Recommended Milwaukee County 2002 Executive Budget, by recommending adoption of the following:

A RESOLUTION

WHEREAS, the Director, Department of Human Resources, in a report dated October 23, 2001, (a copy of which is attached herein in File No. 01-602) reviewed the recommended position creations contained in the County Executive's 2002 Recommended Budget and the amendment actions for personnel changes by the Committee on Finance and Audit through October 25, 2001 relative to classification and rate of compensation for positions in the Recommended Budget; and

WHEREAS, the creation of positions in the County Executive's 2002 Recommended Budget and the amendment actions of the Committee on Finance and Audit require action by the Committee on Personnel as to classification and rate of compensation; and

WHEREAS, on October 26, 2001, the Committee on Personnel, by a vote of 7-0, approved the recommendations relative to the classification and rate of compensation for the creation of positions in the County Executive's 2002 Recommended Budget, as amended; 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, after passage of an Adopted 2002 Budget, the classifications and rates of compensation for the positions recommended for creation in the County Executive's 2002 Recommended Budget as contained in a report from the Director of Human Resources dated October 23, 2001.

Fiscal Note:

Adoption of this resolution will not require an appropriation of funds nor a tax levy increase in the current or subsequent fiscal years, beyond that which will be recommended for approval by the Committee on Finance and Audit and adopted by the full Milwaukee County Board of Supervisors as part of the Adopted 2002 County Budget

The foregoing report correctly states the action taken by the said committee at a meeting held October 26, 2001.

KATHLEEN A. ARCISZEWSKI
Chairman

The question was on adoption.

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

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

By Supervisor De Bruin, Chairperson:

From the Committee on Finance and Audit, reporting on 12 Items.

File No. 01-1
(Journal, December 21, 2000)

(Item 1)

WHEREAS, department requests for transfers within their own accounts have been received by the Department of Administration, Fiscal Affairs, and the Director finds that the best interests of Milwaukee County will be served by allowance of such transfers;

THEREFORE, BE IT RESOLVED, that the Director, Department of Administration, is hereby authorized to make the following transfers in the 2001 appropriations of the respective listed departments:

	<u>From</u>	<u>To</u>
1) <u>1190 DOA - Housing & Community Development</u>		
2699 Other Federal Grants and Reimbursements	\$1,469,500	\$1,370,500

	<u>From</u>	<u>To</u>
8413 Charges County Housing Program	550,000	349,000
8773 Housing Capital Outlay	820,500	984,500
8779 Revolving Account-Housing		136,000

The DOA-Housing and Community Development Division requests transfer of \$1,469,500 within the Community Development Block Grant (CDBG) program as authorized by County Board Resolution 00-534 approved on September 28, 2000 and amended by County Board Resolutions 01-465 and 01-565 approved on September 28, 2001.

Resolution 00-534 approved \$1,740,000 in 2001 CDBG program grant activity. Subsequent to approval of this resolution, Milwaukee County was informed by the U.S. Department of Housing & Urban Development that the final 2001 grant amount would be \$1,799,000, or \$59,000 more than originally approved. Like the rest of the grant, the \$59,000 must be split between Milwaukee County and the 16 participating municipalities. The distribution of Milwaukee County's share, or \$29,500, is included in Resolution 01-465. The original 2001 appropriation for the CDBG program was \$1,700,000. This amount was placed in Block Grant Administration. Upon completion of this transfer, \$329,500 of the original \$1,700,000 remains in Block Grant Administration leaving a remaining appropriation of \$1,370,500. This transfer adds an additional expenditure and revenue appropriation of \$99,000, to bring the appropriation up to the full grant amount of \$1,799,000. Excluding the amount for administration, the total is \$1,469,500.

In addition, County Board Resolution 01-565 amends the original resolution by transferring funds totaling \$80,000 from the King Park Air Conditioning project and the McGovern Park Basketball Resurfacing project to the Wil-O-Way Grant Play Equipment project (\$75,000 transferred in, bringing the project total to \$145,000) and the Emergency Home Repair program (\$5,000 transferred in, bringing the project total to \$107,500).

The community development project funds are transferred as follows:

FROM	AMOUNT	TO	AMOUNT
Block Grant Administration 2001	\$1,370,500	South Milwaukee Vaccinations	\$ 6,000
Federal Reimbursement	99,000	South Milwaukee Hickory Park	11,500
TOTAL	\$1,469,500	South Milwaukee Human Concerns Lease	7,200
		South Milwaukee Interfaith	5,700
		South Milwaukee Little League Drainage	4,540
IQ	AMOUNT	South Milwaukee Community Center	15,239
Bayside Village Hall Access	\$ 25,100	South Milwaukee Wil-O-Way Play Equip.	5,000
Brown Deer Community Assessment	6,293	West Milwaukee Fire Station Improve.	41,800
Brown Deer Elderly Health Services	2,326	West Milwaukee Community Center Operation	9,000
Brown Deer Floodproofing	15,048	Whitefish Bay Curb Ramps	38,400
Brown Deer Senior Center Operation	11,000	Agape Computer System	15,000
Brown Deer Senior Center Sidewalk	4,133	ARC 92 nd St. Apt. Rehab	15,000
Cudahy Ambulance Fee	5,576	Aurora Weir Improvements	15,000
Cudahy Chamber of Commerce Signs	10,000	Boys & Girls Club Lavarway	29,500
Cudahy Interfaith	15,000	Council for Spanish Speaking	15,000
Cudahy Traffic Control System	29,324	Grand Avenue Club Work Supp.	15,000
Fox Point Police/Fire Station Access	28,000	Harambee Imani Project	15,000
Franklin Community Room Plan	5,592	Independence 1 st Homeowner	15,000
Franklin Senior Citizen Activities	17,139	La Causa Visitor Center Improvements.	15,000
Franklin Senior Services Study	2,500	LAND Home Source Expansion	15,000
Franklin Senior Center Facility	24,669	Marian Center Renovation	15,000
Glendale Senior Center	44,000	Metro Fair Housing	25,000
Greendale Adult Service Coord.	10,500	Milwaukee LGBT Youth Program	15,000
Greendale Village Hall Access	31,300	Milwaukee Urban League	15,000
Greenfield Dan Jansen Park	19,500	My Home, Your Home	15,000
Greenfield Home Repair	28,500	Neighborhood House	15,000
Greenfield Senior Program Coord.	20,000		

Hales Corners Pedestrian Improvements	22,983	Northcott Neighborhood House	15,000
Hales Corners Ambulance Fee	3,000	Project Focal Point	15,000
Hales Corners Historic Building Survey	5,615	Project Return	15,000
Hales Corners Senior Enrichment	3,000	South Milwaukee Community Center Access	15,000
Oak Creek City Hall Access	32,990	South Milwaukee Human Concerns Alarm	15,000
Oak Creek Interfaith	5,815	UCC Gymnasium	15,000
Oak Creek Salvation Army	4,845	Wilson Park Baseball	15,000
Oak Creek Senior Services	3,683	Wiscraft Painting	15,000
Oak Creek Vaccinations	2,907	Word of Hope Technology Center	15,000
River Hills Municipal Building Access	21,400	YWCA Vel Phillips Center	15,000
St. Francis Interfaith	5,000	Washington/McGovern Parks Access	40,000
St. Francis Sidewalk Replacement	43,200	Emergency Home Repair	107,500
Shorewood River Park Parking Lot	31,912	Lead Hazard Contractor Assistance	25,000
Shorewood Senior Resource Center	13,688	Res. Arch Barrier Removal	30,000
Shorewood Interfaith	3,000	Wil-O-Way Grant Play Equipment	145,000
South Milwaukee Early Childhood Agency	1,621	TOTAL	\$1,469,500
South Milwaukee Economic Development Plan	3,000		

Approval of this appropriation transfer request results in a zero tax levy impact.

TRANSFER APPROVED BY COUNTY EXECUTIVE 10-19-01.

TRANSFER APPROVED BY FINANCE AND AUDIT COMMITTEE 10-25-01 (VOTE 6-0).

	<u>From</u>	<u>To</u>
2) <u>1190 DOA - Housing & Community Development</u>		
2699 Other Federal Grants and Reimbursements	\$115,000	
8413 Charges County Housing Program	34,972	\$415,395
<u>0001 General Fund</u>		
0754 Reserve for Housing Program	265,423	

The DOA-Housing and Community Development Division requests transfer of \$380,422.98 to restore the HOME matching fund balance (\$254,517.73) and Architectural Barrier Construction Management Income (\$10,905.25) from previous program years. This action transfers the balance in the Reserve for Housing Programs of \$265,422.98 into the HOME program activities such as home repairs, first time-homebuyers and lead testing from which expenditures will be made.

This transfer also reflects an increase of \$115,000 in the budget appropriation for the Federal HOME Program. The original budgeted appropriation represented \$1,099,972 in expenditures, including \$34,972 of local matching funds, and \$1,065,000 in Federal revenue. This transfer increases expenditures and revenues for this program by \$115,000, to \$1,214,972 and \$1,180,000, respectively.

<u>FROM</u>	<u>AMOUNT</u>	<u>TO</u>	<u>AMOUNT</u>
Reserve for Housing Program	\$265,422.98	HOME Match	\$254,517.73
Federal Revenue	<u>115,000.00</u>	HOME 2001	115,000.00
TOTAL	\$380,422.98	Architectural Barrier Const. Mgmt.	<u>10,905.25</u>
		TOTAL	\$380,422.98

Approval of this appropriation transfer request results in a zero tax levy impact.

TRANSFER APPROVED BY COUNTY EXECUTIVE 10-19-01.

TRANSFER APPROVED BY FINANCE AND AUDIT COMMITTEE 10-25-01 (VOTE 6-0).

3) <u>2000 Combined Court Related Operations</u>		
6630 R/M Machinery, Tools, Equipment		\$8,970
2699 Other Federal Grants and Reimbursements	\$8,073	
7910 Office Supplies	897	

Transfer of \$8,970 is requested by the Clerk of Circuit Court to increase expenditure and revenue appropriations to recognize Federal grant funding from the 2000 Local Law Enforcement Block Grant (LLEBG) for the County's video e-conferencing project.

The 2600 Local Law Enforcement Block Grant provided Milwaukee County \$480,360 for approved initiatives within four separate departments during the period October 1, 2000 through September 30, 2002. Combined Court Related Operations was provided a total of \$40,584 in Federal grant funds for activities associated with implementing videoconferencing technology in County courtrooms. The plan allocated \$8,073 for maintenance of the videoconferencing equipment and \$32,511 for an Audio-Visual Technician position. Funds for the position and the 90% revenue offset were included in the 2001 Budget. The grant requires a 10% match by the County and funding of \$897 is available in the County Funded State Court Services Division Office Supply account which establishes a total appropriation authority of \$8,970 for the equipment maintenance contract.

This transfer recognizes receipt of \$8,073 from the Local Law Enforcement Block Grant and surplus Office Supplies funds of \$897 for the match and increases expenditure authority by the same amount for a zero net tax levy impact.

TRANSFER APPROVED BY COUNTY EXECUTIVE 10-19-01.

TRANSFER APPROVED BY FINANCE AND AUDIT COMMITTEE 10-25-01 (VOTE 6-0).

	<u>From</u>	<u>To</u>
4) <u>3400 Register of Deeds</u>		
8557 Computer Equipment New (Capital)		\$54,000
3239 General Recording Fees	\$54,000	

Transfer of \$54,000 is requested by the Register of Deeds to recognize unbudgeted revenue and increase expenditure authority within the Real Estate Services Division.

During 1999, the Register of Deeds office began implementation of the computer-based Optical Imaging System (OIS) which became fully operational in 2000. With the OIS, the public record of a real estate document is optically scanned and stored as a digital file on an optical disc (similar in nature to an audio compact disc). This is done in place of photocopying and physically storing a hard-copy document. Multiple optical discs containing the digital images are stored in a specialized file server referred to as a jukebox.

The present jukebox installed upon implementation of the OIS holds 32 discs, each with a capacity of storing 2.6 Gigahertz of data. Initially it was estimated that this jukebox had enough capacity to last five years, after which an additional jukebox would need to be added. Due to the strength of the real estate market, particularly in the area of refinancing, the volume of documents filed with the Register of Deeds office has far exceeded initial estimates, and it is now anticipated that space in the existing jukebox will be filled before the end of October, 2001. As a result, storage expansion is immediately necessary. Without it, customers will soon not be able to view or copy real estate documents.

The additional jukebox to be purchased upon approval of this fund transfer is of much higher capacity, holding 64 discs, each with a capacity of storing 9.1 Gigahertz of data. Based on the current volume of documents being filed with the Register of Deeds office it is estimated that each 9.1 Gigahertz disc will hold approximately 1.5 months worth of data, meaning that the additional jukebox will provide sufficient storage capacity for the next 8 years. The \$54,000 purchase amount provides for the jukebox, connection cables, necessary software upgrades, installation and staff training. The 9.1 Gigahertz discs, each costing approximately \$100, are purchased separately on an as-needed basis.

An additional result of the strong local real estate/refinancing market is the receipt of unbudgeted revenue in the Real Estate Services Division in the form of General Recording Fees, which are collected when real estate is sold or refinanced. Deposits into this account already surpass the amount budgeted for 2001, and it is anticipated that by year-end revenue will exceed the budget by more than \$300,000, thus fully offsetting the costs to purchase and install this additional jukebox.

Approval of this appropriation transfer request results in a zero tax levy impact.

TRANSFER APPROVED BY COUNTY EXECUTIVE 10-19-01.

TRANSFER APPROVED BY FINANCE AND AUDIT COMMITTEE 10-25-01 (VOTE 6-0).

- 5) 4000 Sheriff's Department
- | | |
|--|-----------|
| 6141 General Administration Subcontract Agency | \$102,209 |
| 2299 Other State Grants and Reimbursements | \$102,209 |

Transfer of \$102,209 is requested by the Sheriff to recognize receipt of revenue from the State of Wisconsin for the Truancy Abatement and Burglary Suppression (TABS) Targeted Outreach Program to provide the pass-through to the Boys and Girls Club which coordinates the program.

The Youth Services sheriff deputies work in concert with the Boys and Girls Club by providing security for the TABS program. The TABS program began on November 29, 1993. The TABS program keeps children off the street during school hours. The objective of the TABS program is to implement an intensive case management system for students between the ages of six and twelve who are either not attending school or are having trouble attending regularly. The Sheriff's Department serves only as the local pass-through for the State grant funds.

This amount is completely offset with State grant funds for no net tax levy impact.

TRANSFER APPROVED BY COUNTY EXECUTIVE 10-19-01.

TRANSFER APPROVED BY FINANCE AND AUDIT COMMITTEE 10-25-01 (VOTE 6-0).

- 6) 4000 Sheriff's Department
- | | |
|--|-----------|
| 5199 Salaries and Wages | \$104,505 |
| 5312 Social Security Taxes | 7,995 |
| 2699 Other Federal Grants and Reimbursements | \$112,500 |

Transfer of \$112,500 is requested by the Sheriff to recognize the receipt of revenue from the U.S. Department of Justice (DOJ), Office of Community Oriented Police Services (COPS) to fund new positions for community based park patrol substations in the Washington and Kosciuszko Parks areas that began on April 1, 2001.

On September 13, 1994, President Clinton signed into law the violent Crime Control and Law Enforcement Act of 1994. The Act authorized \$8.8 billion over the next six years for grants to law enforcement agencies to add community-policing officers to the streets and to advance community policing. Community policing is a policing philosophy that promotes and supports organizational strategies to prevent crime through problem solving tactics and partnerships with the community. Community policing involves a four-tiered approach: arrest offenders, prevent crime, solve on-going problems and improve the overall quality of life. Since its inception, the COPS grant has funded more than 110,000 officers in more than 12,000 law enforcement agencies throughout the country.

Previously, Milwaukee County has been the recipient of two COPS grants, one in 1994 and one in 1998. In 1994, the Sheriff's Department applied for and was awarded a COPS grant to fund five Deputy Sheriff I positions through June 1998. These positions are continued in 2001 with County tax levy funding of \$228,217. The deputies are assigned to reduce organized gangs, gang violence and other criminal acts within the County Parks System. A subsequent application for COPS funding was made and approved in 1998 to fund four additional Deputy Sheriff I positions through May 2001. These positions were created to implement a Sheriff's Water Safety Patrol and to perform all-terrain vehicle (ATV) and snowmobile enforcement and general patrol duties in the Milwaukee

County Parks System during the non-boating season. In 2001, funding of \$182,574 is included in the Adopted Budget for these positions. The positions are partially offset with revenue of \$41,667 for the first five months of the year from COPS funding and with revenue of \$70,000 from the State Department of Natural Resources. Tax levy funding of \$70,907 is provided for the remaining cost of these positions.

The COPS grant for the Park Patrol substation provides for up to \$75,000 per officer for a three-year period, or \$25,000 per year. The remaining cost must be paid for by the local law enforcement agency and must be a minimum of 25% of the costs. Since Milwaukee County's grant is for six officers with a total cost of \$600,000, the U.S. DOJ will provide \$75,000 per officer or \$450,000 over the three-year period of the grant. The minimum cost to Milwaukee County is \$150,000 over the three-year period of the grant. Funding for the deputies is included in the 2002 Recommended Budget.

This transfer recognizes \$112,500 in revenue for 2001 due to nine months of activity on the grant and establishes expenditure authority of \$112,500 to fund the salary and social security costs of the new positions.

This amount is completely offset with Federal grant funds for no net tax levy impact

TRANSFER APPROVED BY COUNTY EXECUTIVE 10-19-01.

TRANSFER APPROVED BY FINANCE AND AUDIT COMMITTEE 10-25-01 (VOTE 6-0).

	<u>From</u>	<u>To</u>
7) <u>4000 Sheriff's Department</u>		
6409 Printing and Stationery		\$17,712
6805 Education/Seminar Payments		2,400
6999 Sundry Services		12,760
7910 Office supplies		1,500
7935 Law Enforcement & Public Safety Supplies		700
7970 Tools and Minor Equipment		1,000
7999 Sundry Materials and Supplies		7,750
2299 Other State Grants and Reimbursements	\$32,562	
2699 Other Federal Grants and Reimbursements	11,200	

Transfer of \$43,762 is requested by the Sheriff to recognize the receipt of revenue from five grant awards received in 2001: Hazard Mitigation Grant Program - State Fair, State 911 Dispatcher Training, State Terrorism Grant, Hazard Mitigation Education Program and the Federal Terrorism Training Grant to fund the preparation, mitigation, response and recovery of emergency situations.

In October of 2000, the Emergency Management Division of the Sheriff's Department requested and received permission from the County Board to apply for and accept emergency management planning grants that may become available from the State of Wisconsin. Under Wisconsin State Statute 166.03 and Chapter 99 of the County Ordinances, the Emergency Management Division has responsibilities in the preparation, mitigation, response and recovery of emergency situations. The State of Wisconsin receives funds from the Federal government to assist counties in this effort. The Emergency Management Division has applied for and been awarded \$43,762 from a total of five grants.

\$11,250 was received from the Hazard Mitigation Grant Program - State Fair and the funds were used for a variety of items including supplies and equipment such as a laptop and TV/VCR along with rental costs at State Fair Park. \$6,000 was received from the State 911 Dispatcher Training grant and the funds were used for printing and graphs along with paying for training. \$12,500 was received from the State Terrorism Grant and the funds were used for printing handbooks relating to terrorism training. \$2,812 was received from the Hazard Mitigation Education Program grant and

the funds were used to print and distribute Evacuation Guidelines. 50,000 copies were printed in English and Spanish and were sent to all Milwaukee County municipal fire and police departments. \$11,200 was received from the Federal Terrorism Training grant. These funds were used to provide training for equipment such as gas masks that were purchased in prior years from grant funding.

This amount is completely offset with Federal grant funds for no net tax levy impact.

TRANSFER APPROVED BY COUNTY EXECUTIVE 10-19-01.

TRANSFER APPROVED BY FINANCE AND AUDIT COMMITTEE 10-25-01 (VOTE 6-0).

	<u>From</u>	<u>To</u>
8) <u>5300 DPW Fleet Maintenance</u>		
6691 R/M Vehicles Labor		\$50,000
4905 Sale of Capital Assets	\$11,167	
5199 Salaries and Wages	36,073	
5312 Social Security Taxes	2,760	

Transfer of \$50,000 is requested by the Director of the Department of Public Works (DPW) to transfer surplus funds from Personal Services (\$38,833) and recognize revenue from the sale of surplus assets (\$11,167), to provide additional funding for outside vendors to perform vehicle and equipment repairs in the Fleet Maintenance Division.

Fleet Maintenance is requesting \$50,000 to cover anticipated repairs of vehicles and equipment by outside sources due to vacancies in various auto and equipment service positions, an accumulated backlog of service work and the need for several major auto and truck repairs. Recently, the following major repairs have been identified: \$5,000 for new transmissions in two squad cars; \$4,600 for transmission repairs in a tractor for the Airport; \$5,800 for repairs in two aerial trucks; \$1,900 for brake repairs in a dump truck for the Airport; \$1,230 for transmission repairs in a truck for the Parks Department, and \$12,500 for transmission repairs in five squad cars.

The vehicles and equipment provided by Fleet Maintenance are critical to the operations of user departments and must be maintained in a safe and reliable condition. As winter approaches, it is important that funds be available to cover needed repairs to emergency response equipment.

Early in 2001, Fleet Maintenance had 14 vacancies creating a surplus in Personal Services. Currently the department has the following vacant positions: four Auto and Equipment Technicians, one Technician Helper, one Auto and Equipment Body Technician and one Intern Auto Technician. Vacancies experienced throughout 2001 provide sufficient funds to cover the \$38,833 transfer from Personal Services.

In addition, the September 2001 auction of vehicles and equipment resulted in net proceeds of \$11,167 over the budgeted revenue for the sale of capital assets.

Sufficient funds are available in Personal Services (\$38,833) and Sale of Capital Assets (\$11,167) to cover the increase in appropriations for Repair and Maintenance of Vehicles (\$50,000).

Approval of this transfer request will not increase tax levy.

TRANSFER APPROVED BY COUNTY EXECUTIVE 10-19-01.

TRANSFER APPROVED BY FINANCE AND AUDIT COMMITTEE 10-25-01 (VOTE 6-0).

9) <u>9910 University Extension Service</u>		
6148 Professional Services-Recurring Operations		\$36,000
4999 Other Miscellaneous Revenue	\$36,000	

Transfer of \$36,000 is requested by the Director, University Extension Service to increase expenditure and revenue appropriations to recognize a donation from eFunds Corporation for the Get Checking program.

County Board Resolution 00-719, adopted December 21, 2000, authorized the Director, University Extension to seek and accept \$36,000 in funds from eFunds Corporation in support of University Extension's role in the Get Checking program. The program provides individuals without a primary banking relationship, six hours of instruction and skill development training specific to checking and savings accounts. Upon completion, a certificate is granted which allows the individual to open a qualifying checking or savings account at a participating financial institution.

This fund transfer recognizes the receipt of revenue from eFunds Corporation and increases expenditure authority for the University Extension by the same amount to cover costs associated with the Get Checking program, for a zero net tax levy impact.

TRANSFER APPROVED BY COUNTY EXECUTIVE 10-19-01.

TRANSFER APPROVED BY FINANCE AND AUDIT COMMITTEE 10-25-01 (VOTE 6-0).

2001 CONTINGENCY APPROPRIATION SUMMARY

2001 Unallocated Contingency Appropriation Budget	\$ 5,500,000
Approved Transfers from Budget through October 25, 2001	0
Labor Relations-Final Binding Arbitration/Sheriff's Assoc.	(100,000)
Marathon County Return of Funds-Tobacco Lawsuit	19,355
Corp Counsel for Contract Breach-Balance of Lawsuit Plus Interest	(10,146)
Unallocated Contingency Balance 10/25/2001	\$ <u>5,409,189</u>
Transfers Approved Finance & Audit Committee 10/25/2001	0
Courts for Guardian ad Litem Attorneys and Psychiatrist	(138,000)
Courts for Guardian ad Litem and Adversary Counsel	(480,000)
Total Transfers Submitted to Finance & Audit Committee	\$ <u>(618,000)</u>
Net Balance	\$ <u>4,791,189</u>

File No. 01-1
(Journal, December 21, 2000)

(Item 2)

WHEREAS, your committee has received from the Department of Administration, Fiscal Affairs, the following department requests for transfer to the 2001 appropriations from the unallocated

contingent fund and finds that the best interests of Milwaukee County will be served by allowance of such transfers;

THEREFORE, BE IT RESOLVED, that the Director, Department of Administration, is hereby authorized to make the following transfers in the 2001 appropriations from the unallocated contingent fund:

	<u>From</u>	<u>To</u>
1) <u>2000 Combined Court Related Operations</u>		
6108 Guardian ad Litem Fees		\$105,000
6110 Adversary Counsel Fees		375,000
<u>1945 Appropriation for Contingency</u>		
8901 Appropriation for Contingency	\$480,000	

Transfer of \$480,000 is requested by the Clerk of Circuit Court/Director of Court Services from the Appropriations for Contingencies to pay Guardian ad Litem and Adversary Counsel Fees within the County Funded State Court Services Division of Combined Court Related Operations.

Guardian ad Litem (GAL) fees are paid to retain a lawyer appointed by the court to represent the "best interests" of a person who is legally incompetent to represent his or her interests in a legal proceeding because the person is a minor or is otherwise not competent. A GAL is required or authorized to be appointed in various proceedings under the Children's Code, actions affecting the family, including actions related to divorce, custody, child support, maintenance, property division, visitation rights to children and determination of paternity. GAL appointments are also made in probate proceedings where the heir or beneficiary is a minor or incompetent. In civil cases, a GAL appointment can be made where a party to the action or proceeding is a minor or incompetent and the minor or incompetent has no general guardian of property, the general guardian fails to appear and act on behalf of the ward, or interests of the minor or incompetent are adverse to that of the general guardian.

In addition to GAL appointments, the County is also responsible for legal fees associated with Adversary Counsel appointments. Adversary Counsel costs typically involve the legal representation of indigent parents in CHIPS (Children in Need of Protection or Services) cases. Since the 1995-97 State Biennial Budget, the County has been responsible for these costs that were previously assigned to the State Public Defender's Office.

Total GAL payments for Combined Court Related Operations in 2000 were \$2,824,269, of which \$195,934 was expended by the Register in Probate Division. An additional \$19,915 was expended in 2000 by Combined Court Related Operations for expenses associated with GAL payments. Total Adversary Counsel payments in 2000 were \$1,164,156 representing 2,477 appointments of Adversary Counsel at an average cost of \$470 per case. Overall, in 2000, County Funded State Court Services Division expended \$2,628,335 for GAL Fees and \$1,164,156 in Adversary Counsel payments for a total of \$3,792,491. Two fund transfers totaling \$1,250,000 were approved in 2000 thereby increasing the modified budget to \$3,811,820 for both accounts.

Combined Court Related Operations receives GAL reimbursement revenue from the State based upon a number of factors, including how much the State has appropriated and the number of cases that are submitted by each County. In 2000, Combined Court Related Operations received a total of \$1,054,918 in State GAL payments, with \$197,146 of this amount credited to the Register in Probate Division, and \$857,772 to the County Funded State Court Services Division. State GAL reimbursement remains at the 2000 level for 2001. However, the 2001 budget also anticipated a three-percent increase that was not realized.

The County Funded State Court Services Division 2001 budget for GAL fees is \$2,600,000 and \$855,000 for Adversary Counsel fees for a total legal fee budget of \$3,455,000. Through September of 2001, the Division has already expended \$1,799,571 in GAL fees, encumbered an additional \$231,078 and expended \$849,253 in Adversary Counsel Fees for a total of \$2,879,902. The

Division is projecting that an additional \$1,055,098 is needed to cover the legal expenses for the remainder of the year. As of September 30, 2001, there was \$575,098 in unencumbered funds remaining to cover 2001 legal fee expenditures. Funding for the anticipated appropriation shortfall of \$480,000 is requested at this time to maintain payments for services rendered on a timely basis.

This transfer includes \$480,000 from the Appropriation for Contingencies account to increase County Funded State Court Services Division's legal fee expenditure authority. Specifically, \$105,000 is earmarked for GAL Fees and \$375,000 for Adversary Counsel payments. This amount is expected to cover the invoices submitted during the last three months of the year. At this time, there does not appear to be surplus funds elsewhere within Combined Court Related Operations to mitigate the amount of this request.

TRANSFER APPROVED BY COUNTY EXECUTIVE 10-19-01.

TRANSFER APPROVED BY FINANCE AND AUDIT COMMITTEE 10-25-01 (VOTE 6-0).

	<u>From</u>	<u>To</u>
2) <u>2000 Combined Court Related Operations</u>		
6108 Guardian ad Litem Fees		\$53,500
6106 Legal Fees General		39,000
6113 Psychiatrist Fees		45,500
9707 Sheriff Services	\$ 20,000	20,000
<u>1945 Appropriation for Contingency</u>		
8901 Appropriation for Contingency	138,000	

Transfer of \$138,000 is requested by the Register in Probate from the Appropriation for Contingencies account to pay Guardian ad Litem, Legal, and Psychiatrist Fees and realign \$20,000 in Sheriff Services, for a total fund transfer request of \$158,000 within the Register in Probate Division of Combined Court Related Operations.

Pursuant to Wisconsin Statutes, the Register in Probate has ministerial duties in connection with mental commitment proceedings (Chapter 51), protective placement proceedings (Chapter 55) and guardianship proceedings (Chapter 880). In addition, the 1985 Supreme Court decision in *State ex rel. Watts v. Combined Community Services*, 122 Wis. 2d 65, requires an annual court review of every existing protective placement case to protect the constitutional rights of persons under protective placement. These cases may require a Guardian ad Litem (GAL), defense counsel and/or psychological evaluations. GAL fees are paid by Milwaukee County to retain a lawyer appointed by the court to represent the "best interests" of a person who is legally incompetent to represent his or her interests in a legal proceeding because the person is a minor or is otherwise not competent. A GAL is required or authorized to be appointed in various proceedings under the Wisconsin Statutes listed above. Defense counsel is also required for these types of cases. Starting in 2000, a larger number of Civil Commitment petitions are not meeting the financial requirements of State Public legal services, so the County is providing the funds necessary for the Legal Aid Society to provide counsel. Psychological evaluations are required when the Probate Court Commissioner has found probable cause.

The Register in Probate Division of Combined Court Related Operations is experiencing a volume increase in Chapters 51, 55, and 880 cases. The increase is due to new and more contested cases and improved compliance by the Department of Human Services Adult Services Division and Department on Aging in submitting annual reviews for protective placement cases.

The 2001 budget for the Register in Probate Division includes the following: \$145,600 for Legal Fees, \$206,820 for GAL fees, and \$85,000 for Psychiatrist Fees for a total funding of \$437,420 in this area. Through September of 2001, the Division has already expended \$131,691 in Legal Fees, \$183,407 in GAL Fees and \$86,216 in Psychiatrist Fees for a total of \$401,314. The Division is projecting that an additional \$138,000 is needed to cover the legal expenses for the remainder of the year. As of September 30, 2001 there was \$36,107 in unencumbered funds remaining to cover 2001 legal and psychiatrist fee expenditures. Funding for the anticipated appropriation shortfall of \$138,000 is requested at this time to maintain payments for services rendered in a timely basis.

The Sheriff's Department provides bailiff services for the Chapters 51, 55 and 880 cases at the Department of Human Services Mental Health Division Complex. During 2001, the Sheriff's Department created new labor distribution coding to more accurately distribute charges to all cost centers which now includes the Register in Probate Division. To reflect this change, this fund transfer reallocates \$20,000 in Sheriff Service charges from the Division of County Funded Court Services to the Register in Probate Division.

This transfer includes \$138,000 from the Appropriation for Contingencies account to increase Register in Probate Division's legal and psychiatrist fee expenditure authority. Specifically, \$39,000 is earmarked for Legal Fees, \$53,500 for GAL Fees and \$45,500 for Psychiatrist Fees. This amount is expected to cover the invoices submitted during the last three months of the year. At this time, there does not appear to be surplus funds elsewhere within Combined Court Related Operations to mitigate the amount of this request.

TRANSFER APPROVED BY COUNTY EXECUTIVE 10-19-01.

TRANSFER APPROVED BY FINANCE AND AUDIT COMMITTEE 10-25-01 (VOTE 6-0).

File No. 01-1
(Journal, December 21, 2000)

(Item 3)

WHEREAS, your committee has received from the Department of Administration, Fiscal Affairs, the following department requests for transfer to the 2001 appropriations from the allocated contingent fund and finds that the best interests of Milwaukee County will be served by allowance of such transfers;

THEREFORE, BE IT RESOLVED, that the Director, Department of Administration, is hereby authorized to make the following transfers in the 2001 appropriations from the allocated contingent fund:

	<u>From</u>	<u>To</u>
1) <u>4000 Sheriff's Department</u>		
5199 Salaries and Wages		\$242,938
5312 Social Security Taxes		18,585
6148 Professional Services-Recurring Operations		256,117
8902 Appropriation for Contingencies-Allocated	\$517,640	

Transfer of \$517,640 is requested by the Sheriff to transfer funds from an allocated contingency account within the Sheriff's Department into appropriate operating accounts to fund 20 additional medical positions created effective October 1, 2001.

The 2001 Adopted Budget for the Sheriff's Department included \$517,640 in an allocated contingency account to provide for enhanced inmate medical services and in anticipation of mid-year creation of additional positions. The structure of the inmate medical services enhancements are determined by an approved consent decree agreed to by Milwaukee County (File No.01-542) and plaintiffs as a result of the Christensen lawsuit. On September 28, 2001 the County Board approved the creation of 20 additional positions for the Medical and Psychiatric Services units in the Criminal Justice Center. The transfer seeks to move funds of \$261,523 from the allocated contingency account to personal service accounts to fund the salaries and wages of the new positions.

Funding of \$517,640 was included in the 2001 Adopted Budget in anticipation of a half year of funding for the additional positions. The positions were created effective October 1, 2001 which resulted in \$256,117 of

the \$517,640 that was not needed to fund the staff's salaries. Therefore, \$256,117 of the funds is requested to be transferred into a Professional Services account to partially fund the contract with Pyramid Health Services for the provision of medical records services. At the end of 2000, the Sheriff's Department entered into an agreement with Pyramid Health Services to revise the Sheriff's Department's medical records system, to clear up a backlog in records processing and to maintain the medical records system. This agreement has continued in 2001 on a month to month basis pending the results of an RFP for inmate medical services.

TRANSFER APPROVED BY COUNTY EXECUTIVE 10-19-01.

TRANSFER APPROVED BY FINANCE AND AUDIT COMMITTEE 10-25-01 (VOTE 6-0).

File No. 01-1
(Journal, December 21, 2000)

(Item 4)

WHEREAS, your committee has received from the Department of Administration, Fiscal Affairs, departmental requests for transfer to the 2001 capital improvement revenue accounts and the Director finds that the best interests of Milwaukee County will be served by allowance of such transfers;

THEREFORE, BE IT RESOLVED, that the Director, Department of Administration, is hereby authorized to make the following transfers in the 2001 capital improvement appropriations:

	<u>From</u>	<u>To</u>
1) <u>WA021011 GMIA Electrical Master Plan</u>		
6146 Professional Services-Capital/Major Maintenance		\$25,000
4901 Passenger Facility Charges (PFC)	\$25,000	

Transfer of \$25,000 is requested by the Director, Department of Public Works (DPW) and Airport Director for project WA021 - GMIA, Electrical Master Plan, to provide sufficient funding to complete the Electrical Master Plan. Financing will be from Passenger Facility Charge Revenue.

For 2001, an appropriation of \$180,000 was budgeted for a study that would recommend electrical improvements to be funded in 2002 or future years. Over the years, the Airport runway and taxiway circuits have been maximized while Airport expansion has continued. For safety reasons, the electrical staff has requested that electrical circuits be divided into separate conduit systems and that the present high voltage circuits be reviewed for conversion to lower voltage circuits. Furthermore, sophisticated new technologies in the area of circuit monitoring have made it even more important to follow a well thought out strategy. The study will address these issues and project probable savings. It is anticipated that once the study has been completed, any recommended electrical improvements funded in 2002 or future years will be consistent with the electrical master plan.

In early 2001, a selection process for a consultant was conducted, and the highest rated consultant submitted a detailed project scope at a cost of \$373,200. Negotiations with the consultant resulted in a revised scope of services, which in turn resulted in a revised cost of \$158,846. However, the consultant was not able to meet the Disadvantaged Business Enterprise (DBE) goal of 20 percent. The consultant presented a Good Faith Effort waiver to the DBE Department, but was denied in the appeal process.

The next highest rated consultant, Mead & Hunt, Inc., was requested to, and has submitted, a detailed project scope, which is acceptable to General Mitchell International Airport (GMIA), at a cost of \$177,019. The consultant has also satisfied the DBE goal within the scope of services being provided. However, Department of Public Works Professional Services Division costs of \$18,700

have been incurred during the process of procuring the consultant, leaving insufficient funds to award the contract.

This transfer, in the amount of \$25,000 is being requested to provide sufficient funding to complete the Electrical Master Plan. The additional costs are eligible for Passenger Facility Charge (PFC) program funding, as was the initial \$180,000.

Approval of the transfer will have no fiscal effect on the tax levy of Milwaukee County.

TRANSFER APPROVED BY COUNTY EXECUTIVE 10-19-01.

TRANSFER APPROVED BY FINANCE AND AUDIT COMMITTEE 10-25-01 (VOTE 6-0).

	<u>From</u>	<u>To</u>
2) <u>WG007011 Plank Road School Demolition</u>		
8589 Other Capital Outlay	\$0	\$0

The Director, Department of Public Works is requesting a change in scope for Project WG007 - Plank Road School Complex Demolition to include the beginning of actual demolition work.

The 2001 Adopted Capital Improvements Budget included an appropriation of \$990,000 for 2001 to provide for the remediation of hazardous materials and reconfiguration of utilities at the Plank Road School Complex as the initial phase of redevelopment in the area. The area that is proposed for redevelopment is located within the Northeast Quadrant of the County Grounds, north of Watertown Plank Road and east of Highway 45.

This development is a key recommendation contained in the 1999 report by the Milwaukee County Land Use Planning Committee, approved by the County Board on September 30, 1999 (Resolution File No. 99-460). This report, focusing specifically on the Northeast Quadrant, was a follow-up and update of the original Milwaukee County Grounds Land Use Plan approved by the County Board in 1989 and updated in 1992.

The Complex is comprised of the Plank Road School, four cottages, a maintenance shop and a small garage. There are major utility junctions in the school and maintenance building that will require reconfiguration. Hazardous materials within the area consist of asbestos, polychlorinated bithenols (PCBs), mercury and used petroleum products. Remediation, utility reconfiguration and eventual demolition of the Complex in 2002 will allow for the development of this segment of the Northeast Quadrant of the County Grounds.

An appropriation of \$885,000 is included in the Recommended 2002 Budget, to provide for the demolition of the Complex. Cottages C-1, C-4, C-5, C-6, C-7 and C-8 are to be demolished. Financing will be provided by general obligation bonds. It is anticipated that funds will be available from the initial remediation phase to actually begin demolition work in 2001.

This fund transfer would change the scope of the work proposed in 2001 to include demolition work. Approving this fund transfer will utilize any available 2001 funds and allow the work to proceed prior to January 2002.

Approval of the transfer will have no fiscal effect on the tax levy of Milwaukee County.

TRANSFER APPROVED BY COUNTY EXECUTIVE 10-19-01.

TRANSFER APPROVED BY FINANCE AND AUDIT COMMITTEE 10-25-01 (VOTE 6-0).

3) <u>WC779 Courthouse Air Conditioning CFC</u>		
4907 Bond and Notes Proceeds		\$100,000
4907 Bond and Notes Proceeds	\$100,000	

	<u>From</u>	<u>To</u>
<u>WH224 Signal Improvements</u>		
8530 Roadway Plan & Construction (Cap)		3,204
2999 Revenue from Other Government Units	1,709	
4907 Bond and Notes Proceeds	1,495	
<u>WO010 County Web, Internet & E-commerce</u>		
4907 Bond and Notes Proceeds		43,000
2903 County Sales Tax Revenue	43,000	
<u>WO020 Blatz Building-Lincoln Park</u>		
4907 Bond and Notes Proceeds		100,000
4907 Bond and Notes Proceeds	100,000	
<u>WO301 Technical Infrastructure</u>		
2903 County Sales Tax Revenue		43,000
4907 Bond and Notes Proceeds	43,000	
<u>WT215 Signal Improvements</u>		
2999 Revenue from Other Government Units		1,709
4907 Bond and Notes Proceeds		1,495
8530 Roadway Plan & Construction (Cap)	3,204	
<u>WT255 Major Repair Components</u>		
8559 Major Maintenance Equipment Expenses		19,000
2699 Other Federal Grants and Reimbursements	15,200	
4907 Bond and Notes Proceeds	3,800	
<u>WT257 Bus Replacement Program</u>		
2699 Other Federal Grants and Reimbursements		15,200
4907 Bond and Notes Proceeds		3,800
8551 Machinery & Equipment Replace (Cap)	19,000	
<u>WT271 Facility Assessment Program</u>		
8580 Master Transit Study Plan & Construction		1,310
2699 Other Federal Grants and Reimbursements	1,048	
4906 Scrap Sales	262	

Transfer of \$166,514 is requested to replace \$100,000 in 2000 bond proceeds in Project WO020 – Blatz Building in Lincoln Park with 2001 bond proceeds from Project WC779 – Courthouse Air Conditioning CFC Conversion and \$43,000 in 2001 bond proceeds in Project WO010 – County Web, Internet and Electronic Commerce with sales tax revenues from Project WO301 – Technical Infrastructure. In addition, expenditure authority and revenues will be increased for Project WT255 – Major Repair Components – Orions (\$19,000), Project WT271 – Facility Assessment Program (\$1,310) and Project WH224 – Signal Improvements, 84th and Good Hope Road (\$3,204) to reconcile deficits from slightly higher than anticipated costs. Corresponding expenditure authority and revenues are decreased for Project WT257 – Bus Replacement Program (\$19,000), Transit operating federal reimbursement and bus scrap sales (\$1,310), and City of Milwaukee revenues and Project WH215 Signal Improvement – North 124th and Hampton, (\$3,204).

Transfer of Bond Proceeds

- In 2000, \$100,000 was approved for the Blatz Building in Lincoln Park Project to allow for construction of a privately financed, multi-purpose community center. Milwaukee County will be responsible for the demolition of the existing building. The new facility will be owned by the M7 Community Development Corporation and the County will provide the land at no cost. In addition, the Parks Department is expected to house its north region administrative offices in the new facility at no cost.

The budget also stated that no funding was to be provided until a lease agreement governing the use of County land by the M7 has been negotiated by the M7 and the Department of Parks and County Board of Supervisors. One of the issues to be addressed in the lease agreement specified

that no demolition shall occur until written evidence has been presented to the County indicating that sufficient funding has been raised to construct the new facility. To date, M7 has not presented the County with any information to address this issue. Therefore, there have been no expenditures for this project.

The County issued general obligation bonds to finance the demolition of the existing facility. Based on Federal expenditure guidelines, these bonds should have been expended by September 2001. Since expenditure of the proceeds is contingent upon certain conditions being met, the bond proceeds have not been expended within the Federal expenditure guidelines. Therefore, there is a modest arbitrage penalty of \$1,500 that will be assessed to the project.

In 2001, \$437,000 was approved to continue the replacement of the Courthouse Complex chillers, in which prior year appropriations totaled \$1,127,600. Financing for the project was provided from general obligation bonds.

The available balance for the project, including encumbrances, totals approximately \$440,000, with approximately \$157,000 to be expended by the end of October 2001. Therefore, to avoid future arbitrage penalties for the Blatz Building in the Lincoln Park project, the available balance of \$98,500 will be transferred to Project WC779 - Courthouse Complex Air Conditioning CFC Conversion and the 2001 bond proceeds of an equal amount in the courthouse air conditioning project will be transferred to the Blatz Building in the Lincoln Park project. The 2001 bonds are required to be expended by October 2002.

- In 2001, \$870,000 was approved for Project WO010 - County Web, Internet and Electronic Commerce to continue the development and implementation of the Milwaukee County website. The website became live in September and several modifications to coding are needed. The estimated costs of the modifications are \$43,000. These modifications are not eligible for bond financing. Therefore, this appropriation transfer will replace \$43,000 in 2001 bond proceeds from Project WO010 - County Web, Internet and Electronic Commerce with sales tax revenues from Project WO301 - Technical Infrastructure. The Technical Infrastructure Project consists of the purchase of new and replacement computer equipment. Financing for this project consisted of \$291,900 in sales tax revenues and \$370,594 in general obligation bonds. Sufficient sales tax revenues are available to cover this transfer.

Deficit Reconciliation

The following appropriation transfer requests are to reconcile deficits that have resulted from slightly higher than anticipated project costs.

- In 1999, \$2,045,000 was approved for Project WT255 - Major Bus Repair Components - ORIONS to repair 51 Orion buses so that each bus would achieve the 12-year minimum useful life expectancy required by the Federal Transit Administration. Financing for the project was provided from \$1,636,000 in Federal revenue and \$409,000 in general obligation bonds. To date, heating systems, windows, chassis, driver seats, flooring and 98 of 117 engines have been replaced. The project, expected to be completed by late 2002, has experienced a cost overrun of \$19,000. There are available funds in Project WT257 - Bus Replacement Program due to financial penalties imposed on New Flyer of America due to the late delivery of buses.

In 2001, \$7,777,862 was approved for the replacement of the GMC series and Crown-Ikarus articulated buses. This appropriation transfer would reallocate expenditures and revenues from the Bus Replacement Program to the Major Bus Repair Components Project to reconcile the deficit. Financing will be provided from Federal revenues (\$15,200) and 2001 general obligation bond proceeds (\$3,800).

- In 1998, \$138,800 was approved to conduct a facility assessment of all transit facilities. Financing for the project consisted of Federal revenue (80 percent) and \$27,760 in property tax levy. The project currently has a deficit of \$1,310. Transit will receive \$1,048 in Federal reimbursement to cover a portion of the deficit. The balance of the deficit (\$262) will be provided from available revenues in the Transit scrap bus sales operating account.

- In 2000, an appropriation of \$85,000 was approved for the purchase and installation of signals at the intersection of 86th Street and Good Hope Road. Financing was provided from general obligation bonds and revenue from the City of Milwaukee. The project currently has a deficit of \$3,204. The City of Milwaukee has paid revenues of \$44,209, which is \$1,709 over the budgeted revenue amount. These over-realized revenues will be used to reconcile a portion of the deficit. The balance of the deficit (\$1,495) will be provided from Project WH215 – Signal Improvements – North 124th and West Hampton Avenue. This project is completed and has an available balance of \$2,708.

Approval of this transfer will have no tax levy impact.

TRANSFER APPROVED BY COUNTY EXECUTIVE 10-19-01.

TRANSFER APPROVED BY FINANCE AND AUDIT COMMITTEE 10-25-01 (VOTE 6-0).

File No. 01-1
(Journal, December 21, 2000)

(Item 5)

WHEREAS, department requests for transfers within their own accounts have been received by the Department of Administration, Fiscal Affairs, and the Director finds that the best interests of Milwaukee County will be served by allowance of such transfers;

THEREFORE, BE IT RESOLVED, that the Director, Department of Administration, is hereby authorized to make the following transfers in the 2001 appropriations of the respective listed departments:

	<u>From</u>	<u>To</u>
1) <u>1180 Economic Development</u>		
8499 Other Charges		\$30,000
<u>0001 General Fund</u>		
0743 Reserve for Economic Development	\$30,000	

Transfer of \$30,000 is requested by the Director of the Economic Development Division from the Economic Development Reserve fund to a department operating account to provide funds that have been appropriated for two projects.

Both the Opportunities Industrialization Center of Greater Milwaukee, Inc. project and the Wisconsin Business Resources Center projects were reviewed by the Department of Administration – Economic Development Division and approved by the County Board at its September 28, 2001 meeting.

The Opportunities Industrialization Center of Greater Milwaukee, Inc is requesting County funding of \$20,000 towards purchasing and installing equipment that would support increased participation in the Child and Adult Care Food Program. Expansion of the food program would support preparation of up to 2,000 additional meals per day to serve predominantly low income children, and would lead to the creation of up to four new jobs that would be sustained on a long term basis through program generated revenue.

The Wisconsin Business Resource Center (WBRC) is requesting funding of \$10,000 to expand its offering of services to minority (MBE) and disadvantaged (DBE) businesses. WBRC provides comprehensive business development and financial services to small businesses owned by minorities, women and other disadvantaged entrepreneurs in Wisconsin. WBRC provides assistance via group training programs, one-on-one assistance and referrals to other agencies and qualified professionals. WBRC works to provide disadvantaged businesses the opportunity for revenues through certification and procurement assistance and seeks to strengthen these businesses and entrepreneurs through ongoing and hands-on technical assistance.

There is no tax levy impact resulting from this transfer.

TRANSFER APPROVED BY COUNTY EXECUTIVE 10-19-01.

TRANSFER APPROVED BY FINANCE AND AUDIT COMMITTEE 10-25-01 (VOTE 6-0).

File No. 01-620
(Journal, November 1, 2001)

(Item 6) From Milwaukee County Treasurer, requesting authorization to execute a contract with Chicago Title Insurance, Inc. for title searches required by State Law (Chapter 75.521) in order to file in rem foreclosure petitions in Circuit Court, by recommending adoption of the following:

A RESOLUTION

WHEREAS, Section 56.30 of the General Ordinances of Milwaukee County requires County Board approval to procure outside professional services; and

WHEREAS, Section 75.521 of Wisconsin State Statutes defines the process for in rem foreclosure action which includes notification of the current owner of record and notification of lien holders; and

WHEREAS, a title search is the only accurate way to determine to whom notification of pending foreclosure action should be sent; and

WHEREAS, after thorough search and comparison of prices and services, according to standard County procedures, Chicago Title Insurance Inc., was determined to be the best choice to conduct title searches for the Milwaukee County Treasurer; and

WHEREAS, the annual cost of the contract will depend on the number of searches completed; and

WHEREAS, Corporation Counsel, Risk Management and Milwaukee County's DBE Office have reviewed and approved the parts of the contract within their purview; now, therefore,

BE IT RESOLVED that the Milwaukee County Treasurer, is authorized to execute a three-year contract with Chicago Title Insurance, Inc. for the provision of title search services and \$1,000 insurance on each completed search.

Fiscal Note:

Adoption of this Resolution would authorize the Milwaukee County Treasurer to execute a contract for title search

services and for insurance on each title search with Chicago Title Insurance, Inc. The total cost of the contract over three years will not exceed \$36,000 or approximately \$12,000 per year, depending on the number of title searches completed. This fiscal note was prepared by Milwaukee County Treasurer.

File No. 01-300(a)(a)
(Journal, May 17, 2001)

(Item 7) An adopted resolution directing the Department of Audit to conduct a study to determine the number of Chinese-made novelty items sold at the Milwaukee County Zoo, the amount of lost revenue the Zoo would incur if these products were no longer sold and the potential to recapture this lost revenue through the sale of replacement items made in other countries, by recommending that the report submitted by the Director of Audit in response to the adopted resolution be received and placed on file.

File No. 99-477(a)(b)
(Journal, November 1, 2001)

(Item 8) From the Risk Manager, requesting authorization to renew the existing agreement with Wisconsin County Mutual Insurance Corporation for the year 2002, by recommending adoption of the following:

A RESOLUTION

WHEREAS, the County Executive's 2002 Recommended Budget includes funds to purchase insurance from the Wisconsin County Mutual Insurance Corporation (WCM); and

WHEREAS, Milwaukee County has been insured for liability claims by WCM from 1997 through 2001; and

WHEREAS, Risk Management and Corporation Counsel wish to negotiate a one-year contract with the Wisconsin County Mutual Insurance Corporation effective in 2002; and

WHEREAS, Risk Management intends to 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, under this contract, 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, under this contract, Milwaukee County will cap its annual liability losses at \$1,500,000 and have adequate excess coverage and limits of \$10,000,000 per occurrence; now, therefore,

BE IT RESOLVED, that the Risk Manager is hereby authorized and directed to renew the existing agreement with the Wisconsin County Mutual Insurance Corporation for 2002, subject to approval by the Corporation Counsel; 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, with language also 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.

Fiscal Note:

Adoption of this resolution will require the expenditure of \$1,437,614 in 2002. Funds are available in the 2002 Recommended Budget for this purpose. This fiscal note was prepared by the Risk Management Division.

File No. 01-619
(Journal, November 1, 2001)

(Item 9) From the Risk Manager, requesting authorization to renew the existing contract with Global Aerospace - AAU for the purchase of airport liability, helicopter liability and helicopter hull insurance for the year 2002, by recommending adoption of the following:

A RESOLUTION

WHEREAS, on February 18, 1993, the County Board of Supervisors adopted Resolution File No. 93-168, which specified

that the Department of Administration (DOA) 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

WHEREAS, in accordance with Resolution File No. 93-168 and the modified schedule of insurance purchases, the Risk Management Division prepared and solicited 19 RFPs for insurance purchases for airport liability, helicopter liability and helicopter hull insurance; and

WHEREAS, six responses were received to the various RFPs, and four insurance brokers were assigned insurance markets while two insurance broker respondents were disqualified; and

WHEREAS, ACE USA, AIG Aviation, Global Aerospace — AAU and PHOENIX were asked to submit written responses to the RFP; and

WHEREAS, because of the terrorist attacks on the World Trade Center and the Pentagon, the aviation insurers, both primary and excess, have severely curtailed their underwriting activities because of insurance capacity and incurred losses; and

WHEREAS, even though the response time to the RFP was extended, the Risk Manager does not believe responses to the RFP will be received from ACE USA, AIG Aviation and Phoenix due to circumstances related to the terrorist attacks on September 11, 2001; and

WHEREAS, the County's current underwriter, AAU, is expected to provide a quotation, and it therefore will be possible for the County to renew coverage with its current insurance carrier; now, therefore,

BE IT RESOLVED, that the Risk Manager is hereby authorized and directed to execute a one-year contract of sole purchase with Global Aerospace — AAU for the purchase of airport liability, helicopter liability and helicopter hull insurance in 2002; and

BE IT FURTHER RESOLVED, that the Request for Proposal process for insurance purchases established by Resolution File No. 93-168 be re-implemented for airport liability, helicopter liability and helicopter hull insurance for 2003.

Fiscal Note:

Adoption of this Resolution would allow for the execution of a contract to provide airport liability, helicopter liability and helicopter hull insurance for Milwaukee County. The cost of this coverage would be \$379,424 in 2002. Funds are available in the 2002 Recommended Budget for this purpose. In order to remain within budget, it is possible deductibles and policy limits may be renegotiated. This fiscal note is based on information provided by the Risk Manager.

File No. 01-635

(Journal, November 1, 2001)

(Item 10) Resolution by Supervisors De Bruin and Diliberti authorizing and directing the Department of Administration, the Department of Audit and County Board staff to investigate the potential benefits and/or negative aspects of the creation of a tax stabilization fund for Milwaukee County per the newly created Section 59.60(13) of the Wisconsin Statutes and to provide a report to the Committee on Finance and Audit for its February 2002 meeting, by recommending adoption of the said resolution as appearing in the Journal of Proceedings of November 1, 2001.

File No. 01-653

(Journal, November 1, 2001)

(Item 11) From Director of Human Resources, requesting authorization to execute a five-year financing agreement for Unisys Clearpath System Software, by recommending adoption of the following:

A RESOLUTION

WHEREAS, in 1996 Milwaukee County purchased a Unisys A7 computer system for the Department of Human Resources (DHR) to serve as a platform for the Applicant Information Management and Certification System (AIMS90); and

WHEREAS, the AIMS system holds all of the applicants for County jobs and all the names certified for vacant County positions; and

WHEREAS, because the system had reached the end of its serviceable life, the Adopted 2001 Budget included an initiative to replace this equipment with a new Unisys Clearpath system; and

WHEREAS, the Department of Administration - Information Management Services Division (IMSD) approved the software purchase on October 11, 2001, and is proceeding with the purchase of related hardware which is included in the adopted 2001 Capital Improvements Budget (Project W0301); and

WHEREAS, the Department of Human Resources requests approval to enter into a five-year financing agreement with the following provisions:

1. Milwaukee County shall purchase the Unisys Clearpath LX6120 computer equipment and system software from Eagle Computer Associates at a one-time cost of \$16,762 for the hardware;
2. Unless a better source is identified, DHR is authorized to enter into a five-year State and Local Government Financing Agreement with Unisys Leasing Corporation for a lifetime software license at a cost of \$108,222, payable in five equal annual payments of \$23,200.26;
3. This agreement will not require additional funds in 2001, but will require continuation of equal funding in the years 2002 through 2005, with the Department unilaterally canceling this agreement in the event sufficient funds are not appropriated in the years 2002 through 2005;

and

WHEREAS, the Committee on Finance and Audit, on October 25, 2001, and the Committee on Personnel, on October 26, 2001, recommended approval (votes 7-0) of the request from the Department of Human Resources; now, therefore,

BE IT RESOLVED, that the Department of Human Resources is authorized to execute an agreement on behalf of Milwaukee County to purchase the Unisys Clearpath LX6120 computer system software through Eagle Computer Associates under a five-year financing agreement at a total cost not to exceed \$116,001.30, including payment in 2001 of \$23,200.26.

Fiscal Note:

Pursuant to the Department of Human Resources, the Adopted 2001 Budget includes sufficient appropriations for the purchase of the requested software.

File No. 01-562
(Journal, September 28, 2001)

(Item 12) From Principal Assistant Corporation Counsel, regarding proposed settlement with Ameritech, the authorized vendor for inmate phone services at the Criminal Justice Facility and House of Correction, by recommending adoption of the following:

A RESOLUTION

WHEREAS, Milwaukee County is interested in having an effective phone system operating in its detention facilities; and

WHEREAS, the current vendor, Ameritech, has indicated that significant modifications of the current contract would be needed to continue as the phone service vendor; and

WHEREAS, Ameritech has negotiated an agreement with Milwaukee County to compensate the County for claims made under provisions of the current agreement; and

WHEREAS, an independent consultant has analyzed the status of Milwaukee County's inmate phone system; and

WHEREAS, the current contract with Ameritech will expire December 31, 2001; now, therefore,

BE IT RESOLVED, that the Milwaukee County Board of Supervisors authorizes the Office of Corporation Counsel to accept the settlement agreement from Ameritech and give notice to Ameritech of the County's intent not to renew the existing contract; and

BE IT FURTHER RESOLVED, that Milwaukee County pay Technical Design Systems, Inc. from the proceeds of the settlement an amount not to exceed \$16,800 for consultant services associated with the settlement negotiations and agreement; and

BE IT FURTHER RESOLVED, utilizing provisions available under ss. 16.73 of the Wisconsin Statutes, that Corporation Counsel assist the Sheriff's Department and House of Correction in negotiating an agreement for inmate phone services with Sprint for all secure County adult detention facilities.

Fiscal Note:

Adoption of this resolution would authorize the Corporation Counsel to accept a settlement agreement with Ameritech

related to Ameritech's provision of inmate phone services in County detention facilities. The precise amount of the settlement is \$500,000, which would be divided between the House of Correction and the Sheriff's Department. The resolution also would provide for a payment of \$16,800 to a consultant for services associated with the settlement negotiations and agreement, which would be paid out of the settlement proceeds.

In addition, the resolution would authorize Corporation Counsel to give notice to Ameritech of the County's intent not to renew the existing inmate phone service contract and to assist appropriate County officials in negotiating a new inmate phone service contract with Sprint. The fiscal impact of a new contract (and a comparison of its provisions to the existing contract provisions with Ameritech) is unknown at this time, but the new contract would be brought back to the County Board for approval prior to execution.

This fiscal note was prepared by the County Board Research Director based on information provide by staff at the House of Correction.

The foregoing report correctly states the action taken by the said committee at a meeting held October 25, 2001.

LYNN D. DE BRUIN
Chairperson

The question was on adoption.

SEPARATE ACTION was requested on **Items 4 and 12.**

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

AYES—Aldrich, Arciszewski, Bailey, Borkowski, Coggs-Jones, Davis, De Bruin, 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 4 WAS ADOPTED** by the following vote:

AYES—Aldrich, Arciszewski, Bailey, Borkowski, Coggs-Jones, Davis, De Bruin, Diliberti, Holloway, Jasenski, Johnson, Krug,

Launstein, McGuigan, Nyklewicz, Podell, Quindel, Ryan, Schmitt, Weishan, White, Zielinski and the Chairman—23. **NOES**—Lutzka—1. **EXCUSED**—Mayo—1.

On a motion by Supervisor Coggs-Jones, **Item 12 WAS LAID OVER UNTIL LATER IN THE MEETING.**

Later, **Item 12 WAS ADOPTED** by the following vote:

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

By Supervisor Quindel, Chairperson:

From the Committee on Health and Human Needs, reporting on 7 Items.

File No. 01-136(a)(c)
(Journal, November 1, 2001)

(Item 1) From the Director of County Health Programs, submitting recommendations regarding the distribution of Fiscal Year 2001 Fourth Quarter Sports Authority Funds, by recommending adoption of the following :

A RESOLUTION

WHEREAS, the 2001 Adopted Budget for the Division of County Health Programs included continued funding for the Milwaukee County Sports Authority which serves as a 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 Sports 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 County Board of Supervisors in May, 2000 for review and which were subsequently approved by 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 general disbursement of funds to organizations; and

WHEREAS, the Sports Authority Board met in October 2001 to review proposals and the recommendations of the staff regarding funding requests; and

WHEREAS, funding requests had been received from the following:

Bayview Area Redcats, Inc.	\$15,000
Club 29 of Milwaukee, Inc.	\$15,000
Community Outreach for Academic And Athletic Achievement Development Through Athletics	\$10,500
D.W. Wildcats Youth Development, Inc.	\$ 3,000
Dr. Howard Fuller Education Foundation, Inc.	\$11,200
Girl Scouts of Milwaukee Area, Inc.	\$15,000
Golf Foundation of Wisconsin, Inc.	\$ 5,000
Journey House, Inc.	\$15,000
Milwaukee Kickers Central City Initiative	\$ 7,880
Milwaukee Tennis Classic Foundation, Inc.	\$ 9,000
New Concepts Self Development Center, Inc.	\$15,000
N.O.R.I.	\$ 4,414
Notre Dame Middle School for Girls	\$10,000
PAC-8 Basketball Conference.	\$ 8,960
Running Rebels Community Organization	\$ 5,000
Teen Approach - Life Adventure Camp	\$ 4,583
United Community Center/Aztec Warriors Soccer Club	\$ 5,600
United Sports Club, Inc.	\$ 4,880
Wilson Park Youth Baseball	\$15,000
Wisconsin Correctional Services	<u>\$ 7,070</u>
Total	\$75,300

; and

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

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

Bayview Area Redcats, Inc.	\$15,000
Club 29 of Milwaukee, Inc.	\$ 6,500
Development Through Athletics	\$ 6,000
D.W. Wildcats Youth Development, Inc.	\$ 3,000
Dr. Howard Fuller Education Foundation, Inc.	\$ 9,000
Girl Scouts of Milwaukee Area, Inc.	\$ 7,500
Golf Foundation of Wisconsin, Inc.	\$ 5,000
N.O.R.I.	\$ 3,000
PAC-8 Basketball Conference.	\$ 6,000
Running Rebels Community Organization	\$ 4,000
Teen Approach - Life Adventure Camp	\$ 3,000
United Community Center/Aztec Warriors	
Soccer Club	\$ 3,500
Wisconsin Correctional Services	<u>\$ 3,800</u>
Total	\$75,300

Fiscal Note:

The Adopted Budget for 2001 included \$200,000 for the Milwaukee County Sports Authority. There will be no additional tax levy impact to the County from this action.

File No. 01-32(a)(c)
(Journal, December 21, 2000)

(Item 2) Reference file established by the County Board Chairman relative to State Social Services/Mental Health Contract with the Department of Health and Family Services (DHFS), by recommending adoption of the following:

A RESOLUTION

WHEREAS, the State of Wisconsin has made available Mental Health Block Grant Funds to fund infrastructure enhancements in the managed care demonstration sites; and

WHEREAS, the Department of Health and Family Services has awarded a portion of these funds to Milwaukee County in the amount of \$40,000 through Addendum No. 01-71 to the CY 2001 State/County Contract entitled "Mental Health/Alcohol or Other Drug Abuse Managed Care Demonstration Project - Mental Health Block Grant Funds"; and

WHEREAS, the Milwaukee County Mental Health Division utilizes these funds to develop improved data systems used to guide decisions related to Mental Health and AODA; now, therefore,

BE IT RESOLVED, that the Milwaukee County Board of Supervisors hereby authorizes and directs the Director of the Department of Human Services or his designee to sign Addendum No. 01-71 CY to the 2001 State/County Contract to receive and expend an award of \$40,000 to fund infrastructure enhancements in the managed care demonstration sites related to "Mental Health/Alcohol or Other Drug Abuse Managed Care Demonstration Project - Mental Health Block Grant Funds".

Fiscal Note:

Adoption of this resolution will result in no tax levy effect. The Mental Health Block Grant Funds are budgeted in MHD's 2001 Budget.

File No. 01-32(a)(d)
(Journal, December 21, 2000)

(Item 3) Reference file established by the County Board Chairman relative to State Social Services/Mental Health Contract with the Department of Health and Family Services (DHFS), by recommending adoption of the following:

A RESOLUTION

WHEREAS, the State of Wisconsin has applied for and received Projects for Assistance in Transition from Homelessness (PATH) funds from the Federal government for the provision of mental health services to homeless persons having a mental illness; and

WHEREAS, the State Department of Health and Family Services has awarded a portion of these funds to Milwaukee County in the amount of \$151,299 through Addendum No. 01-66 to the CY 2001 State/County Contract entitled "Projects for Assistance in Transition from Homelessness"; and

WHEREAS, the Milwaukee County Mental Health Division utilizes these funds to provide mental health case management and protective payee, crisis intervention, and emergency shelter services to homeless persons through a contract with Health Care for the Homeless; now, therefore,

BE IT RESOLVED, that the Milwaukee County Board of Supervisors hereby authorizes and directs the Director of the Department of Human Services or his designee to sign Addendum No. 01-66 to the CY 2001 State/County Contract to receive and expend \$151,299 to provide mental health case management and protective payee,

crisis intervention, and emergency shelter services to homeless persons through a contract with Health Care for the Homeless.

Fiscal Note:

Adoption of this resolution will result in an increase of CY 2001 Mental Health Division expenditures of \$151,299 and an increase in revenues of the same amount for no tax levy effect.

File No. 01-32(a)(e)
(Journal, December 21, 2000)

(Item 4) Reference file established by the County Board Chairman relative to State Social Services/Mental Health Contract with the Department of Health and Family Services (DHFS), by recommending adoption of the following:

A RESOLUTION

WHEREAS, the State of Wisconsin has made available General Purpose Revenue Funds to fund implementation of the Human Services Reporting System Consumer Status Data Set; and

WHEREAS, the Department of Health and Family Services has awarded a portion of these funds to Milwaukee County in the amount of \$25,951 through Addendum No. 01-72 to the CY 2001 State/County Contract entitled "Consumer Status Data Set"; and

WHEREAS, the Milwaukee County Mental Health Division utilizes these funds to implement and fund staff salaries or other administrative costs associated with the implementation of Consumer Status Data Set; now, therefore

BE IT RESOLVED, that the Milwaukee County Board of Supervisors hereby authorizes and directs the Director of the Department of Human Services or his designee, to sign Addendum No. 01-72 to CY 2001 State/County Contract to receive and expand an award of \$25,951 to implement and fund staff salaries or other administrative costs associated with the implementation of Consumer Status Data Set.

Fiscal Note:

The CY 2001 Mental Health Division budget will be increased to reflect increased expenditures of \$25,951 and increased revenues of the same amount for no tax levy effect.

File No. 01-638
(Journal, November 1, 2001)

(Item 5) From the Director, Department of Human Services, requesting authorization to implement for 2002 the Annual Child Care Rates contained in the "2001 Final Report of the Milwaukee County Child Care Advisory Committee", by recommending adoption of the following:

A RESOLUTION

WHEREAS, the Department of Human Services (DHS) was previously authorized and subsequently established a Milwaukee County Child Care Advisory Committee to establish child care rates, and

WHEREAS, the Milwaukee County Child Care Advisory Committee has now completed its 2001 Final Report and has submitted recommendations for the 2002 Maximum Community Child Care Rates for regulated child care, and

WHEREAS, all certified child care rates are at 75% of the licensed family rate for Level I (trained) and 50% of the licensed family rate for Level II (untrained) providers, and

WHEREAS, the recommended maximum rates by the Milwaukee County Child Care Advisory Committee are as follows:

Full-time weekly rates for licensed group and family care:

	Infant/Toddler	Pre-school/School Age
Group MCR	\$210.00	\$182.00
Family MCR	\$190.00	\$175.00

Hourly rates for licensed group and family care are established on the basis of 30 hours per week.

	Infant/Toddler	Pre-school/School Age
Group MCR	\$7.00	\$6.07
Family MCR	\$6.33	\$5.83

Full-time and hourly accredited rates for licensed group care:

	Infant/Toddler	Pre-school/School Age
Weekly MCR	\$231.00	\$200.20
Hourly MCR	\$ 7.70	\$ 6.67

Full-time and hourly accredited rates for licensed family care:

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	Infant/Toddler	Pre-school/School Age
Weekly MCR	\$209.00	\$192.50
Hourly MCR	\$ 6.97	\$ 6.42

Hourly rates for certified family care are established on the basis of 40 hours per week:

	Infant/Toddler	Pre-school/School Age
Level I (trained) MCR	\$3.56	\$3.28
Accredited	\$3.92	\$3.61
Level II (untrained) MCR	\$2.38	\$2.19

; now, therefore

BE IT RESOLVED, that the Milwaukee County Board of Supervisors hereby authorizes and directs the Director, Department of Human Services, or his designee, to implement the recommended 2002 Maximum Community Child Care Rates for regulated child care as submitted by the Milwaukee County Child Care Advisory Committee in the Final 2001 Report and reiterated in this resolution.

Fiscal Note:

No tax levy funds are paid out for child care payments. This fiscal note was prepared by DHS Management Services Division.

File No. 01-471(a)(a)
(Journal, November 1, 2001)

(Item 6) From the Director, DHS, submitting an AODA/TANF Revised Resource Allocation Plan for 2001 effective October 1, 2001 to December 31, 2001, by recommending adoption of the following:

A RESOLUTION

WHEREAS, the Department of Human Services Adult Services Division (ASD) administers AODA treatment funds and a State TANF Grant for the purpose of delivery of AODA treatment services in Milwaukee County; and

WHEREAS, the Department has developed a resource allocation plan for the balance of CY 2001 to maximize all of the revenue sources and expand treatment services; and

WHEREAS, the Department has developed the following recommendations, to re-distribute and re-align the AODA treatment funding for CY 2001; and

WHEREAS, the recommendations include a request to increase some existing purchase of service contracts for the period October 1, 2001 to December 31, 2001 with:

- 1) Women's Center by \$36,964 from \$588,293 to \$625,257
- 2) Meta House by \$36,964 from \$931,040 to \$968,004
- 3) United Community Center by \$36,964 from \$728,799 to \$765,763
- 4) Horizon House by \$36,964 from \$150,000 to \$186,964

; and

WHEREAS, the Department of Human Services has the dollars contained within the DHS ASD departmental budget; now therefore,

BE IT RESOLVED, that the Milwaukee County Board of Supervisors hereby authorizes and directs the Director of the Department of Human Services or his designee to increase each of the contracts with Women's Center, Meta House, United Community Center, and Horizon House by \$36,964 for the period October 1, 2001 to December 31, 2001.

Fiscal Note:

Adoption of this resolution will have no tax levy effect because dollars are contained in the ASD budget. This fiscal note was prepared by Adult Services Division staff.

File No. 01-654
(Journal, November 1, 2001)

(Item 7) From the Director, Department of Human Services, requesting approval to submit a proposal to the Wisconsin Department of Health and Family Services (DHFS) for Alcohol and Other Drug Treatment Programs targeted to TANF-eligible individuals and families for Calendar Year 2002, by recommending adoption of the following:

A RESOLUTION

WHEREAS, the Department of Health and Family Services (DHFS) is soliciting a proposal to provide community-based alcohol and other drug abuse treatment programs for TANF eligible individuals and families; and

WHEREAS, the Milwaukee County Department of Human Services Adult Services Division currently provides alcohol and substance abuse services to individuals in Milwaukee County; and

WHEREAS, the Department has a diverse group of AODA providers that have been providing services funded by the TANF grant in CY 2001 through a collaborative model; and

WHEREAS, all the AODA providers that are part of the collaborative have expertise in providing AODA treatment services and are committed conceptually to the continuation of a collaborative proposal with Milwaukee County; now therefore

BE IT RESOLVED, that the Milwaukee County Board of Supervisors hereby authorizes and directs the Director of the Department of Human Services or his designee to submit a collaborative proposal to the State Department of Health and Family Services for the continuation of AODA services to TANF-eligible individuals and families and to accept the funds in the amount of \$5 million if awarded to the County.

Fiscal Note:

Adoption of this resolution may result in an increase of CY 2002 expenditures of up to \$5 million and an increase in revenues of the same amount for no tax levy effect.

The foregoing report correctly states the action taken by the said committee at a meeting held October 24, 2001.

ROGER 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, De Bruin, Diliberti, Holloway, Jasenski, Johnson, Krug, Launstein, Lutzka, Mayo, McGuigan, Nyklewicz, Podell, Quindel, Ryan, Schmitt, Weishan, White, Zielinski and the Chairman—25.
NOES—0.

By Supervisor McGuigan, Chairman:

From the Committee on Judiciary, Safety and General Services, reporting on 10 Items.

File No. 01-642

(Journal, November 1, 2001)

(Item 1) From the County Executive, requesting confirmation of Mr. Ronald K. Malone to the position of Superintendent, House of Correction, by recommending confirmation of the said appointment by the County Executive of Mr. Ronald K. Malone to the position of Superintendent, House of Correction.

File No. 01-626

(Journal, November 1, 2001)

(Item 2) From the Director, Department of Administration, requesting approval of a Joint Spending Plan with the City of Milwaukee in order to strengthen the collective ability of local jurisdictions to combat violent crime, by recommending adoption of the following:

A RESOLUTION

WHEREAS, the Federal Local Law Enforcement Block Grant (LLEBG) was reauthorized for 2001 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 2001 grant provides \$1,504,345 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 \$486,355 for the grant period which runs from October 1, 2001 through September 30, 2003; 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:

Department	Item	Expenditure	10% Match	LEBG Funds
Sheriff	Purchase 11 to 12 squad cars	\$299,612	\$29,960	\$269,651
Sheriff	Increased patrols on bike paths	\$16,667	\$1,667	\$15,000
District Attorney	Funding for Asst. DA-"Felony Expediter"	\$23,557	\$2,356	\$21,201
	Funding for Asst. DA-"gang crimes" prosecutor	\$128,254	\$12,825	\$115,429
Combined Courts	Funds to offset AV Tech. position	\$19,218	\$1,922	\$17,296
Combined Courts	Maintenance agreement for existing AV equip.	\$3,067	\$309	\$2,779
Medical Examiner	Funding for Gas Chromatography lab equipment	\$50,000	\$5,000	\$45,000
County Totals		\$540,395	\$54,039	\$486,356
City of Milwaukee	Purchase 30 squad cars and computer equipment	\$1,131,100	\$113,110	\$1,017,990
Grant Totals		\$1,671,495	\$167,149	\$1,504,346

; and

WHEREAS, in order to meet the grant requirements, a separate trust fund must be established to deposit the grant monies which Milwaukee County will receive; and

WHEREAS, the Judiciary, Safety and General Services Committee, at its meeting on October 18, 2001, recommended approval of the Joint Spending Plan; now, therefore,

BE IT RESOLVED, that the County Board of Supervisors does hereby approve the Joint Spending Plan with the City of Milwaukee as outlined in this resolution with the stated funding allocations for use of 2001 Local Law Enforcement Block Grant funds; and

BE IT FURTHER RESOLVED, that a separate trust fund be established for deposit of these funds in accordance with federal grant requirements.

Fiscal Note:

Adoption of this resolution will result in total 2001 Local Law Enforcement Block Grant expenditures of \$540,395 offset with \$486,356 in federal grant funds and \$54,039 in local match. A total of \$52,063 in matching funds is included in the 2002 budget. It is anticipated that the remaining \$1,976 matching fund allocation will be provided within existing or future appropriations or be secured through other non-tax levy sources.

File No. 01-624

(Journal, November 1, 2001)

(Item 3) From the District Attorney, requesting authorization to apply to the Milwaukee Foundation for a restorative justice grant of approximately \$22,500, by recommending adoption of the following:

A RESOLUTION

WHEREAS, the District Attorney's office (DA) is requesting permission to apply for a grant of approximately \$22,500 from the Milwaukee Foundation for the DA's restorative justice program; and

WHEREAS, through the DA's Community Conferencing Restorative Justice project, the crime victim, offender and community representatives meet with a trained facilitator to speak to the facts, name the harmful consequences and work out a restorative solution to repair the harm done to the victim and to the community; and

WHEREAS, a one half-time paralegal in the DA's office serves as the Community Conferencing project manager, and is responsible for identifying police referrals and other cases that are suitable for the program, coordinating the scheduling of conferences, maintaining a database of program cases, monitoring offenders' compliance with restorative justice resolutions and for preparing periodic reports on the status of the project; and

WHEREAS, the 2001-03 State Budget created a new position of assistant district attorney dedicated to restorative justice work, which will allow the office to expand the Community Conferencing program and to implement other types of restorative justice programs; and

WHEREAS, the grant from the Milwaukee Foundation would allow the DA's office to expand the project manager paralegal position from part-time to full-time at an estimated fiscal year 2002 cost of approximately \$22,500, with no tax levy effect; and

WHEREAS, the Judiciary, Safety and General Services Committee, at its meeting of October 18, 2001, voted 5-0 to approve the District Attorney's request; now, therefore

BE IT RESOLVED, that the District Attorney is hereby authorized and directed to apply for and, if approved, accept a grant of approximately \$22,500.00 from the Milwaukee Foundation for the District Attorney's Restorative Justice Program.

Fiscal Note:

Adoption of this resolution will not require an expenditure of funds.

File No. 01-622
(Journal, November 1, 2001)

(Item 4) From Milwaukee County Sheriff, requesting authorization to construct a memorial on the grounds of the Training Academy and to establish a fund to finance its construction, by recommending adoption of the following:

A RESOLUTION

WHEREAS, the Milwaukee County Sheriff's Department (Department) has requested approval to construct a memorial to Milwaukee County Deputy Sheriffs who have lost their lives in the line of duty; and

WHEREAS, this memorial will be constructed adjacent to the new Department Training Academy being constructed on the grounds of the House of Correction; and

WHEREAS, no county funds will be used for the construction or upkeep of the memorial as private and corporate donations will be solicited to cover the expenses of the memorial's construction and perpetual care; and

WHEREAS, the funds collected will pay for a statue, flag poles, paving brick, landscaping and other amenities included in the memorial; and

WHEREAS, the memorial will honor those Milwaukee County Deputy Sheriffs who have given the ultimate sacrifice and died in the line of duty; and

WHEREAS, the memorial will provide an inspiration to past, present and future Milwaukee County Deputy Sheriffs; and

WHEREAS, the Judiciary, Safety and General Services Committee, at its meeting of October 18, 2001, voted 6-1 to approve the construction of the proposed memorial and establishment of a fund to finance its construction; now, therefore

BE IT RESOLVED, that the Milwaukee County Sheriff is hereby authorized and directed to construct a memorial, at no cost to Milwaukee County, adjacent to the new Sheriff's Department Training Academy on the grounds of the House of Correction, dedicated to those Deputy Sheriffs who have died in the line of duty; and

BE IT FURTHER RESOLVED, that the Department of Administration and the Sheriff's Department are hereby authorized to establish a separate account to accept donations for this project.

Fiscal Note:

Approval of this resolution will not require a tax levy expenditure by Milwaukee County as private and corporate donations will be used to build and maintain the memorial. This fiscal note was prepared by Sheriff's Department staff.

File No. 01-608

(Journal, November 1, 2001)

(Item 5) From Director, Emergency Management, requesting authorization to accept donations from the private sector to improve the Division of Emergency Management emergency response capability, by recommending adoption of the following:

A RESOLUTION

WHEREAS, the mission of the Milwaukee County Sheriff's Department, Division of Emergency Management (Division) is to save lives, protect property and prevent a disaster from becoming a catastrophe; and

WHEREAS, the Division works closely with the private sector in preparedness, response, mitigation and recovery efforts for natural and man-made disasters; and

WHEREAS, budgetary constraints have limited resources to upgrade equipment and supplies for planning, outreach and education; and

WHEREAS, from time to time, outside facilities have indicated a concern and willingness to support and assist the Division to

augment their resources by supplying equipment or monies to purchase emergency response equipment and/or supplies and material; and

WHEREAS, the Judiciary, Safety and General Services Committee, at its meeting of October 18, 2001, voted 7-0 to approve acceptance of donations from the private sector to improve the Division of Emergency Management emergency response capability; now, therefore

BE IT RESOLVED, that that the Milwaukee County Board of Supervisors does hereby authorize and direct the Director, Division of Emergency Management, to accept donations from the private sector to improve their emergency response capability.

Fiscal Note:

Adoption of this resolution will not require an expenditure of County funds, although it is recognized that staff time will be required.

File No. 01-607
(Journal, November 1, 2001)

(Item 6) From Director, Emergency Management, requesting authorization to apply for and accept funds through the 2002 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) for 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 resolution No. 75-911 requires all County officers and department heads to get appropriate standing Committee

and the full County Board approval to apply for and accept federal or state grants of assistance; and

WHEREAS, the Judiciary, Safety and General Services Committee, at its meeting of October 18, 2001, voted 7-0 to approve the request of the Director, Division of Emergency Management; now, therefore

BE IT RESOLVED, that that the Director, Division of Emergency Management, is hereby authorized and directed to apply for and receive monies under the Hazardous Materials Transportation Act 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.

Fiscal Note:

Adoption of this resolution will not require an additional appropriation of funds. An expenditure of staff time will be necessary to carry out the conditions of the grant.

File No. 01-609
(Journal, November 1, 2001)

(Item 7) From Director, Emergency Management, requesting authorization to apply for and accept funds available under Emergency Planning and Community Right to Know Act and Wisconsin Act 342, by recommending adoption of the following:

A RESOLUTION

WHEREAS, the Emergency Planning and Community Right to Know Act (EPCRA) and Wisconsin Act 342 decree that specific tasks must be performed in relation to hazardous materials planning, outreach, compliance, mitigation and response; and

WHEREAS, Milwaukee County Emergency Management, in concert with the Milwaukee County Local Emergency Planning Committee, has been charged with these tasks; and

WHEREAS, the State of Wisconsin has made monies available to fund some of the program costs; and

WHEREAS, adopted Resolution No. 75-911 requires all County officers and department heads to get appropriate standing Committee and the full County Board approval to apply for and accept federal or state grants of assistance; and

WHEREAS, the Judiciary, Safety and General Services Committee, at its meeting of October 18, 2001, voted 7-0 to approve the request of the Director of Emergency Management; now, therefore

BE IT RESOLVED, that the Milwaukee County Board of Supervisors does hereby authorize and direct the Director, Division of Emergency Management, to apply for and accept funds available under the Emergency Planning and Community Right to Know Act and Wisconsin Act 342.

Fiscal Note:

The proposed 2002 budget includes funds for this purpose. Adoption of this resolution will not require an additional appropriation of funds. An expenditure of staff time will be necessary to carry out the conditions of the grant.

File No. 01-610
(Journal, November 1, 2001)

(Item 8) From Director, Emergency Management, requesting authorization to apply for and accept Federal funding grants available under Emergency Management Programs, by recommending adoption of the following:

A RESOLUTION

WHEREAS, under the Wisconsin State Statute 166.03 and Chapter 99 of the General Ordinances of Milwaukee County, 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 funding to assist counties towards this goal; and

WHEREAS, the federal fiscal year begins October 1, 2001 and ends September 30, 2002; and

WHEREAS, adopted Resolution No. 75-911 currently requires all County officers and department heads to get appropriate standing Committee and full County Board approval before submitting federal or state applications or accepting federal or state grants of assistance; and

WHEREAS, the Judiciary, Safety and General Services Committee, at its meeting of October 18, 2001, voted 7-0 to approve

the application and acceptance of funds available under Emergency Management Programs; now, therefore

BE IT RESOLVED, that the Milwaukee County Board of Supervisors does hereby authorize and direct the Director, Division of Emergency Management, to apply for and accept the grants available under Emergency Management Programs.

Fiscal Note:

The proposed 2002 Sheriff's Department budget includes funds for this purpose. Adoption of this resolution will not require an expenditure of funds beyond those already budgeted for 2002. However, an expenditure of staff time will be necessary to carry out the conditions of the grant.

File No. 00-354

(Journal, June 22, 2000)

(Item 9) From American Family Insurance Group, submitting a claim under their subrogation rights of their insured, Lela M. and Donald A. Hayes, for reimbursement of payment made for alleged damages sustained to their automobile as a result of an accident occurring on February 13, 2000, by recommending adoption of the following:

A RESOLUTION

WHEREAS, Donald Hayes was involved in a collision with a parks department snowplow at the intersection of Appleton Avenue and Little Menomonee River Parkway on February 13, 2000; and,

WHEREAS, the county snowplow failed to yield the right of way to Mr. Hayes; and,

WHEREAS, Mr. Hayes injured his neck, back and knees, incurred \$2,326.00 in treatment expenses, \$1,470.00 in lost wages and complains of permanent intermittent pain in his knees; and,

WHEREAS, a court-ordered mediation was held and a proposed settlement reached with the agreement of Wisconsin County Mutual Insurance Company, the County's insurer, in the amount of \$9,500.00; and,

WHEREAS, Corporation Counsel recommends this settlement; now, therefore,

BE IT RESOLVED, that Wisconsin County Mutual Insurance Company is hereby authorized to pay to Donald Hayes and his attorney, Timothy Rymer, the sum of \$9,500.00 in full settlement of this matter in exchange for a stipulation and order for dismissal being filed.

Fiscal Note:

Approval of this resolution will result in a charge of \$9500.00 being applied to Milwaukee County's 2000 deductible with the Wisconsin County Mutual Insurance Corporation.

File No. 00-290
(Journal, May 18, 2000)

(Item 10) From Attorney Robert C. Angermeier, submitting a proposed settlement to a lawsuit filed on behalf of Leonard Hoffman and his wife for injuries sustained in an accident on the bike path in South Shore Park, by recommending adoption of the following:

A RESOLUTION

WHEREAS, Leonard Hoffman was involved in an accident with a parks department van on the bike path in South Shore Park on June 8, 1999; and,

WHEREAS, Mr. Hoffman lost control of his bike as he attempted to go around the van that was blocking his route on the bike path; and,

WHEREAS, Mr. Hoffman suffered a rotator cuff tear in his left shoulder along with scrapes and contusions, incurred \$14,347.94 in treatment expenses and complains of permanent pain with some activities in his shoulder; and,

WHEREAS, a court-ordered mediation was held and a proposed settlement reached with the agreement of Wisconsin County Mutual Insurance Company, the County's insurer, in the amount of \$24,000.00; and

WHEREAS, Corporation Counsel recommends this settlement; now, therefore,

BE IT RESOLVED, that Wisconsin County Mutual Insurance Company is hereby authorized to pay to Leonard Hoffman and his attorney, Robert Angermeier, the sum of \$24,000.00 in full settle-

ment of this matter in exchange for a stipulation and order for dismissal being filed.

Fiscal Note:

Approval of this resolution will result in a charge of \$24,000.00 being applied to Milwaukee County's 1999 deductible with the Wisconsin County Mutual Insurance Corporation.

The foregoing report correctly states the action taken by the said committee at a meeting held October 18, 2001.

JIM McGUIGAN
Chairman

The question was on adoption.

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

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

By Supervisor Aldrich, Chairperson:

From the Committee on Parks, Energy and Environment, reporting on 5 Items.

File No. 01-639
(Journal, November 1, 2001)

(Item 1) From the Zoo Director, requesting authorization to execute an agreement with the Science Museum of Minnesota for the exhibition of "When Crocodiles Ruled" at the Zoo during the spring of 2003, by recommending adoption of the following:

A RESOLUTION

WHEREAS, the Milwaukee County Zoo was requested to seek out additional educational exhibits and entrepreneurial opportunities to increase revenue at the Zoo; and

WHEREAS, similar exhibits with bears, bats, and sea creatures have been successful in increasing Zoo attendance and revenue; and

WHEREAS, the Science Museum of Minnesota has developed and is now in the business of creating, manufacturing and exhibiting copyrighted traveling exhibits and ancillary materials of scientific, historical, and educational interest to the general public; and

WHEREAS, the Science Museum of Minnesota has a traveling exhibit entitled "When Crocodiles Ruled", which combines interactive activities, audio and visual displays, graphics and natural history exhibits to educate young people about the earth's most southern continent, its severe climate and the animals that inhabit it; and

WHEREAS, the Milwaukee County Zoo has the unique opportunity to be a locally-exclusive exhibition site for presentation of "When Crocodiles Ruled" on Zoo grounds during the spring, 2003; and

WHEREAS, the Science Museum of Minnesota can provide a 5,000 square foot exhibit, with associated ancillary exhibits for presentation in the Special Exhibits Buildings at the Milwaukee County Zoo; and

WHEREAS, the proposed exhibit has a strong educational component that will assist the Zoo in meeting its educational goals; and

WHEREAS, the total loan fee for the exhibit will be \$110,000, which includes \$37,000 due on March 1, 2002; and

WHEREAS, while the Zoo will make a direct payment to the Science Museum of Minnesota, the Zoological Society will reimburse the Milwaukee County Zoo for the March 1, 2002 payment of \$37,000; and

WHEREAS, the Zoo Director has submitted a request to the County Board of Supervisors for authorization to execute an agreement with the Science Museum of Minnesota for the exhibition of "When Crocodiles Ruled" at the Zoo during the spring of 2003; and

WHEREAS, the Committee on Parks, Energy and Environment voted 7-0 on October 23, 2001 to recommend that the said request be approved; now, therefore,

BE IT RESOLVED, that the Director of the Milwaukee County Zoo is hereby authorized and directed to execute an exhibition

agreement with the Science Museum of Minnesota for the presentation of "When Crocodiles Ruled" at the Zoo during the spring of 2003.

Fiscal Note:

Adoption of this resolution will not require an expenditure of funds. The Zoological Society will provide to the Zoo the \$36,000 contract deposit as a portion of their exhibit support. Future expenditures for the 2003 special exhibits programs will be similar to those in the 2001 budget. This fiscal note was prepared by the Research Analyst - Parks, based upon information provided by Zoo staff.

File No. 01-640

(Journal, November 1, 2001)

(Item 2) From the Zoo Director, requesting authorization to execute an agreement with the Potomac Museum Group for the exhibition of "ELEPHANTS!" at the Zoo from June 1, 2004 through September 6, 2004, by recommending adoption of the following:

A RESOLUTION

WHEREAS, the Milwaukee County Zoo was requested to seek out additional educational exhibits and entrepreneurial opportunities to increase revenue at the Zoo; and

WHEREAS, similar exhibits with robotic dinosaurs, bears, bats, and sea creatures have been successful in increasing Zoo attendance and revenue; and

WHEREAS, the Potomac Museum Group has developed and is now in the business of creating, manufacturing and exhibiting copyrighted traveling exhibits and ancillary materials of scientific, historical, and educational interest to the general public; and

WHEREAS, the Potomac Museum Group has a traveling exhibit entitled "ELEPHANTS!", which is a highly-interactive experience using touch-and-feel displays, multimedia and problem-solving stations. The exhibit incorporates realistic full-scale models and spectacular mounted skeletons of recent and fossil elephants, along with colorful visuals and accurate scientific information; and

WHEREAS, the Milwaukee County Zoo has the unique opportunity to be a locally-exclusive exhibition site for presentation of "ELEPHANTS!" on Zoo grounds during the summer of 2004; and

WHEREAS, the proposed exhibit has a strong educational component that will assist the Zoo in meeting its educational goals; and

WHEREAS, the total loan fee for the ELEPHANTS! exhibit will be \$100,000, which includes \$25,000 due on June 1, 2002; and

WHEREAS, while the Zoo will make a direct payment to the Potomac Museum Group, the Zoological Society will reimburse the Milwaukee County Zoo for the June 1, 2002 payment of \$25,000; and

WHEREAS, the Zoo Director has submitted a request to the County Board of Supervisors for authorization to execute an agreement with the Potomac Museum Group for the exhibition of "ELEPHANTS!" at the Zoo from June 1, 2004 through September 6, 2004; and

WHEREAS, the Committee on Parks, Energy and Environment voted 7-0 on October 23, 2001 to recommend that the said request be approved; now, therefore,

BE IT RESOLVED, that the Director of the Milwaukee County Zoo is hereby authorized and directed to execute an exhibition agreement with the Potomac Museum Group for the presentation of "ELEPHANTS!" at the Zoo from June 1, 2004 through September 6, 2004.

Fiscal Note:

Adoption of this resolution will not require an expenditure of funds. The Zoological Society will provide to the Zoo the \$25,000 contract deposit as a portion of their exhibit support. Future expenditures for the 2004 special exhibits programs will be similar to those in the 2001 budget. This fiscal note was prepared by the Research Analyst - Parks, based upon information provided by Zoo staff.

File No. 01-627
(Journal, November 1, 2001)

(Item 3) From the Wisconsin Department of Transportation, requesting that Milwaukee County execute the required Quit Claim Deed and required documents to donate 0.03 acre of land in Estabrook Park (1,306 square feet) for the mutual benefit of the County and State, required for the reconstruction and maintenance of the North Port Washington Road bridge over the Milwaukee River and approaches, by recommending adoption of the following:

A RESOLUTION

WHEREAS, the Wisconsin Department of Transportation (WISDOT) will be reconstructing the North Port Washington Road Bridge over the Milwaukee River, beginning in the year 2003, and is currently acquiring the required real estate interests for this project; and

WHEREAS, portions of this reconstruction project will take place along the western side of Estabrook Park, on the southeast corner of Hampton Avenue and North Port Washington Road, in the City of Glendale; and

WHEREAS, the WISDOT has requested that Milwaukee County transfer ownership of approximately 0.03 acre of land for roadway construction and maintenance purposes and grant a temporary easement for construction and grading purposes; and

WHEREAS, this small piece of property will allow for the reconstruction of a portion of the existing sidewalk and the adjacent Oak Leaf Trail connection in a safer configuration; and

WHEREAS, the WISDOT has requested that Milwaukee County donate this small portion of land for right-of-way purposes, based upon the mutual benefit of this project to the State of Wisconsin and to Milwaukee County; and

WHEREAS, WISDOT and its contractors will complete all bridge, roadway and related walk and trail improvements and restore the site, per mutually-agreed upon plans and specifications, at no expense to Milwaukee County; and

WHEREAS, the Director of the Department of Parks, Recreation and Culture has requested authorization for the Parks Department and other appropriate county officers and staff to prepare, review, approve, process and record all documents and permits as required to facilitate this land transfer and allow the bridge reconstruction project to proceed; and

WHEREAS, prior to execution, the Department of Parks, Recreation and Culture, the Corporation Counsel and the Milwaukee County Department of Public Works will review and approve all documents as required; and

WHEREAS, on October 23, 2001 the Committee on Parks, Energy and Environment voted 7-0 to recommend approval of the said request; now, therefore,

BE IT RESOLVED, that the Milwaukee County Board of Supervisors hereby approve the transfer of ownership of approximately 0.03 acre of land in Estabrook Park to the State of Wisconsin Department of Transportation for reconstruction and maintenance of the North Port Washington Road bridge over the Milwaukee River and approaches; and

BE IT FURTHER RESOLVED, that the Milwaukee County Board of Supervisors does hereby authorize and direct the Director of the Department of Parks, Recreation and Culture to prepare, review, approve, process and record all documents as required to allow this land transfer and bridge reconstruction project to proceed; and

BE IT FURTHER RESOLVED, that the County Executive and County Clerk are hereby authorized to execute all documents and deeds required to transfer ownership of this land, at no cost to the State of Wisconsin.

Fiscal Note:

The adoption of this resolution will not require an appropriation of funds. However, a 0.03 acre parcel of land will be conveyed to WISDOT without cost. In return, WISDOT will reconstruct a portion of the existing sidewalk and the adjacent Oak Leaf Trail connection at no cost to Milwaukee County. This fiscal note was prepared by the Research Analyst - Parks, based upon information provided by the Parks Department staff.

File No. 01-442(a)(a)
(Journal, November 1, 2001)

(Item 4) From the Director, Department of Parks, Recreation and Culture, recommending that the Parks Department be authorized to acquire property adjacent to Kohl Park, which property is located at 7919 West County Line Road, in the City of Milwaukee, consisting of 0.6 acres, for \$107,500; further requesting authorization to prepare, review and execute required documents and perform other actions to complete the acquisition of this property, by recommending adoption of the following:

A RESOLUTION

WHEREAS, the adopted 2001 Milwaukee County Capital Improvement Budget authorized \$560,000 in account WP008 for Kohl Park Development, including an allocation of \$150,000 identified for land purchases per the adopted Master Plan for that project; and

WHEREAS, in May of 2001, the Parks Department submitted an application to the Department of Natural Resources (DNR) for a State of Wisconsin Stewardship Program Grant for land acquisition funding, as authorized by adopted County Board Resolution, File Nos. 01-127 and 00-712; and

WHEREAS, on July 19, 2001, the County Board approved a resolution, File No. 01-442, which authorized the negotiation for acquisition for this and other parcels for Kohl Park. This resolution further directed "that the Parks Director will return to the County Board with proposals, agreements, and/or any related documents required for these acquisitions for review, approval and authorization prior to their final execution"; and

WHEREAS, the current owners of a residential property located at 7919 West County Line Road, identified for acquisition in the adopted Master Plan for Kohl Park, have accepted a conditional Offer to Purchase from Milwaukee County; and

WHEREAS, the accepted Offer to Purchase, Addendum and Counter-Offer include contingencies that require County Board approval for the purchase, acceptable environmental reports and funding from a Stewardship Grant; and

WHEREAS, the County has had the subject property appraised at a value of \$95,000.00; and

WHEREAS, the accepted Offer to Purchase submitted by the County is for a total amount of \$107,500.00; and

WHEREAS, this offer is based upon the \$95,000 appraised value, plus compensation for relocation expenses of \$12,500 as provided for by Wisconsin State Law; and

WHEREAS, if the Parks Department's Stewardship Grant request is approved by the DNR, the County will be eligible for reimbursement of 50 per cent of the acquisition costs of this parcel; and

WHEREAS, portions of the money allocated in the adopted 2001 budget, future budgets or other sources to be made available to the Parks Department will be utilized for the acquisition of property; and

WHEREAS, the Director of the Department of Parks, Recreation and Culture has recommended to the County Board of Supervisors that the Parks Department be authorized to acquire the property adjacent to Kohl Park, which property is located at 7919 West County Line Road, in the City of Milwaukee, consisting of 0.6 acres,

for \$107,500; and has further requested authorization to prepare, review and execute required documents and perform other actions to complete the acquisition of this property; and

WHEREAS, on October 23, 2001 the Committee on Parks, Energy and Environment voted 7-0 to recommend approval of the said recommendation; 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 acquire the property located at 7919 West County Line Road in the City of Milwaukee for \$107,500.00; and

BE IT FURTHER RESOLVED, that the County Executive, County Clerk and appropriate County staff are authorized to prepare, review and execute any required documents and perform other actions to complete the acquisition of this property.

Fiscal Note:

The adoption of this resolution will not require an additional appropriation of funds. It is anticipated that the \$150,000 authorized for land purchase in the 2001 Milwaukee County Adopted Budget will be adequate to meet the County share of the \$107,500.00 land acquisition cost. If the Stewardship Grant is approved, the County will be eligible for reimbursement of 50 per cent of the acquisition costs incurred by the County. Information for this fiscal note was provided by Department of Parks, Recreation and Culture staff.

File No. 01-637

(Journal, November 1, 2001)

(Item 5) From the Director, Department of Parks, Recreation and Culture, requesting authorization to continue efforts to control urban waterfowl in Milwaukee County parks and report back on additional methods that may be used to control geese; also granting the USDA-WS authority to use cap guns to chase geese from Madison Park; further authorizing the Parks Department to experiment with off-leash dog water training areas, after discussing the proposal with the County Board Supervisor of the district, by recommending adoption of the following:

A RESOLUTION

WHEREAS, the Parks Department has been working with the Wisconsin Department of Natural Resources (WDNR), the Humane

Society of the United States (HSUS), the Wisconsin Humane Society (WHS) and the United States Department of Agriculture - Wildlife Services (USDA-WS) to find a long term solution to the goose population problem in Milwaukee County, and

WHEREAS, utilizing the egg-addling method of lethal control, the Parks Department has destroyed 335 nests, and the 1,463 eggs contained in those nests, during the two years the program has been in place; and

WHEREAS, the USDA-WS has asked for permission to use cap guns to chase geese from Madison Park as a result of scaring geese from Timmerman Field following a goose/plane collision, after which these frightened geese have relocated in Madison Park; and,

WHEREAS, the Parks Department is requesting permission to experiment with off-leash (dog) water training areas in selected County Parks, following discussions with the County Board Supervisor of the District. The approval would permit the public to train dogs to retrieve decoys/training retrieval equipment from park lagoons and, in the process, scare away the geese; and

WHEREAS, at its meeting on October 23, 2001, the Committee on Parks, Energy and Environment voted 6-0 to recommend that the request of the Director of the Parks Department be approved; 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 continue its efforts to control urban waterfowl located in Milwaukee County parks and to report back on additional methods that may be used to control geese; and

BE IT FURTHER RESOLVED, that permission is granted to the USDA-WS to use cap guns to chase geese from Madison Park; and

BE IT FURTHER RESOLVED, that permission is granted to the Parks Department for experimenting with off-leash (dog) water training areas, after discussing the proposal with the County Board Supervisor of the District.

Fiscal Note:

The adoption of this resolution will not result in any increase in expenditures. This fiscal note was prepared by Department of Parks, Recreation and Culture staff.

The foregoing report correctly states the action taken by the said committee at a meeting held October 23, 2001.

SHEILA A. ALDRICH
Chairperson

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, De Bruin, Diliberti, Holloway, Jasenski, Johnson, Krug, Launstein, Lutzka, Mayo, McGuigan, Nyklewicz, Podell, Quindel, Ryan, Schmitt, Weishan, White, Zielinski and the Chairman—25.
NOES—0.

Supervisor Mayo **SUBMITTED** the following **Amendment to Item 5, File No. 01-637**:

Delete the 3rd **WHEREAS** Clause.

Delete the 1st **BE IT FURTHER RESOLVED** Clause.

Supervisor Holloway moved lay over of Item 5.

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

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

By Supervisor White, Chairperson:

From the Committee on Transportation, Public Works and Transit, reporting on 10 Items.

File No. 01-617
(Journal, November 1, 2001)

(Item 1) From Managing Director, Milwaukee County Transit System, notifying of the elimination of midday service on Route 13,

effective December 3, 2001, by recommending that said report be received and placed on file.

File No. 01-539

(Journal, September 28, 2001)

(Item 2) From President, Coalition of Asian Indian Organizations, regarding the donation of a bronze statue of Mahatma Gandhi, by recommending adoption of the following:

A RESOLUTION

WHEREAS, the Wisconsin Coalition of Asian Indian Organizations (WCAIO) of Wisconsin would like to donate a statue of Mahatma Gandhi to Milwaukee County; and

WHEREAS, WCAIO has been established for the purposes of communication, cooperation and collaboration between the leadership of the various Asian Indian organizations in the State of Wisconsin; and

WHEREAS, in June of this year, representatives from WCAIO toured the downtown area of the City of Milwaukee and were shown several sites recommended by County Executive Tom Ament; and

WHEREAS, WCAIO is requesting that the statue be placed in the area immediately to the east of the Milwaukee County Courthouse, adjacent to the existing flowerbed centered on the east elevation of the Courthouse; and

WHEREAS, the statue is cast in bronze and stands 8 feet 8 inches in height and shows Mahatma Gandhi in stride, evoking memories of his renowned 240-mile march of 1930 to the shores of the Indian Ocean to protest the hated salt-tax imposed on the people by the British Government and the statue, additionally, reminds the viewer of many marches Gandhi undertook throughout the length and breadth of the Indian subcontinent to preach love and understanding between people of different religions, races and cultures; and

WHEREAS, this beautifully crafted statue is the work of the renowned Indian artist Gautam Pal, and was selected by a Committee of Sculpture chaired by Mr. Krishan Kant, the Vice President of India, and is an exact replica of the statue that has been installed in Washington, D.C., in front of the Indian Embassy, along Massachusetts Avenue on U.S. Park Reservation No. 58, and

President Bill Clinton attended the dedication of the statue and referred to it as a magnificent work of art, giving the appearance of Mahatma Gandhi walking towards and reaching out to viewers standing in front; and

WHEREAS, other statues by Gautam Pal have been erected in the United Kingdom, Italy, the Russian Federation and China; and

WHEREAS, Mahatma Gandhi was an apostle for peace and understanding, revered by millions worldwide and his noble message of non-violence and the adherence to the principles of truth, freedom, justice and peace are needed as much today as when India was struggling for its independence; and

WHEREAS, other cities in the United States, including New York, Atlanta, St. Louis, Salt Lake City, Houston and San Francisco, have already provided their communities with the statue of this great leader; and

WHEREAS, the WCAIO believes the citizens of Milwaukee and all of Wisconsin will benefit from this proposed edifice to peace, understanding and harmony; and

WHEREAS, WCAIO will be responsible for all costs associated with obtaining the statue and having the statue erected; and

WHEREAS, an agreement is proposed between WCAIO and the County for use of County land and entails provisions for maintenance and perpetual care of WCAIO; and

WHEREAS, the Committee on Transportation, Public Works and Transit, at its meeting on October 17, 2001, recommended approval of the request; now, therefore,

BE IT RESOLVED, that subject to review and approval of the proposed agreement by Corporation Counsel and the Department of Public Works, the County Board does hereby authorize and direct the Department of Public Works to accept the donation of the bronze statue of Mahatma Gandhi by renowned Indian artist Gautam Pal for installation on County land adjacent to the east elevation of the Milwaukee County Courthouse; and

BE IT FURTHER RESOLVED, that the Wisconsin Coalition of Asian Indian Organizations (WCAIO) will provide a maintenance fund of \$10,000 or 10% of the cost of the statue and that an agreement between the WCAIO and Milwaukee County will be developed specifying the provisions of the fund; and

BE IT FURTHER RESOLVED, that the Director of Public Works is authorized and directed to develop the agreement on behalf of Milwaukee County.

Fiscal Note:

Funds required to purchase, transport, install and maintain the statue are to be provided by the donors; however, some incidental costs associated with the installation may be incurred by County personnel and will be funded from existing DPW operational accounts.

File No. 01-634
(Journal, November 1, 2001)

(Item 3) From Director of Public Works, requesting authorization for a one-year extension of the agreement with Unison Maximus for financial consulting services for General Mitchell International Airport, by recommending adoption of the following:

A RESOLUTION

WHEREAS, in mid 1996, Airport staff developed a request for proposals for a financial management firm to provide financial consulting services for General Mitchell International Airport (GMIA); and

WHEREAS, the term of the agreement which commenced on January 1, 1997, was to be five years; and

WHEREAS, proposals were solicited nationally from firms qualified and capable of providing these financial consulting services with seven proposals received; and

WHEREAS, a four member review committee recommended that Milwaukee County award the financial consulting contract to Unison Consulting Group, Inc. (now Unison - Maximus) (Unison), at that time a Disadvantaged Business Enterprise; and

WHEREAS, the five-year contract will expire on December 31, 2001; and

WHEREAS, due to the tragic events on September 11, 2001 in New York and Washington, D.C., and the resultant extreme financial repercussions being felt throughout the airline and air travel industry, it would be inappropriate at this time to change financial consultants for the following reasons:

1. Unison Consulting has been retained by the Airport since 1996 and has worked on updating the Airport's Capital Improvement Program (CIP) several times and has developed a significant understanding of the Airport's CIP;
2. Unison has developed a significant understanding of the Airport's statistics, operating parameters, contractual obligations, and funding requirements relating to the CIP;
3. Unison has assisted in the submittal of four Passenger Facility Charge (PFC) applications to the Federal Aviation Administration (FAA);
4. Unison served as the Airport's feasibility consultant for the 2000 issuance of General Airport Revenue Bonds (GARB);
5. The significant reduction of airline services and airport passengers and the resultant significant impacts on concession revenues, including parking, will require substantial "background knowledge" in revising and updating those statistics based upon the revised activity levels being encountered;
6. Unison's extensive understanding of the Airport's, as yet to be submitted, PFC Application No. V. will be crucial in assisting the Airport in again refining the Airport's Capital Improvement Program and PFC programs during the next months and perhaps years of turbulent financial activity and operating activity in the airline industry;

and

WHEREAS, the Committee on Transportation, Public Works and Transit has concurred with airport staff's recommendation that the five-year financial consulting agreement with Unison be extended for one year from January 1, 2002 to December 31, 2002; now, therefore,

BE IT RESOLVED, that the Airport Director is hereby authorized to extend the agreement for financial consulting services with Unison for one year to terminate on December 31, 2002.

Fiscal Note:

The proposed extension of this Consultant Agreement is expected to result in essentially no change in Airport costs and/or revenues, as a replacement financial consultant would need to be retained by Milwaukee County to perform

the specialized financial, statistical and forecasting studies beyond those which can be undertaken by Airport and/or other county staff. However, a significant amount of staff time and costs educating a new consultant would be saved by continuing Unison's contract, particularly in this turbulent time at airports and for airlines.

File No. 01-633
(Journal, November 1, 2001)

(Item 4) From Director of Public Works, regarding the assignment of airline gates, associated operations areas, ticketing areas, a bag claim room and hydrant fuel pits currently leased by Trans World Airlines, Inc. (TWA) at General Mitchell International Airport to American Airlines (American), by recommending adoption of the following:

A RESOLUTION

WHEREAS, Milwaukee County and Ozark Air Lines, Inc. (Ozark) entered into Signatory Airline Lease Agreement No. AC-745 for the lease of airline gates, ramps, holdrooms, ticket counters and other associated space at General Mitchell International Airport, Lease Agreement AC-786 for lease of space in the Air Freight Building at GMIA, and Hydrant Fuel Agreement No. AC-879 for the lease of the hydrant fuel system and hydrant fuel pits associated with its leased gates; and

WHEREAS, effective January 30, 1987 Ozark Air Lines, Inc., was merged with and into Trans World Airlines, Inc., with TWA remaining in existence as a surviving corporation; and

WHEREAS, TWA succeeded to the rights and assumed all the debts, liabilities and duties of those under the above-referenced agreements; and

WHEREAS, TWA continued to serve the Milwaukee market until January 9, 2001, when it filed for protection under Chapter 11 of the United States Bankruptcy Code; and

WHEREAS, after TWA's filing for bankruptcy, American Airlines made an offer to consummate an "Asset Purchase Agreement (APA)" to acquire certain assets from TWA, which was approved by both the Bankruptcy Court and the Department of Justice; and

WHEREAS, the bankruptcy allowed American to retain and/or relinquish certain leasehold interests throughout the Country; and

WHEREAS, in Milwaukee, the entire leasehold for Agreement AC-754 was relinquished to Milwaukee County except for one gate holdroom (C-21) and associated ramp and hydrant fuel obligations; and

WHEREAS, the Air Freight Building Lease was also relinquished to Milwaukee County under the terms of the bankruptcy proceedings; and

WHEREAS, it is now necessary that American Airlines' Agreement No. AC-931 be amended to reflect the addition of the gate C-21 holdroom and associated ramp space, and that American Airlines' Hydrant Fuel Lease Agreement No. AC-1104 be amended to add the Hydrant Fuel Pit associated with Gate 21, all to be effective October 6, 2001; now, therefore,

BE IT RESOLVED, that the Director of Public works and the County Clerk are hereby authorized and directed to: (1) amend American Airlines, Inc., Agreement No. AC-931 to include the gate holdroom and stairway associated with gate C-21 along with the associated 152.5 linear feet of ramp area; and (2) amend American Airlines, Inc., Hydrant Fuel Agreement No. AC-1104 to increase the number of gates and pits assigned to American by one gate and one pit.

Fiscal Note:

Under the terms of the airport/airline lease agreement, the loss of revenue from the relinquishment of the gate, apron, air freight building and hydrant fuel pit is to be included in the rental charges to the other airlines. There is no tax levy impact.

File No. 01-577(a)(a)
(Journal, November 1, 2001)

(Item 5) From Director of Public Works, requesting that the Passenger Facility Charge (PFC) Application No. V submitted to the Federal Aviation Administration (FAA) be amended to include additional funding for security enhancement projects, by recommending adoption of the following:

A RESOLUTION

WHEREAS, at its meeting on September 14, 2001, the Committee on Transportation, Public Works and Transit approved Airport staff's submittal of Milwaukee County Passenger Facility Charge

(PFC) Application No. V to the Federal Aviation Administration (FAA); and

WHEREAS, the report submitted by airport staff originally proposed that twenty-two (22) projects be included for \$62,395,570 in PFC funding, as PFC Application No. V; and

WHEREAS, the Milwaukee County Board of Supervisors, at its meeting on September 28, 2001, concurred with the recommendation of the Committee on Transportation, Public Works and Transit and approved Airport staff's submittal of PFC Application No. V and the amendment of PFC Applications I,II and IV to the FAA; and

WHEREAS, the tragic events of September 11, 2001, and subsequent reaction of the FAA concerning airport safety, has resulted in the inclusion of an additional 2002 Airport Capital Improvement Project in the County Executive's recommended budget for the Airport in the amount of \$1,942,000 for various security enhancement purposes; and

WHEREAS, as these security enhancements are PFC eligible, Airport staff and the Committee on Transportation, Public Works and Transit have recommended that the County Board amend its original approval of PFC Application V to be submitted to the FAA to include this additional security enhancement project for PFC funding bringing the total number of projects to 23; and

WHEREAS, the revised PFC funding requirement would total \$64,337,570 up \$1,942,000 from the \$62,395,570 approval earlier; now, therefore,

BE IT RESOLVED, that Airport staff is hereby authorized to include an additional \$1,942,000 in the County's PFC Application No. V to cover the cost of security enhancements.

Fiscal Note:

Approval of Airport staff's recommendation to add the additional security project to PFC No. V Application will have no fiscal effect on the tax levy of Milwaukee County. Approval of the PFC No. V Application, including the security project, provides funding for all the proposed projects. All capital projects, including PFC Application No. V's projects, must be submitted for approval as part of the County Capital Improvement budget process.

File No. 01-628
(Journal, November 1, 2001)

(Item 6) From Director of Public Works, requesting authorization to amend Airport Agreement No. TB-1296 with International Total Services, Inc., to continue the agreement on a month-to-month basis, effective December 1, 2001, by recommending adoption of the following:

A RESOLUTION

WHEREAS, on October 15, 2000, the Airport Director entered into Airport Agreement No. OL-1296 with International Total Services, Inc., for the month-to-month rental of approximately 154 square feet of space on the first floor of the administration building at GMIA, effective December 1, 2000; and

WHEREAS, Milwaukee County Ordinance 4.31 (a) (6) authorizes the Airport Director to enter into written month-to-month agreements of any type, not to exceed one (1) year; and

WHEREAS, International Total Services is requesting to continue renting this area on a month-to-month basis beyond November 30, 2001; and

WHEREAS, the Committee on Transportation, Public Works and Transit, at its meeting on October 17, 2001, concurred with Airport staff's recommendation to continue Airport Agreement No. TB-1296 between Milwaukee County and International Total Services, Inc., on a month-to-month basis, effective December 1, 2001; now, therefore,

BE IT RESOLVED, that the Director of Public Works and the County Clerk are hereby authorized and directed to amend Airport Agreement No. TB-1296 between Milwaukee County and International Total Services, Inc., to continue the agreement on a month-to-month basis, effective December 1, 2001.

Fiscal Note:

Airport rental revenue from this Agreement is approximately \$1,848.00 per year.

File No. 01-630
(Journal, November 1, 2001)

(Item 7) From Director of Public Works, recommending the release of four parcels of land on South 6th Street from Milwaukee

County (airport) ownership so that the Real Estate Section of the County Economic Development Division can be authorized to market these parcels, by recommending adoption of the following:

A RESOLUTION

WHEREAS, Lindner Logistics, located at 6055 S. 6th Street, has indicated that it would be "interested in purchasing the land owned by the Airport (County) in front of our existing property"; and

WHEREAS, Milwaukee County has purchased approximately 2,439 acres of land, comprised of four parcels located at 6045, 6065, 6073 and 6093 South 6th Street, in the City of Milwaukee, with FAA Grant and/or State Hardship grant funds and/or PFC funds; and

WHEREAS, Milwaukee County acquired these parcels over the last few years on a voluntary basis as a result of the Airport's FAR Part 150 noise compatibility study; and

WHEREAS, the Airport's Part 150 study recommends that, when possible, the Airport should look for commercial or industrial redevelopment opportunities for any land purchased by Milwaukee County; and

WHEREAS, it has been determined that these properties are not required for future aviation or airport development purposes; and

WHEREAS, the Airport Director was successful in obtaining a blanket release from the FAA and Wisconsin's Bureau of Aeronautics (BOA) for discretionary release of noise acquired properties; and

WHEREAS, the Committee on Transportation, Public Works and Transit, at its meeting on October 17, 2001, recommended approval of the Airport Director's recommendation to declare the four parcels acquired on S. 6th Street as surplus; now, therefore,

BE IT RESOLVED, that the County Board does hereby declare the parcels at 6045, 6065, 6073 and 6093 S. 6th Street as surplus property in excess of Airport needs; and

BE IT FURTHER RESOLVED, that the County Board does hereby authorize the Director of Public Works to sign any subsequent Letters of Release concerning these properties; and

BE IT FURTHER RESOLVED, that the Economic Development Division is hereby authorized to begin work on the disposition of said property into an Airport compatible land use.

Fiscal Note:

An expenditure of staff time by the Real Estate Section of the County Economic Development Division will be required. The FAA and BOA require the proceeds of the sale to be placed in the Airport's Capital Improvement Reserve account for future Airport improvement or development projects.

File No. 01-631
(Journal, November 1, 2001)

(Item 8) From Director of Public Works, requesting authorization to execute the appropriate documents associated with the sale of a hangar owned by Astral Aviation, Inc., to Signature Flight Support Corporation at General Mitchell International Airport, by recommending adoption of the following:

A RESOLUTION

WHEREAS, on October 7, 1982, Milwaukee County entered into Airport Agreement No. HP-778 with Philip Morris Incorporated for the lease of land at GMIA on which to construct an aircraft hangar for a twenty-five year term, commencing September 1, 1982, and ending August 31, 2007; and

WHEREAS, on September 2, 1994, Milwaukee County consented to the assignment of Airport Agreement No. HP-778 from Philip Morris Incorporated to Astral Aviation, Inc., due to the sale of the hangar to Astral Aviation, and agreed to extend Airport Agreement No. HP-778 through August 31, 2010; and

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

WHEREAS, Astral Aviation, Inc., now wishes to sell its old hangar to Signature Flight Support Corporation and is requesting that Milwaukee County consent to the assignment of Airport Agreement No. HP-778 to Signature Flight Support Corporation; and

WHEREAS, on October 30, 1997, Milwaukee County entered into Airport Agreement No. B0-1180 with Signature Flight Support Corporation for the operation of a fixed base operator facility at GMIA for 25 years, commencing August 1, 1998, and ending July 31, 2023; and

WHEREAS, with the purchase of the Astral hangar, Signature is requesting to return to the County a 13,435 square foot building and approximately 140,084 square feet of land contained in Airport Agreement No. B0-1180; and

WHEREAS, the Committee on Transportation, Public Works and Transit, at its meeting on October 17, 2001, concurred with Airport staff's recommendation that Milwaukee County consent to the sale of the Astral Aviation hangar location at GMIA through Airport Agreement No. HP-778 to Signature Flight Support, execute the appropriate assignment agreement or a new agreement, and amend Airport Agreement No. B0-1180 between Milwaukee County and Signature Flight Support to delete approximately 140,084 square feet of land and a 13,435 square foot building; now, therefore,

BE IT RESOLVED, that the County Board does hereby authorize the Director of Public Works and the County Clerk to execute the appropriate agreement assignment or a new agreement inclusive of the following:

1. The term of the lease agreement with Signature flight Support shall commence on or about November 1, 2001, and end August 31, 2020.
2. The rental for the approximately 132,454 square feet of land shall be at the current land rental rate for fixed base operator facilities of 13.05 cents per square foot per annum, and shall be subject to adjustment each July 1 based on the percentage increase or decrease in the January Consumer Price Index (all Urban Consumers) for the Milwaukee area.
3. Signature Flight Support Corporation shall have the right and privilege to use the hangar in conjunction with Airport Agreement No. B0-1180 which grants it fixed base operation rights at GMIA as defined in the Schedule of Minimum Standards for Commercial Aeronautical Activities on Milwaukee County's Airports.
4. Signature shall be allowed to sublease the hangar to Astral for the purposes of Astral's commercial operations at GMIA until the Astral hangar construction is completed; and

BE IT FURTHER RESOLVED, that Airport Agreement No. B0-1180 between Milwaukee County and Signature Flight Support be amended to delete approximately 140,084 square feet of land and a 13,435 square foot building (located at 4800 S. Howell) from the agreement, effective as of the date Signature vacates the hangar.

Fiscal Note:

Airport land rental revenue will decrease approximately \$20,409 and Airport building revenue will decrease approximately \$39,986 per year.

File No. 01-629
(Journal, November 1, 2001)

(Item 9) From Director of Public Works, requesting authorization to increase parking rates at General Mitchell International Airport, by recommending adoption of the following:

A RESOLUTION

WHEREAS, at its February 18, 1999, meeting, the Milwaukee County Board of Supervisors authorized the implementation of three separate and distinct parking rate increases to be enacted in April of 1999, January of 2001 and January of 2003 (File No. 98-734); and

WHEREAS, the following matrix summarizes these changes:

	Jan 99	April 1999	Jan 2001	Jan 2003
	(Then current)			
Hourly Garage (short term)	\$12	\$15	\$17	\$20
Daily Garage (long term)	\$ 6	\$ 7	\$ 8	\$10
Surface	\$ 6	\$ 7	\$ 8	\$10
Remote (Shuttle)	\$ 4	\$ 4	\$ 5	\$ 6

; and

WHEREAS, the adopted rate increase progression was expected to generate significantly more parking revenues over the period with the amount of parking revenue allowed to offset costs in the Airport Terminal Cost Center to be limited to compounded yearly \$250,000 increases over the total 1997 received parking revenue; i.e., in 1998, \$250,000 more than was collected for parking in 1997 would be used to offset costs in the Airport Terminal Cost Center; \$500,000 more than collected in 1997 would be allowed to flow through in 1999; \$750,000 more than 1997 would be allowed to flow through in 2000; \$1,000,000 more would be allowed to flow through in 2001; and \$1,250,000 more would be allowed to flow through in 2002; and

WHEREAS, the difference between the amounts used to offset Terminal cost center expenses and the amount collected, was to be retained in an Airport Parking Structure Reserve account which

would accumulate these incremental revenues to "fund" part of the parking structure capital costs; and

WHEREAS, the accumulation of those incremental revenues was memorialized in the bond covenants for the issuance of \$83,565,000 in General Airport Revenue Bonds (GARBS) issued for the parking structure expansion project; and

WHEREAS, since the devastating attack on the World Trade Center Towers in New York, the travel industry, particularly the airlines, have incurred significant financial losses; and

WHEREAS, directly related to the decrease in airline passengers is a related substantial decrease in parking revenue at the Airport; and

WHEREAS, the incremental parking fees increases which were enacted in January, 2001 and would have been credited to the Airport Parking Reserve account, will be severely impacted; and

WHEREAS, the Committee on Transportation, Public Works and Transit at its meeting on October 17, 2001, concurred with Airport staff's recommendation that a \$1.00 increase in the daily maximum be approved for the hourly parking, daily parking and the surface lot parking be enacted to become effective January 1, 2002; and

WHEREAS, the rate increase accomplishes a number of goals:

1. It is an attempt to maintain the parking reserve accumulation to be used for the debt service on the new parking structure at the levels envisioned by the bond covenant structuring;
2. The rate increases will minimally depress demand at a time where approximately 1,200 of the parking spaces in the parking structure are no longer available to the Airport due to the Federal Aviation Administration's requirement that parked vehicles not be allowed within 300 feet of the terminal; and
3. The rate increase will minimize the impact of the further rate increase approved for in January, 2003;

now, therefore,

BE IT RESOLVED, that the hourly parking garage maximum be increased from \$17 to \$18 effective January 1, 2002; the daily parking garage maximum rate be increased from \$8 to \$9 effective January 1, 2002; and the surface lot maximum rate be increased from

\$8 to \$9 effective January 1, 2002. The remote lot stays at the present fee of \$5.00 per day.

Fiscal Note:

Due to the significant fluctuations in parking patron volumes, it is not possible to calculate the effect of these rate increases. It is known, however, that the airport revenues prior to the tragic events of September 11, 2001, were running approximately 1% above the revenue from 2000, but 2001 revenues should have been significantly higher as rates had been increased on January 1 of 2001. Subsequently, the Airport parking reserve was projected to have been underfunded in 2001 prior to September 11th and is likely to be further underfunded in 2001 and 2002, if air travel and parking demand do not return to more normal levels.

File No. 01-663

(Journal, November 1, 2001)

(Item 10) From the County Executive, submitting a recommendation from the Milwaukee County Commission on Security and Crisis Management regarding implementing a plan developed by the Department of Public Works and Sheriff's Department providing for total perimeter security screening for the Courthouse Complex, by recommending adoption of the following:

A RESOLUTION

WHEREAS, in direct response to the terrorist events of September 11th, the County Executive created a Commission on Security and Crisis Management and charged the commission with the responsibility to develop a countywide security master plan, which would include a series of both short-term and long-term security recommendations addressing a wide variety of security issues designed to (1) protect county employees, visitors and persons conducting business in county owned/leased facilities against overly aggressive or armed individuals; (2) identify potential security platforms designed to protect the county's information technology system from being compromised as a result of computer hackers, cyber terrorism or sabotage; and (3) formulate policies and procedures to protect against threats involving biological and chemical warfare; and

WHEREAS, the Commission met on October 11, 2001, and considered and approved an interim security plan for the Courthouse

Complex calling for the implementation, prior to January 1st, 2002, of perimeter screening for the Courthouse Complex as a first step in securing and protecting all county facilities; and

WHEREAS, the advantages of perimeter screening at the Courthouse Complex will not only provide a safer and more secure working environment, but enhance productivity because after individuals are screened at the Courthouse entrance, they can travel to the Criminal Justice Facility (CJF) or Safety Building without further screening and reduce the need to screen people over and over again as they pass from the Courthouse to the CJF or Safety Building easing tension between security personnel and their clients; and

WHEREAS, the County Executive is herewith requesting the County Board of Supervisors to concur with a recommendation endorsed by the Milwaukee County Commission on Security and Crisis Management regarding implementation prior to January 1, 2002, of an interim perimeter security screening plan for the Courthouse Complex; now, therefore,

BE IT RESOLVED, that the County Board of Supervisors does hereby authorize and direct the Director, Department of Public Works, working in conjunction with the Sheriff, to implement, prior to January 1, 2002, the interim security plan developed by the Department of Public Works and Sheriff's Department; and

BE IT FURTHER RESOLVED, that the interim perimeter screening plan for the Courthouse Complex should be implemented as follows:

1. The Department of Public Works, in cooperation with the Milwaukee County Sheriff's Department, shall proceed to implement an interim perimeter security screening plan for the Courthouse Complex as outlined in a report endorsed by the Milwaukee County Commission on Security and Crisis Management on October 11, 2001 (made part of the official green file);
2. The perimeter-screening plan for the Courthouse Complex will restrict access to public entrance routes into the Courthouse Complex;
3. The three existing Courthouse screening stations located at the north end of the Courthouse 1st floor, and the 5th and 7th floors of the Courthouse will be relocated to perimeter entrance locations in the Courthouse;
4. Existing security screening stations located in the Criminal Justice Facility and the Safety Building shall remain in place;

5. The Director of the Department of Public Works shall have the authority and directive to modify the perimeter security plan based on his determination that such modifications are necessary and in the interest of public safety;
6. The Director of the Department of Public Works shall report to the County Executive and the County Board of Supervisors during the remainder of 2001 and 2002 on the status of this directive;
7. All Department heads and administrators are requested to cooperate with the Department of Public Works and the Sheriff's Department in the implementation of the Courthouse Complex perimeter security plan.

Fiscal Note:

Adoption of the subject resolution, directing the implementation of an interim perimeter security screening plan for the Courthouse Complex, is not anticipated to require an additional appropriation of tax levy funds during 2001. It must be recognized however that the perimeter security plan being implemented in 2001 for the Courthouse Complex is an interim plan, which shall remain in place during 2002 until a more detailed comprehensive plan is developed and recommended for implementation by the Commission and approved by the County Board. During this interim phase the Department of Public Works and the Sheriff will have an opportunity to study traffic patterns, identify potential problem areas and find solutions to the same prior to implementing a final plan which may or may not require additional staffing and equipment requirements. The Director of the Department of Public Works and the Sheriff will report back to the County Executive and the County Board during 2002 as to the total annual operating cost of implementing a comprehensive perimeter security plan. The 2002 Executive Budget includes a \$250,000 capital appropriation for a planning and schematic design to provide perimeter security for the Courthouse Complex. The Commission is charged with the responsibility for implementing and monitoring this capital project. An additional appropriation of \$100,000 is included in the Department of Public Works-Facilities Management budget (Org. 5700) for staff and operating costs to facilitate the implementation of perimeter security improvements related to the Courthouse Security Upgrade Capital Improvement Project. Fiscal note prepared by the Special Assistant to the Director of DOA.

The foregoing report correctly states the action taken by the said committee at meetings held October 17 and October 31, 2001.

JAMES G. WHITE
Chairperson

The question was on adoption.

SEPARATE ACTION was requested on **Items 1 and 10**.

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

AYES—Aldrich, Arciszewski, Borkowski, Coggs-Jones, Davis, De Bruin, 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—Arciszewski, Davis, Holloway, Jasenski, Krug, Launstein, Lutzka, Mayo, McGuigan, Nyklewicz, Podell, Quindel, Ryan, Schmitt, White, Zielinski and the Chairman—17.
NOES—Aldrich, Borkowski, Coggs-Jones, De Bruin, Diliberti, Johnson and Weishan—7. **EXCUSED**—Bailey—1.

Supervisor Krug asked that Item 10 be referred back to the Committee on Transportation, Public Works and Transit. As there was an objection, he then moved referral.

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

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

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

AYES—Arciszewski, Bailey, Borkowski, Coggs-Jones, Davis, De Bruin, Holloway, Jasenski, Johnson, Launstein, Lutzka, Mayo, McGuigan, Nyklewicz, Podell, Quindel, Ryan, Schmitt, White,

Zielinski and the Chairman—21. **NOES**—Aldrich, Diliberti, Krug and Weishan—4.

By Supervisor Jasenski, Chairperson:

From the Committee on Economic and Community Development, reporting on 11 Items.

File No. 01-649
(Journal, November 1, 2001)

(Item 1) From Director, Department of Administration, requesting approval of funding allocations for the year 2002 HOME Program, by recommending adoption of the following:

A RESOLUTION

WHEREAS, the Milwaukee County Home Consortium, consisting of the Cities of Wauwatosa, West Allis, and the balance of County suburban communities as represented by the County, have entered into a cooperation agreement to apply for and receive annual funding through the federal HOME Investment Partnerships Program; and

WHEREAS, HOME funds are designed for use in affordable housing development programs; and

WHEREAS, experience is demonstrating that the cost to meet the HUD requirement to remove lead hazards from assisted housing can exceed the \$4,500 authorized under File 01-198(a) (a) (7/19/01), this cap is removed and assistance shall be provided based upon need. In conjunction with this, Milwaukee County Home Repair Program staff will assume responsibility for drafting scopes of work, soliciting bids, and overseeing work; now, therefore;

BE IT RESOLVED, that the projected year 2002 HOME funds be allocated as indicated below:

	<u>2002</u>
Wauwatosa (Consortium share)	\$ 66,100
West Allis (Consortium share)	269,000
CHDO Production Set-aside	177,000
Home Repair Loans	317,600
Deferred Payment Home Repair Loans	150,000
Homebuyer Assistance	100,000
Program Administration	<u>100,300</u>
	\$1,180,000

; and

BE IT FURTHER RESOLVED, that the cost to meet the HUD requirement to remove lead hazards from assisted housing cannot exceed \$12,000 in the form of a grant and assistance shall be provided based upon need, with the Milwaukee County Home Repair Program staff assuming responsibility for drafting scopes of work, soliciting bids, and overseeing work.

Fiscal Note:

Adoption of this resolution will not require an appropriation of funds. Adoption will meet requirements for the continued receipt of approximately \$1,180,000 in HUD HOME funds annually for County communities.

File No. 01-650

(Journal, November 1, 2001)

(Item 2) From Director, Department of Administration, requesting approval of the 2002 Action Plan, a component of the five year (2000-2004) Consolidated Plan for HUD entitlement programs, by recommending adoption of the following:

A RESOLUTION

WHEREAS, to take part in the Community Development Block Grant and HOME programs, and to enable participation by other private and non-profit developers in various federal housing programs, Milwaukee County has approved and submitted to HUD a five year Consolidated Plan for 2000-2004; and

WHEREAS, the County must submit its annual Action Plan for 2002, which allocates funds for activities carried out under the Community Development Block Grant and HOME Programs in the program year beginning January 1, 2002; now, therefore,

BE IT RESOLVED, that the Director of the Department of Administration is hereby authorized and directed to submit to the U.S. Department of Housing and Urban Development, the County's annual Action Plan for 2002; and

BE IT FURTHER RESOLVED, that the Director of Administration is authorized and directed to certify the County's compliance with law and regulations adopted for participation in federal housing and community development programs; to enter into grant agreements with HUD; to accept funds; to contract with

municipalities, non-profit organizations, contractors, property owners, and others as necessary; and to perform any other actions necessary for implementing the 2002 Community Development Block Grant and HOME Programs; and

BE IT FURTHER RESOLVED, that the Department of Administration is authorized and directed to process any necessary fund transfers.

Fiscal Note:

Adoption of this resolution will not require an appropriation of funds. Adoption will meet requirements for the continued receipt of approximately \$5.6 million in HUD funds annually for County communities.

File No. 01-651

(Journal, November 1, 2001)

(Item 3) From Director, Department of Administration, requesting authorization to accept \$50,000 for 2001 and \$100,000 for 2002 in Community Development Block Grant funding from the City of Wauwatosa for the purpose of continued administration of the First-Time Homebuyer's Program in that City, by recommending adoption of the following:

A RESOLUTION

WHEREAS, Milwaukee County has operated a First-Time Homebuyer's program since 1994, using federal HOME funding; and

WHEREAS, the County's First-Time Homebuyer's Program was awarded \$50,000 in 1999 and \$50,000 in 2000 by the City of Wauwatosa Community Development program to operate the program in the City of Wauwatosa; and

WHEREAS, the City of Wauwatosa has again expressed interest in having the County administer the First-Time Homebuyer's Program in the City of Wauwatosa using \$50,000 of Wauwatosa's Community Development Block Grant in 2001 and \$100,000 in 2002; and

WHEREAS, this arrangement could prove mutually beneficial to both Milwaukee County and the City of Wauwatosa; and

WHEREAS, the Committee on Economic and Community Development, at its meeting on October 22, 2001, approved accept-

ing Wauwatosa's continued funding of this program and authorized entering into any necessary agreements; now, therefore,

BE IT RESOLVED, that Milwaukee County accept \$50,000 for 2001 and \$100,000 for 2002 in Community Development Block Grant funding from the City of Wauwatosa for the purpose of continued administration of the First-Time Homebuyer's Program in that City; and

BE IT FURTHER RESOLVED, that the Director of the Department of Administration, or designee, be authorized to enter into any agreements necessary to implement this program which shall include reimbursement by Wauwatosa to Milwaukee County for the cost of administering this program; and

BE IT FURTHER RESOLVED, that the Director of Administration is hereby authorized and directed to process the necessary fund transfers.

Fiscal Note:

Adoption of this resolution will require an appropriation of \$150,000 in Org. 1190 with a 100% revenue offset, which shall include reimbursement by Wauwatosa to Milwaukee County for the costs of administering this program.

File No. 01-36(a)(a)
(Journal, November 1, 2001)

(Item 4) Reference file established by the County Board Chairman, relative to Housing Organization Loan Funds (HOLF) Loans, by recommending adoption of the following:

A RESOLUTION

WHEREAS, the Milwaukee County Board of Supervisors adopted a resolution (File No. 82-978) establishing the Housing Organization Loan Fund (HOLF) to provide funds to non-profit organizations producing affordable housing; and

WHEREAS, the Inner City Redevelopment Corporation (ICRC) has submitted a request for a 24-month, \$20,000 HOLF loan for pre-development costs for a 24-unit Low Income Tax Credit scattered site new construction in-fill housing project to be located in the area bounded by W. Keefe Ave. . N. 1st St. - W. Locust St. N. 7th St., in which ICRC will retain a general partner interest and

WHEREAS, the ICRC has successfully completed two similar projects (LS Beauchamp Townhouses Phases I and II, 52 units); now, therefore,

BE IT RESOLVED, that the Director of Administration or his designee be and is hereby directed to enter into a Loan Agreement with the Inner City Redevelopment Corporation for the above described project, subject to ICRC providing the following prior to disbursement:

- A demonstration of ownership and equity in the Northtown Retail Center adequate to protect the HOLF loan.
- A promissory note and a mortgage placed upon the Northtown Retail Center.
- Documentation for the use of HOLF funds.

Fiscal Note:

Adoption of this resolution will not require an appropriation of funds.

File No. 01-580
(Journal, September 28, 2001)

(Item 5) From Wisconsin African American Business Women, requesting a grant from the Economic Development Fund for a business incubator project located at 3020 W. Vliet Street, by recommending adoption of the following:

A RESOLUTION

WHEREAS, the Wisconsin African American Women, Ltd. (WAAW) was founded in 1997 as a non-profit corporation and its membership is composed of business leaders, corporate managers, seasoned entrepreneurs and professional business women; and

WHEREAS, the WAAW concluded that there is a need for a Women's Business Resource Center and Business Incubator in Milwaukee's central city where multiple services could be provided at one site, including affordable office space and reasonably priced services such as copying, fax machine, receptionist services, conference rooms and a banquet hall, as well as business development services, entrepreneurial training, credit and budget counseling, financial and investment planning and personal development seminars; and

WHEREAS, the WAAW's mission is to empower and enhance the community through the economic development of women and the organization has identified six main objectives: provide a network for the exchange of ideas and business opportunities; contribute to economic development of the community; empower members through education and professional development; encourage business development; provide entrepreneurial training and business support services; and, enhance the self-esteem and business acumen of women of color; and

WHEREAS, the WAAW has purchased a building located at 3020 West Vliet Street in which they plan to operate a small business incubator and women's business resource center; and

WHEREAS, the WAAW has requested \$25,000 from the County's economic development grant funding program, which is recommended by the Department, to assist with initial operating costs for the facility and they are seeking additional grant funding from the Helen Bader Foundation, Local Initiatives Support Corporation and the City of Milwaukee through its Community Development Block Grant program; and

WHEREAS, the 2001 adopted Milwaukee County budget included an allocation of \$200,000 for the Economic Development Reserve fund. 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." This type of project 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." 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; now, therefore,

BE IT RESOLVED, that the Director of Economic Development is hereby authorized to negotiate and enter into an agreement with the Wisconsin African American Women, Ltd. for a grant of \$25,000 from the County's Economic Development Reserve Fund for operation of its Business Resource Center and Incubator facility; and

BE IT FURTHER RESOLVED, that the Director of Economic Development is authorized to transfer the funds necessary to carry out the intent of this resolution.

Fiscal Note:

Adoption of this resolution does not require an appropriation of funds but authorizes a transfer of \$25,000 from the Economic Development Reserve Account into the operating budget of the Economic Development Division. Sufficient funds are available in the Economic Development Reserve Account.

File No. 01-578
(Journal, September 28, 2001)

(Item 6) Resolution by Supervisors Aldrich and Cogg-Jones, authorizing a grant of \$25,000 to the Avenues West Association to be used to create an expanded redevelopment plan for the west side in cooperation with the West End Development Corporation, the City of Milwaukee, Milwaukee County and other interested organizations and residents, by recommending adoption of the said resolution as appearing in the Journal of Proceedings of September 28, 2001.

File No. 01-647
(Journal, November 1, 2001)

(Item 7) From Director, Department of Administration, and Director, Economic Development Division, requesting authorization to enter into a Brownfield grant agreement, in the amount of \$75,000 with Elite Finishing, LLC to assist with remediation and redevelopment of the property located at 3270 South Third Street, by recommending adoption of the following:

A RESOLUTION

WHEREAS, the County's adopted 2001 Capital budget includes an appropriation for the testing, remediation and redevelopment of brownfield sites located within Milwaukee County; and

WHEREAS, the Economic Development Division has received a request from Elite Finishing, LLC ("Elite") for a grant from the brownfield redevelopment fund to assist with remediation and redevelopment of a two acre property located at 3270 South Third Street in the City of Milwaukee; and

WHEREAS, Elite Finishing, LLC is a newly formed company that combines the assets and personnel of two well-established local businesses, Reliable Plating Works and Sigma Environmental Services; and

WHEREAS, Elite has initiated efforts to develop a new facility for the chrome plating of aluminum die cast parts; and

WHEREAS, Elite plans to develop this new manufacturing plant on the site of the former Zecol-Lubaid plant, located at 3270 South Third Street; and

WHEREAS, Zecol-Lubaid, a reformulator of automotive chemicals and additives, ceased operations on the site approximately ten years ago; and

WHEREAS, several years ago another local business attempted to acquire and remediate the site, and was awarded a State Department of Commerce Brownfield grant in the amount of \$455,000 for that purpose; and

WHEREAS, although that company decided to abandon the project, when Elite undertook efforts to acquire and redevelop the property they were successful in having the State Brownfield grant transferred to their project; and

WHEREAS, the total cost of environmental investigation and site cleanup is approximately \$225,000, and Elite will invest about \$1 million to rehabilitate the existing building on the site and add 9,000 square feet of new space; and

WHEREAS, the company will also invest more than \$3 million on machinery and interior equipment, and will create approximately 25 new jobs; and

WHEREAS, Elite has entered into a master supply agreement with the Harley-Davidson Motor Company, and will produce high-quality chrome plated-aluminum parts for Harley and other major manufacturers in the Milwaukee area; and

WHEREAS, Elite's ownership group has already invested over \$800,000 for items such as site acquisition, new equipment, payroll, professional services and legal fees, and has obtained loan commitments from the Milwaukee Economic Development Corporation (MEDC) and Lincoln State Bank; and

WHEREAS, Elite is seeking financial assistance from the County's brownfield fund due to increases in the cost and scope of the project that have occurred since making their initial applications to MEDC and the State Department of Commerce; and

WHEREAS, the Committee on Economic and Community

Development, at its meeting on October 22, 2001, by a vote of 7-0, approved a request for funding; now, therefore,

BE IT RESOLVED, that the Milwaukee County Board of Supervisors hereby authorizes the Director of Economic Development to enter into a grant agreement with Elite Finishing, LLC in the amount of \$75,000 from the Brownfield Redevelopment fund to be used for remediation activities and redevelopment of the property located at 3270 South Third Street.

Fiscal Note:

Adoption of this resolution will not require an appropriation of funds but authorizes an expenditure of \$75,000 which is available in the Brownfield Redevelopment Capital Account.

File No. 01-483
(Journal, July 19, 2001)

(Item 8) From Northwest Side Community Development Corporation, requesting a grant from the Economic Development fund to support funding of an Economic Development Specialist to support its local economic development initiative, by recommending adoption of the following:

A RESOLUTION

WHEREAS, the Northwest Side Community Development Corporation (CDC) was founded in 1983 and has maintained a consistent commitment to economic, workforce and neighborhood development and the innovation of new ideas in each field; and

WHEREAS, the CDC applied for \$40,000 from the Milwaukee County Economic Development Division to support its Supplier Linkage initiative which is designed to strengthen both the smaller and larger companies on the Northwest Side by reconfiguring the purchasing relationships with medium to large companies via one-on-one brokering and through Purchasing Forums; and

WHEREAS, the CDC has knowledge of working with large companies and small, and has used that information to match buyers and sellers through its Supplier Linkage strategy since 1998 by maintaining a database of suppliers, coordinates individual meetings, shares information on progress, troubleshoots, and facilitates action steps; and

WHEREAS, the 2001 adopted Milwaukee County budget included an allocation of \$200,000 for the Economic Development

Reserve Fund. 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." This type of project 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." 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, after evaluating the application and taking into account the current balance in the Economic Development Reserve Fund, the Economic Development Division recommended to the Committee on Economic and Community Development that \$20,000 of the County's economic development funds be allocated to the Northwest Side Community Development Corporation to support its Supplier Linkage initiative; now, therefore,

BE IT RESOLVED, that the Director of Economic Development is hereby authorized to negotiate and enter into an agreement with the Northwest Side Community Development Corporation for a grant of \$20,000 from the County's Economic Development Reserve Fund for its Supplier Linkage Project; and

BE IT FURTHER RESOLVED, that the Director of Economic Development is authorized to transfer the funds necessary to carry out the intent of this resolution.

Fiscal Note:

Adoption of this resolution does not require an appropriation of funds but authorizes a transfer of \$20,000 from the Economic Development Reserve Account into the operating budget of the Economic Development Division. Sufficient funds are available in the Economic Development Reserve Account.

File No. 01-648
(Journal, November 1, 2001)

(Item 9) From Director, Department of Administration, and Director, Economic Development Division, requesting authorization to enter into a Brownfield grant agreement, in the amount of \$20,000 with Midtown Neighborhood Association to assist with remediation

and redevelopment of the property located at the corner of North 36th Street and West North Avenue, by recommending adoption of the following:

A RESOLUTION

WHEREAS, the County's adopted 2001 Capital Budget includes an appropriation for the testing, remediation and redevelopment of brownfield sites located within Milwaukee County; and

WHEREAS, the Economic Development Division has received a request from the Midtown Neighborhood Association (MNA) for a grant from the brownfield redevelopment fund to assist with remediation and redevelopment of a property located at North 36th Street and West North Avenue in the City of Milwaukee; and

WHEREAS, MNA is an entrepreneurial, community-based agency engaged in revitalization of Milwaukee's near north side which has expanded its focus beyond traditional community organizing and service activities to involvement in commercial redevelopment projects; and

WHEREAS, MNA is also receiving support for this project from the Wisconsin Preservation Fund, which has considerable expertise in urban real estate development, and the Endeavour Company, which specializes in the development of central city retail and commercial office projects; and

WHEREAS, MNA plans to rehabilitate the two-story building located at North 36th Street and West North Avenue into a 12,000 square foot retail development which will be anchored by a national retail clothier; and

WHEREAS, it is estimated that upon completion the property will have a taxable value of approximately \$650,000 and will lead to the creation of 15-20 new jobs; and

WHEREAS, the site and building are currently owned by the City of Milwaukee as a result of a tax deed foreclosure, and the City will assist the redevelopment effort by donating the property to MNA; and

WHEREAS, an environmental assessment of the property indicates the presence of asbestos throughout the building, the abatement of which will add to the overall cost of redevelopment; and

WHEREAS, MNA has requested funding from the County's brownfield redevelopment Capital account to assist with remediation of the property; and

WHEREAS, the Committee on Economic and Community Development, at its meeting on October 22, 2001, by a vote of 7-0, approved the request for funding; now, therefore,

BE IT RESOLVED, that the Milwaukee County Board of Supervisors hereby authorizes the Director of Economic Development to enter into a grant agreement with the Midtown Neighborhood Association in the amount of \$20,000 from the Brownfield Redevelopment fund to be used for environmental remediation of the property located at the corner of North 36th Street and West North Avenue.

Fiscal Note:

Adoption of this resolution will not require an appropriation of funds but authorizes an expenditure of \$20,000 which is available in the Brownfield Redevelopment Capital Account.

File No. 01-645
(Journal, November 1, 2001)

(Item 10) From Director, Department of Administration, and Director, Economic Development Division, requesting authorization to enter into a Brownfield grant agreement, in the amount of \$30,000, with Irgens Development Partners to assist with remediation of the property located at 7220 West National Avenue, by recommending adoption of the following:

A RESOLUTION

WHEREAS, the County's adopted 2001 Capital budget includes an appropriation for the testing, remediation and redevelopment of brownfield sites located within Milwaukee County; and

WHEREAS, the Economic Development Division has received a request from Irgens Development Partners, LLC ("Irgens") and the City of West Allis for a grant from the brownfield redevelopment fund to assist with remediation and redevelopment of a 1.3 acre property located at 7220 West National Avenue in the City of West Allis; and

WHEREAS, the City of West Allis is current owner of the site

which was formerly occupied by the City's police garage and municipal court and a small commercial property; and

WHEREAS, the City has relocated those facilities and cleared the site and has been marketing the property for redevelopment; and

WHEREAS, the City of West Allis has already spent over \$600,000 on activities related to building demolition and environmental clean-up on the property, with less than half of that amount eligible for reimbursement under the State's PECFA program; and

WHEREAS, although some environmental remediation has occurred on the property it presents challenges to redevelopment because of its small size, poor subsoil conditions and the presence of a limited area of underground contamination; and

WHEREAS, Irgens is attempting to acquire the property and proposes construction of a 17,250 square foot single-story medical office building which would be leased to Aurora Medical Group; and

WHEREAS, Irgens proposes to invest approximately \$3 million for site development and building construction; and

WHEREAS, upon completion the building and interior furnishings and equipment would generate approximately \$90,000 in annual property tax payments on a formerly tax-exempt property; and

WHEREAS, the cost of removing contaminated soils and existing foundations and removing and replacing poor subsoils from the site is currently estimated to add approximately \$50,000 to the cost of project development; and

WHEREAS, Irgens and the City of West Allis have requested funding from the County's brownfield redevelopment Capital account to help defray the cost of site remediation and redevelopment; and

WHEREAS, the Committee on Economic and Community Development, at its meeting on October 22, 2001, by a vote of 7-0, approved a request for funding; now, therefore,

BE IT RESOLVED, that the Milwaukee County Board of Supervisors hereby authorizes the Director of Economic Development to enter into grant agreements with the City of West Allis and Irgens Development Partners, LLC for a total amount of \$30,000 from the

Brownfield Redevelopment fund to be used for remediation activities on the property located at 7220 West National Avenue.

Fiscal Note:

Adoption of this resolution will not require an appropriation of funds but authorizes an expenditure of \$30,000 which is available in the Brownfield Redevelopment Capital Account.

File No. 01-646

(Journal, November 1, 2001)

(Item 11) From Director, Department of Administration, and Director, Economic Development Division, requesting authorization to enter into a Brownfield grant agreement, in the amount of \$20,000 with New Covenant Housing Corporation to assist with remediation of the property located at 3501-11 West North Avenue, by recommending adoption of the following:

A RESOLUTION

WHEREAS, the County's adopted 2001 Capital Budget includes an appropriation for the testing, remediation and redevelopment of brownfield sites located within Milwaukee County; and

WHEREAS, the Economic Development Division has received a request from the New Covenant Housing Corporation (NCHC) for a grant from the brownfield redevelopment fund to assist with remediation and redevelopment of a property located at 3501-11 West North Avenue in the City of Milwaukee; and

WHEREAS, NCHC's mission is to enable the community to empower itself by revitalizing the area bounded by North 35th to North 43rd Streets and West Center to West Brown Streets; and

WHEREAS, since 1988, NCHC has completed a number of successful redevelopment projects within the area with a value in excess of \$15 million; and

WHEREAS, NCHC has an accepted offer to purchase a two-story building located at 3501-11 West North Avenue, and plans to rehabilitate the first floor for retail use and will develop townhouse apartments on the upper level; and

WHEREAS, NCHC has received a \$200,000 LID grant from the City of Milwaukee and is working to obtain additional financial support from the Greater Milwaukee Foundation, Helen Bader

Foundation, Bradley Foundation, Local Initiatives Support Corporation and other sources; and

WHEREAS, an environmental assessment of the property indicates the presence of asbestos throughout the building, the abatement of which will add to the overall cost of redevelopment; and

WHEREAS, NCHC has requested funding from the County's brownfield redevelopment Capital account to assist with remediation of the property; and

WHEREAS, the Committee on Economic and Community Development, at its meeting on October 22, 2001, by a vote of 7-0, approved the request for funding; now, therefore,

BE IT RESOLVED, that the Milwaukee County Board of Supervisors hereby authorizes the Director of Economic Development to enter into a grant agreement with the New Covenant Neighborhood Housing Corporation in the amount of \$20,000 from the Brownfield Redevelopment fund to be used for environmental remediation of the property located at 3501-11 West North Avenue.

Fiscal Note:

Adoption of this resolution will not require an appropriation of funds but authorizes an expenditure of \$20,000 which is available in the Brownfield Redevelopment Capital Account.

The foregoing report correctly states the action taken by the said committee at a meeting held October 22 2001.

DAVID JASENSKI
Chairperson

The question was on adoption.

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

AYES—Aldrich, Arciszewski, Bailey, Borkowski, Coggs-Jones, Davis, De Bruin, 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 Intergovernmental Relations - 2
Items.**

File No. 01-661

(Item 1) WHEREAS, the Committee on Intergovernmental Relations, at its meeting on October 29, 2001, considered Assembly Bill 277 relating to regulations of historic buildings, the income and franchise tax credit that supplements the federal historic rehabilitation tax credit, the historic building code, awarding grants to owners of historic agricultural buildings, requiring a liberal interpretation of local regulations applicable to historic buildings and structures, and making appropriations; now, therefore,

BE IT RESOLVED, that the Milwaukee County Board of Supervisors does hereby oppose Assembly Bill 277 relating to regulations of historic buildings, the income and franchise tax credit that supplements the federal historic rehabilitation tax credit, the historic building code, awarding grants to owners of historic agricultural buildings, requiring a liberal interpretation of local regulations applicable to historic buildings and structures, and making appropriations; and

BE IT FURTHER RESOLVED, that the Director of Intergovernmental Relations is hereby authorized and directed to convey this position to the Legislature prior to the introduction of and during deliberation on this Bill.

File No. 01-662

(Item 2) WHEREAS, the Committee on Intergovernmental Relations, at its meeting on October 29, 2001, considered draft Assembly Bill relating to collective bargaining arbitration procedure for law enforcement officers employed by a county having a population of 500,000 or more and a Legislative Reference Bureau analysis (LRB-3650/1) pertaining to this Bill; now, therefore,

BE IT RESOLVED, that the Milwaukee County Board of Supervisors does hereby oppose Assembly Bill relating to collective bargaining arbitration procedure for law enforcement officers employed by a county having a population of 500,000 or more as described by the Legislative Reference Bureau in LRB-3650/1; and

BE IT FURTHER RESOLVED, that the Director of Intergovernmental Relations is hereby authorized and directed to convey this position to the Legislature prior to the introduction of and during deliberation on this Bill.

The foregoing resolutions correctly state the action taken by the said committee at a meeting held October 29, 2001.

DANIEL J. DILIBERTI
Chairperson

Supervisor Diliberti **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 on adoption.

SEPARATE ACTION was requested.

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

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

Supervisor Zielinski moved lay over of Item 2.

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

AYES—Borkowski, Davis, Holloway, Johnson, Launstein, Lutzka, Mayo, Nyklewicz, Quindel, Ryan, White and Zielinski—12.
NOES—Aldrich, Arciszewski, Coggs-Jones, De Bruin, Diliberti, Jasenski, Krug, McGuigan, Podell, Schmitt, Weishan and the Chairman—12. **EXCUSED**—Bailey—1.

TRANSIT SYSTEM CLAIMS

File No. 01-4

From Daniel P. Kondos, S.C. Law offices, submitting a Claim on September 28, 2001 in behalf of Tanara Carson for damages and injuries allegedly sustained while a passenger on a Milwaukee Transport Services, Inc. bus.

File No. 01-4

From American Family Insurance Group, submitting a Claim on October 2, 2001 in behalf of their insured, John R. Feller, for

damages and injuries allegedly sustained in an accident involving a Milwaukee Transport Services, Inc. bus.

File No. 01-4

From Attorney Kevin T. Roach, submitting a Claim on October 2, 2001 in behalf of State Farm Mutual Automobile Insurance Company for damages allegedly sustained to their insured, Gary R. Johnson, when his automobile was struck by a Milwaukee Transport Services, Inc. bus.

File No. 01-4

From Gendlin & Safran, S.C., submitting a Claim on October 18, 2001 in behalf of Walter Turner and Eliza Turner for damages and injuries allegedly sustained when Mr. Turner was involved in an accident involving 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.

COUNTY BOARD CITATIONS

File No. 01-2-389

On motion by Supervisors Nyklewicz and Coggs-Jones, the Board approved a Citation congratulating Delores and Frank Bauza on the happy occasion of their Golden Wedding Anniversary, commending them for their extraordinary example of positive family values and wishing them a future full of happiness, health and God's choicest blessings.

File No. 01-2-390

On motion by Supervisors McGuigan, Aldrich, Arciszewski, Borkowski, Diliberti, Johnson, Podell, Ryan, Schmitt and Zielinski, the Board approved a Citation congratulating the Brown Deer Historical Society on the occasion of its 30th anniversary, commending the society's dedicated efforts and contributions to the community and wishing it continued success in future endeavors.

File No. 01-2-391

On motion by Supervisors Arciszewski, Borkowski, Coggs-Jones, Johnson, Lutzka, Mayo, McGuigan and Ordians, the Board approved a Citation congratulating Kaylan Caiati on earning her third straight WIAA Division 2 state girls tennis singles championship, commending her dedicated efforts and wishing her continued success in all of her future endeavors.

File No. 01-2-392

On motion by Supervisors Borkowski, Arciszewski, Coggs-Jones, Johnson, Lutzka, Mayo, McGuigan, Nyklewicz, Schmitt and Weishan, the Board approved a Citation recognizing Ted Cisek for his dedicated efforts and many contributions to Milwaukee County's Polish-American community and wishing him continued success in future endeavors.

File No. 01-2-393

On motion by Supervisors Johnson and Davis, the Board approved a Citation recognizing Don and Sallie Davis for their work with COA, commending their dedicated efforts and contributions to the community and wishing for their continued prosperity and fulfillment in all of their future endeavors.

File No. 01-2-394

On motion by Supervisors Lutzka, Aldrich, Arciszewski, Borkowski, Diliberti, Podell and Zielinski, the Board approved a Citation expressing extreme sorrow at the passing of Carlton G. Dobschuetz, a friend to the community who has left a legacy of success and service, who was a role model to many and touched the lives of those who had the privilege to know him.

File No. 01-2-395

On motion by Supervisors Podell, Borkowski, Diliberti, Johnson and Zielinski, the Board approved a Citation expressing extreme sorrow at the passing of Alan Carson Huse, a friend to the community who has left a legacy of success and service, who was a role model to many and fondly admired by those who had the privilege to know him.

File No. 01-2-396

On motion by Supervisors Borkowski, Arciszewski, Coggs-Jones, Johnson, Mayo, McGuigan, Nyklewicz, Schmitt and Weishan,

the Board approved a Citation congratulating Nathaniel Allen Grochowski 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. 01-2-397

On motion by Supervisors Schmitt, Johnson, Lutzka, Mayo, McGuigan, Nyklewicz and Weishan, the Board approved a Citation congratulating James Benson Groskopf 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. 01-2-398

On motion by Supervisors Borkowski, Arciszewski, Johnson, Lutzka, Mayo, McGuigan, Nyklewicz, Schmitt, Weishan and Ordinans, the Board approved a Citation recognizing Sharon Haberski for her dedicated efforts and many contributions to Milwaukee County's Polish-American community and wishing her continued success in future endeavors.

File No. 01-2-399

On motion by Supervisors Ordinans, Aldrich, Arciszewski, Borkowski, Diliberti, Jasenski, Ryan, Schmitt and Weishan, the Board approved a Citation congratulating Johnson Bank on the occasion of its Grand Opening of its Milwaukee Headquarters, commending its dedicated efforts and contributions to the community and wishing Johnson Bank's continued success in all of its future endeavors.

File No. 01-2-400

On motion by Supervisors Arciszewski, Launstein, Borkowski, Johnson, Lutzka, Nyklewicz, Podell, Schmitt and Weishan, the Board approved a Citation congratulating Jeffrey Michael Lasky 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. 01-2-401

On motion by Supervisors Arciszewski, Borkowski, Diliberti, Jasenski, Lutzka, Quindel and Schmitt, the Board approved a Citation congratulating the Legal Aid Society of Milwaukee on the

occasion of its 85th birthday, commending its dedicated efforts and contributions to the community and wishing the society continued success.

File No. 01-2-402

On motion by Supervisors Borkowski, Arciszewski, Coggs-Jones, Diliberti, Johnson, Lutzka, Nyklewicz, Mayo, Schmitt, Weishan and Ordinans, the Board approved a Citation recognizing Robert Literski for his dedicated efforts and many contributions to Milwaukee County's Polish-American community and wishing him continued success in future endeavors.

File No. 01-2-403

On motion by Supervisors White, Arciszewski, Borkowski, Johnson, Podell, Schmitt, Ryan, Zielinski and Ordinans, the Board approved a Citation congratulating the Medical College of Wisconsin on its designation as the 10th national CIREN Center, commending its dedicated efforts and contributions to the community and wishing it continued success in this latest endeavor.

File No. 01-2-404

On motion by Supervisors Diliberti, Borkowski, Lutzka, Mayo, Aldrich, Arciszewski, Coggs-Jones and Ordinans, the Board approved a Citation recognizing North Shore Bank for its continued community support, wishing it continued success in all future endeavors.

File No. 01-2-405

On motion by Supervisors De Bruin, Johnson, Mayo and Ordinans, the Board approved a Citation commending George A. Paras for his many years of faithful and distinguished County service, thanking him for his contributions on behalf of the citizens of Milwaukee County and wishing him a future filled with health, happiness and continued success.

File No. 01-2-406

On motion by Supervisors Schmitt, Arciszewski, Coggs-Jones, Johnson, Lutzka, McGuigan, Nyklewicz and Weishan, the Board approved a Citation congratulating Ryan Parkinson 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 his future endeavors.

File No. 01-2-407

On motion by Supervisors Borkowski, Johnson, Lutzka, Nyklewicz, Mayo, Schmitt and Weishan, the Board approved a Citation commending Jan Pikula for his dedicated efforts and many contributions to Milwaukee County's Polish-American community and wishing him continued success in future endeavors.

File No. 01-2-408

On motion by Supervisors Johnson and Davis, the Board approved a Citation recognizing Don and Helen Polacheck for their work with COA, commending their dedicated efforts and contributions to the community and wishing them continued prosperity and fulfillment in all of their future endeavors.

File No. 01-2-409

On motion by Supervisors Weishan, Diliberti, Johnson, Mayo, Podell and Ordians, the Board approved a Citation commending Mary R. Rondeau 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. 01-2-410

On motion by Supervisors Mayo, Coggs-Jones, Holloway and Johnson, the Board approved a Citation congratulating the Sherman Park Community Association on its 30th Anniversary, commending the association's dedicated efforts and contributions to the community and wishing it continued success in all future endeavors.

File No. 01-2-411

On motion by Supervisors De Bruin, Johnson and Mayo, the Board approved a Citation commending Carol R. Szuszka 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. 01-2-412

On motion by Supervisors Weishan, Aldrich, Arciszewski, Borkowski, Coggs-Jones, De Bruin, Johnson, Mayo, Podell, Schmitt

and Ordinans, the Board approved a Citation congratulating the West Allis Historical Commission for advocating to declare the Frank Seneca Wadhams Station as an official Milwaukee County Landmark, commending the society's dedicated efforts and contributions to the community and wishing it continued success in future endeavors.

File No. 01-2-413

On motion by Supervisors Arciszewski, Aldrich, Borkowski, Coggs-Jones, Johnson, Lutzka, Mayo and Ordinans, the Board approved a Citation congratulating Whitnall High School Marching Band for earning first place in the Class AA Division at the State Marching Band Championships, commending the band's dedicated efforts and wishing them continued success in the future.

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

On a motion by Supervisor Diliberti, the Board **ADJOURNED** at 11:55 a.m. sine die.

MARK RYAN
County Clerk

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STANDING COMMITTEES OF THE BOARD OF SUPERVISORS OF MILWAUKEE COUNTY

ECONOMIC AND COMMUNITY DEVELOPMENT

Jasenski (Chair), Weishan, (Vice Chair), Launstein, Mayo
White, Lutzka, Schmitt

FINANCE AND AUDIT

De Bruin (Chair), Ryan (Vice Chair), Nyklewicz,
Holloway, Krug, Schmitt, Davis

HEALTH AND HUMAN NEEDS

Quindel (Chair), Borkowski (Vice Chair), Podell,
Zielinski, Arciszewski, Johnson, Weishan

INTERGOVERNMENTAL RELATIONS

Diliberti (Chair), Ordinans (Vice Chair), Nyklewicz,
Borkowski, Krug, Arciszewski, Johnson

JUDICIARY, SAFETY AND GENERAL SERVICES

McGuigan (Chair), Krug (Vice Chair), Bailey,
Coggs-Jones, Zielinski, De Bruin, Holloway

PARKS, ENERGY AND ENVIRONMENT

Aldrich (Chair), Podell (Vice Chair), Diliberti,
Borkowski, Launstein, Quindel, Davis

PERSONNEL

Arciszewski (Chair), Schmitt (Vice Chair), Bailey,
Coggs-Jones, Mayo, McGuigan, Ryan

TRANSPORTATION, PUBLIC WORKS AND TRANSIT

White (Chair), Nyklewicz (Vice Chair), Aldrich, Jasenski,
Ryan, Lutzka, Johnson

WHOLE

Ordinans (Chair), Diliberti (Vice Chair), Nyklewicz, Bailey,
Podell, Coggs-Jones, Zielinski, Aldrich, Borkowski,
De Bruin, Holloway, Launstein, Quindel, Mayo, Krug,
Jasenski, McGuigan, Ryan, White, Lutzka, Arciszewski,
Schmitt, Davis, Johnson, Weishan



OFFICIAL PROCEEDINGS

BOARD OF SUPERVISORS
Courthouse, Milwaukee, Wisconsin

KAREN M. ORDINANS
Chairman

DANIEL J. DILIBERTI
First Vice Chairman

JAMES G. WHITE
Second Vice Chairman

MEMBERS OF THE BOARD

District

- 1st **JAMES G. WHITE**, 3070 N. 13 St., Milwaukee 53209264-3105
- 2nd **JOE DAVIS, SR.**, 3870 N. 57 St., Milwaukee 53216873-3252
- 3rd **PENNY PODELL**, 3515 N. Summit Ave., Shorewood 53211961-0808
- 4th **SHEILA ALDRICH**, 3211 W. Michigan St., Milwaukee 53208933-1643
- 5th **LEE HOLLOWAY**, 2836 N. Grant Blvd., Milwaukee 53210873-0132
- 6th **JIM MC GUIGAN**, 8152 N. Ivy, Brown Deer 53223354-4255
- 7th **MICHAEL MAYO, SR.**, 3156 N. 50 St., Milwaukee 53216445-3111
- 8th **DANIEL J. DILIBERTI**, 2951 S. 46th St., Milwaukee 53219321-7099
- 9th **ROBERT KRUG**, 7373 N. Teutonia Ave., Milwaukee 53209228-0350
- 10th **ELIZABETH COGGS-JONES**, 737 N. 32nd St., Milwaukee 53208933-9018
- 11th **MARK A. BORKOWSKI**, 3650 S. Sunset Drive, Milwaukee 53220327-3177
- 12th **T. ANTHONY ZIELINSKI**, 2463 S. Superior St., Milwaukee 53207744-2395
- 13th **WILLIE JOHNSON, JR.**, 3869 N. Humboldt Blvd., #206, Milw. 53212962-2856
- 14th **RICHARD D. NYKLEWICZ, JR.**, 3129 S. 17th St. Milwaukee 53215643-1787
- 15th **DAVID JASENSKI**, 6419 W. Chambers, Milwaukee 53210444-1535
- 16th **LYNNE D. DE BRUIN**, 1836 N. Hi Mount Blvd., Milwaukee 53208778-0515
- 17th **LORI LUTZKA**, 455 E. Van Beck, Milwaukee 53207481-0279
- 18th **ROGER QUINDEL**, 4126 N. 90th Ct., Milwaukee 53222466-1558
- 19th **LEANN M. LAUNSTEIN**, 900 E. Puetz Rd., Oak Creek 53154762-4922
- 20th **JAMES "LUIGI" SCHMITT**, 2517 N. 88th St., Wauwatosa 53226778-0405
- 21st **KAREN M. ORDINANS**, 10300 W. Spring Green Rd., Greenfield 53228529-0741
- 22nd **JOHN F. WEISHAN, JR.**, 2605 S. 82 St., West Allis 53219321-6669
- 23rd **KATHLEEN A. ARCISZEWSKI**, 5618 Beaver Ct., Greendale 53129421-7742
- 24th **LINDA RYAN**, 823 Menomonee Ave., South Milwaukee 53172762-9185
- 25th **THOMAS A. BAILEY**, 5250 N. Diversey Blvd., Whitefish Bay 53217906-0804

MARK RYAN, County Clerk

Annual Meeting
November 5, 2001
County Executive Vetoes
November 14, 2001

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In testimony, my signature and the official seal of Milwaukee County are affixed this 19th day of October, 2001.

MARK RYAN
County Clerk

UNFINISHED BUSINESS

File No. 01-659
(Journal, November 1, 2001)

(Item 1) Resolution by the Committee on Personnel, concurring with the recommendation of the Director, Department of Human Resources (DHR), to deny an advancement of two steps in the pay range for the following seven positions in the Sheriff's Department: 5 Deputy Sheriff 1, 1 Management Assistant Human Resources and 1 Executive Assistant (vote 4-3); and directing the Director, DHR, to allow an advancement of two steps in the pay range for the following four positions in the Sheriff's Department: 3 Licensed Practical Nurses and 1 Registered Nurse 1 (vote 7-0).

Thereupon, **Item 1-Unfinished Business FAILED OF ADOPTION** by the following vote:

AYES—Aldrich, Arciszewski, De Bruin, Diliberti, Jasenski, Krug, McGuigan, Podell, Ryan, Schmitt, Weishan and the Chairman—12. NOES—Bailey, Borkowski, Coggs-Jones, Davis, Holloway, Johnson, Launstein, Lutzka, Mayo, Nyklewicz, Quindel, White and Zielinski—13.

File No. 01-637
(Journal, November 1, 2001)

(Item 2) Report from the Committee on Parks, Energy and Environment, recommending adoption of a resolution providing the following: (1) authorizing and directing the Director of Parks to continue efforts to control urban waterfowl located in Milwaukee County parks and to report back on additional methods that may be used to control geese; (2) granting permission to the USDA-WS to use cap guns to chase geese from Madison Park; and (3) granting permission to the Parks Department for experimenting with off-leash (dog) water training areas, after discussing the proposal with the County Board Supervisor of the District. (Vote 6-0)

AMENDMENT BY SUPERVISOR MAYO to delete the third WHEREAS clause and the first BE IT FURTHER clause relating to use of cap guns.

Supervisor Mayo **WITHDREW** his Amendment submitted on November 1, 2001.

Supervisor Quindel **SUBMITTED** the following Amendment to **Item 2-Unfinished Business, File No. 01-637:**

ADD the following **BE IT FURTHER RESOLVED** clauses:

"**BE IT FURTHER RESOLVED**, that the Parks Director is authorized and directed to develop a plan for reducing the number of geese on the county's athletic fields. The Department will consider all possible methods for eliminating the geese including harvesting during molting season, applying sprays or other lawn products, and using various scare tactics; and

BE IT FURTHER RESOLVED, that the Parks Department is further directed to report back to the Committee on Parks, Energy and Environment with a plan by April, 2002."

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

AYES—Aldrich, Arciszewski, Bailey, Borkowski, Coggs-Jones, Davis, De Bruin, 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-Unfinished Business, as amended, WAS ADOPTED** by the following vote:

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

File No. 01-662
(Journal, November 1, 2001)

(Item 3) Resolution by the Committee on Intergovernmental Relations, opposing the draft 2001 Bill -An Act (LRB-3650/1) to amend 111.70(8)(a), 111.71(2) and 111.77(8)(b) and to create

111.70(4)(jr) of the statutes relating to: collective bargaining arbitration procedure for law enforcement officers employed by a county having a population of 500,000 or more. (Vote 5-1)

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

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

ADOPTION OF THE 2002 COUNTY BUDGET

By Supervisor De Bruin, Chairperson:

From the Committee on Finance and Audit, reporting on 1 item.

File No. 01-602
(Journal, September 28, 2001)

AMENDMENT NO. 1

WHEREAS, the County Executive's 2002 budget, submitted to the Board of Supervisors on September 28, 2001, has been reviewed by the Committee on Finance and Audit in a series of meetings to and including October 31, 2002, now therefore,

BE IT RESOLVED, that the County Executive's 2002 budget be amended as follows:

(Please see charts on the following pages.)

BY: Supervisor De Bruin, Chairperson
From the Committee on Finance and Audit

File No 01-602

November 5

AMENDMENT NO. 1

WHEREAS, the County Executive's 2002 budget, submitted to the Board of Supervisors on September 28, 2001, has been reviewed by the Committee on Finance and Audit in a series of meetings to and including October 31, 2001, now therefore,

BE IT RESOLVED, that the County Executive's 2002 budget be amended as follows:

	<u>Org. Unit</u>	<u>Expenditures</u>	<u>Revenue or Bonds*</u>	<u>Tax Levy</u>	
I. AMENDMENTS TO OPERATING AND NON-DEPARTMENTAL BUDGETS					
DEPARTMENT OF AUDIT					
	1001				
1	To amend the County Executive's 2002 Recommended Budget for Org. Unit 1001 – Department of Audit, by reducing the Department's lump sum salary reduction by \$50,000. This would enable the Department to avoid the layoff of one or two current employees.	1001	50,000	0	50,000
Adoption of this amendment would result in a property tax levy increase of \$50,000. (1A033)(7-0)					
PERSONNEL REVIEW BOARD/ETHICS BOARD					
	1120				
1.	To amend the County Executive's 2002 Recommended Budget for Org. Unit 1120 – Department of Administration-Personnel Review Board and Org. Unit 1905 – Ethics Board, by deleting the transfer of staff from each entity under the administrative authority of the Department of Administration. This would require the deletion of the relevant Budget Highlights on pages 1120-2/1120-3 and page 1905-1 of the Recommended Budget. In addition, the name of Org. Unit 1120 would be changed from "Department of Administration-Personnel Review Board" to "Personnel Review Board." Adoption of this amendment would have no tax levy impact. (1A001)(7-0)	1120 1905	0	0	0

1631

(2001

	<u>Org. Unit</u>	<u>Expenditures</u>	<u>Revenue or Bonds*</u>	<u>Tax Levy</u>	
CORPORATION COUNSEL/APPROPRIATION FOR CONTINGENCIES					
	1130/1945				
1	To amend the County Executive's 2002 Recommended Budget for Org. Unit 1130 - Corporation Counsel and Org. Unit 1945 - Appropriation for Contingencies by deleting an appropriation of \$250,000 for costs associated with the County's tobacco lawsuit in the Miscellaneous Legal Fees account in the Corporation Counsel budget and inserting an additional appropriation of \$250,000 in the Appropriation for Contingencies. The budget write-up on page 1130-3 in Org. Unit 1130, Corporation Counsel, shall be modified as follows: "The allocation for Miscellaneous Legal Fees, which is used for payment of outside attorney fees and other legal costs, decreases \$200,000 <u>\$450,000</u> , from \$540,000 to \$340,000 <u>\$90,000</u> . Anticipated costs for 2002 include \$250,000 for tobacco lawsuit \$40,000 for the stormwater lawsuit and \$50,000 for miscellaneous legal costs. Amounts budgeted in 2001 were \$500,000 for the tobacco lawsuit, \$40,000 for miscellaneous legal costs and no specific amount for the stormwater lawsuit." Adoption of this amendment would reduce expenditures in Org. Unit 1130 by \$250,000 and increase expenditures in Org. Unit 1945 by \$250,000 (from \$4,500,000 to <u>\$4,750,000</u>) for no net tax levy impact. <u>This amendment relates to 1C002.</u> (1A004)(7-0)	1130 1945	(250,000) <u>250,000</u> 0	0 0 0	(250,000) <u>250,000</u> 0
DEPARTMENT OF ADMINISTRATION - PROCUREMENT					
	1152				
1.	To amend the County Executive's 2002 Recommended Budget for Org. Unit 1152 - Department of Administration - Procurement Division, by deleting from the budget write-up mention of a change to County ordinances related to Purchasing Card limits. The first Budget Highlight on Page 1152-3 would be modified as follows: "Staff reductions are required to maintain budget levels at the 2001 adopted budget tax levy. Personal services are reduced \$45,749 due to fiscal constraints. This reduction is equal to one position. This staff reduction requires ordinance changes to increase Purchasing Card limits , open market purchases, and informal and formal dollar limits. It also changes the method of notice to bidders from certified mail to FAX transmission and changes the bid notices (advertising) from newspaper to posting on the County's web-site." Adoption of this amendment would result in no tax levy change. (1A029)(7-0)	1152	0	0	0

November 5)

1632

(2001

	Org. Unit	Expenditures	Revenue or Bonds*	Tax Levy	
STATE EXEMPT COMPUTER AID					
	1900-2202				
1.	Increase State Computer Aid by \$27,415 from the County Executive's Recommended Budget amount of \$3,894,624 to \$3,922,039 to reflect the increase in property tax levy based on the Finance and Audit Committee action.	1900-2202	0	27,415 (27,415)	
<p>(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 5 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.) (1C004)(7-0)</p>					
EXCESS POWER PLANT REVENUE/GENERAL COUNTY DEBT SERVICE/ COUNTY SALES TAX REVENUE					
	1900-4904/ 9960/1900- 2903				
1.	To amend the County Executive's 2002 Recommended Budget for Org. Unit 1900-4904 - Excess Power Plant Revenue and Org. Unit 9960 - General County Debt Service, by transferring \$1,825,830 of Power Plant Sale Revenue that was to be applied toward debt service and \$1,008,828 of Power Plant Sale Revenue that was to be deposited in the debt service reserve (for a total of \$2,834,658) from General County Debt Service to the Excess Power Plant Revenue account. In addition, Org. Unit 1900-2903 - County Sales Tax Revenue is amended by delating \$2,380,845 of surplus funding and increasing the amount of sales tax revenue that would be allocated to finance 2002 capital improvements projects from \$2,137,055 to \$2,672,070. This amendment also would delete all references to a change to Section 22.04 of the Milwaukee County Ordinances because surplus sales tax revenue no longer would be utilized for general county purposes	1900-4904 9960 WC017011 WC017011 WC010014 WC010014 1900-2903	0 0 0 0 0 0 0 0	2,834,658 (1,825,830) 250,000 (250,000)* (285,015)* 285,015 (535,015) 473,813	(2,834,658) 1,825,830 (250,000) 250,000 285,015 (285,015) 535,015 (473,813)

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Org. Unit Expenditures Revenue or Bonds* Tax Levy

As a result of this amendment, Org. Unit 1900-4904 would be modified as follows:

BUDGET SUMMARY

	<u>2000 Actual</u>	<u>2001 Budget</u>	<u>2002 Budget</u>
Excess Power Plant Revenue	\$ 0	\$1,307,185	\$ 0 <u>2,834,658</u>

Adoption of this amendment also would modify Org. Unit 9960 - General County Debt Service as follows, leaving a direct property tax levy of \$55,949,530:

<u>Expenditures</u>	<u>2002 Budget</u>
Debt Service Principal	\$43,400,000
Debt Service Interest	<u>\$23,016,017</u>
Total Principal and Interest	\$66,416,017
Interest Allocation	<u>\$(6,416,490)</u>
Total Expenditures	\$59,999,527
<u>Contributions</u>	
Reserve for County Bonds	\$ 2,052,397
<u>Revenues</u>	
Jail Assessment Surcharge	\$ 1,825,000
Sale of Capital Asset	\$ <u>1,825,830</u> 0
Revenue from Project Rents	\$ 172,600
Total Revenues	\$ <u>3,823,430</u> <u>1,997,600</u>
Direct Property Tax Levy	\$64,123,700 <u>55,949,530</u>

In addition, the final paragraph of the budget write-up on Power Plant Sale Revenue on Page 9960-4 would be modified as follows:

~~"Revenue anticipated for 2002 totals \$2,834,658. Budget-revenues-to-be applied-towards-debt-service-costs-total \$1,825,830. The balance of \$1,008,828 will be deposited in the debt service reserve. Because budgeted sales tax revenues exceed debt service costs, this total will be transferred to the Excess Power Plant Revenue account."~~

<u>Org. Unit</u>	<u>Expenditures</u>	<u>Revenue or Bonds*</u>	<u>Tax Levy</u>
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As a result of the above modifications to Org. Unit 9960, the final paragraph in the budget write-up for Org. Unit 1900-2903 - County Sales Tax Revenue would be modified as follows:

~~"For the 2002 budget, projected sales tax collections exceed debt service costs by \$4,497,900 2,672,070. Per Section 22.04 Milwaukee County Ordinances, this amount has Budgeted sales tax revenues of \$2,137,056 have been allocated to finance 2002 capital improvement projects, with \$2,360,845 to remain in the Sales Tax Revenue budget. For 2002, a change to Section 22.04, Milwaukee County Ordinances is recommended to allow sales tax revenues that exceed debt costs to be used for general county purposes. This change is being recommended to allow greater flexibility in the use of this revenue and to recognize that reality that, when actual sales tax revenue received during a given year exceeds budgeted projections, the uncommitted balance goes into the general fund and is used in calculating the following year's tax levy."~~

The Department of Administration would be authorized to determine the allocation of the additional \$535,015 in sales tax revenues in the 2002 Capital Improvements Budget.

Adoption of this amendment would result in a countywide tax levy decrease of \$473,813, which is the difference between the \$2,834,658 of revenue placed in the Excess Power Plant Revenue account and the reduction of \$2,360,845 of surplus sales tax revenue in the County Sales Tax Revenue account. The amount of sales tax revenue in the Capital Improvements Budget would increase by \$535,015 (increasing the cash financing percentage from 5.1% to 5.7% for all capital improvements and from 11% to 12.3% for non-airport projects) and the amount allocated to the debt service reserve in Org. Unit 9960 would be reduced by \$1,008,828 (from \$3,727,565 to \$2,718,737). (1C003)(6-0)

MARCUS CENTER FOR THE PERFORMING ARTS

1916				
1	To amend the County Executive's 2002 Recommended Budget for Org. Unit 1916 - Marcus Center for the Performing Arts, by amending the recommended budget language on page 1916-2 as follows:	0	0	0

	<u>Org. Unit</u>	<u>Expenditures</u>	<u>Revenue or Bonds*</u>	<u>Tax Levy</u>
<p>*The 2002 Budget includes Milwaukee County will explore the acquisition of acquiring the Pabst Theater in the fall of 2002 with management of the facility provided by the Marcus Center for the Performing Arts on behalf of Milwaukee County. There is no tax levy support required for 2002. Tax levy commitment from the County will occur once the transfer is complete and all conditions of the contract are completed.</p> <p>The Director of the Department of Administration and Corporation Counsel are authorized to <u>explore negotiate</u> the acquisition between Milwaukee County of the Pabst Theater by engaging the Marcus Center for the Performing Arts, Pabst Theater and the City of Milwaukee <u>in negotiations</u> with a report to the Parks, Energy and Environment Committee by May of 2002." (1C001)(6-1)</p>				
APPROPRIATION FOR CONTINGENCIES	1945			
1. To amend the County Executive's 2002 Recommended Budget for Org. Unit 1945 – Appropriation for Contingencies, by increasing the appropriation by \$750,000. Adoption of this amendment would increase property tax levy by \$750,000.	1945	750,000	0	750,000
<p>(NOTE: The Recommended Budget includes an appropriation of \$4,500,000 for the Appropriation for Contingencies. The combination of this amendment and a previous amendment approved by the Committee on Finance and Audit would bring the total Appropriation for Contingencies to \$5,500,000, which is identical to the amount provided in the 2001 Adopted Budget.) <u>This amendment relates to 1A004.</u> (1C002)(6-0)</p>				
COMBINED COURT RELATED OPERATIONS	2000			
1. To amend the County Executive's Recommended Budget for Org. Unit 2000 - Combined Court Related Operations, by denying the abolishment of one Intake Court Coordinator for a tax levy increase of \$80,844. (1A007)(7-0)	2000	80,844	0	80,844

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	<u>Org. Unit</u>	<u>Expenditures</u>	<u>Revenue or Bonds*</u>	<u>Tax Levy</u>
2. To amend the County Executive's 2002 Recommended Budget for Org. Unit 2000 - Combined Court Related Operations, by denying the abolishment of a .5 Deputy Clerk Court Judicial Assistant position (which would have resulted in a savings of \$25,876) and instead increasing the Courts' lump sum salary reduction by \$25,876. In order to effectuate this amendment, the Budget Highlight on Page 2000-9 describing the abolishment of the .5 Deputy Clerk Court Judicial Assistant position would be deleted.	2000	0	0	0
Adoption of this amendment would have no tax levy impact. (1A010)(7-0)				
COMBINED COURT RELATED OPERATIONS/SHERIFF	2000/4000			
1. To amend the County Executive's Recommended Budget for Org. Unit 2000 - Combined Court Related Operations, and Org. Unit 4000 - Sheriff, by denying the abolishment of nine (9) Legal Research Interns for an expenditure increase of \$360,472 and abolishing five positions of Deputy Sheriff 1 assigned to bailiff staffing in the Civil Courts for an expenditure reduction of \$334,600. This amendment will provide a 2002 bailiff staffing plan which includes 110 sworn positions instead of 115, including 106 Deputy Sheriff 1 positions instead of 111, three Sergeants and one Captain to cover 90 posts instead of 94.	2000 4000	25,872 0	0 0	25,872 0
The net tax levy effect of this amendment is a tax levy increase of \$25,872. (1A008)(4-3)				
SHERIFF	4000			
1. To amend the County Executive's 2002 Recommended Budget for Org. Unit 4000 - Sheriff, by creating 16 additional positions of Deputy Sheriff 1 for Airport security at a cost of \$1,000,000 with a corresponding \$1,000,000 crosscharge to the Airport for no tax levy impact. This amendment will result in a total 2002 Airport security staffing level of 62 Deputy Sheriff 1 positions, six Deputy Sheriff Sergeants and one Deputy Sheriff Captain.	4000	0	0	0
This amendment will increase expenditures in the Sheriff's Department budget by \$1,000,000, which will be charged to the Airport for no tax levy impact. (1A036)(7-0)				

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	<u>Org. Unit</u>	<u>Expenditures</u>	<u>Revenue or Bonds*</u>	<u>Tax Levy</u>
SHERIFF/DEPARTMENT OF PUBLIC WORKS-FLEET	4000/5300/			
MAINTENANCE/DEPARTMENT OF PUBLIC WORKS-FACILITIES	5700/6300/			
MANAGEMENT/DHS-MENTAL HEALTH DIVISION/DEPARTMENT OF PARKS	9000			
2. To amend the County Executive's Recommended Budget for Org. Unit 4000 - Sheriff, by restoring expenditures, revenues, crosscharges and positions related to Sector and Parking Patrol on the Milwaukee County Grounds. The following budgetary actions are required to restore this program:				
	4000	510,059	575,000	(64,941)
	5300	33,730	0	33,730
	5700	106,810	0	106,810
	6300	79,301	0	79,301
	9000	<u>12,728</u>	<u>0</u>	<u>12,728</u>
1. Deny the abolishment of eight Deputy Sheriff 1 positions and deny the transfer of two Deputy Sheriff Sergeants to the Airport and Expressway Patrol for an increase in Personal Services of \$741,728.		742,628	575,000	167,628
2. Create one Deputy Sheriff Sergeant for the Airport and one Deputy Sheriff Sergeant for Expressway Patrol. (NOTE: since these positions are already funded in the budget with non-tax levy revenues, no additional increase in Personal Services is required.)				
3. Increase crosscharges to various County departments by \$232,568 with a corresponding abatement in the Sheriff's Department. Also, increase Commodities by \$900.				
4. Increase revenues by \$575,000, including \$500,000 from private geographic members and \$75,000 in citation revenue.				

An on-going work group with representatives from both Milwaukee County and the City of Wauwatosa will continue to meet in 2002 to discuss the future status of this service, including financial participation by the City of Wauwatosa that results in the elimination of future County tax levy support and/or the transfer of this function to the City of Wauwatosa. The work group will report its recommendations to the County Executive and the County Board in time for consideration of the 2003 budget.

This amendment will result in a net tax levy increase of \$167,628. (1A025)(4-2)

	<u>Org. Unit</u>	<u>Expenditures</u>	<u>Revenue or Bonds*</u>	<u>Tax Levy</u>
HOUSE OF CORRECTION	4300			
1. To amend the County Executive's Recommended Budget for Org. Unit 4300 - House of Correction, by adding \$206,805 to fund the Farm/Fish Hatchery programs. To restore the programs, the following budgetary actions are required:	4300	206,805	0	206,805
1. Increase Personal Services by \$198,521 (including fringe benefits) to fund the following positions:				
• One Correction Officer 2 HOC Programs				
• Three Correction Officer 1 Agriculture				
2. Increase Services and Commodities by \$95,014				
3. Increase the Crosscharge Abatement to the House of Correction food service account by \$86,730				
This amendment will increase tax levy by \$206,805. (1A009)(5-2)				
2. To amend the County Executive's Recommended Budget for Org. Unit 4300, House of Correction, by adding \$181,843 in additional tax levy support for the Community Justice Center for Day Reporting, bringing the total tax levy support to \$244,065, the 2001 level. This amendment will increase tax levy by \$181,843. (1A021)(6-0)	4300	181,843	0	181,843
DEPARTMENT OF PUBLIC WORKS - AIRPORT	5040			
1. To amend the County Executive's Recommended 2002 Budget for Org. Unit 5040 - DPW-Airport, by inserting the following language in the budget write-up: "The Airport is given the authority to manage its overall expenditure reductions by account areas (5000, 6000, 7000 and 8000 series) and adjust the amounts as needed.	5040	0	0	0
If revenues from non-airline sources exceed their projected budgeted amounts, the Airport is given authority to apply these added funds to restoring expenditures rather than applying these revenues to the over-recovered revenue account."				
(NOTE: Any additional revenues received in excess of the budgeted amounts must be recognized through a "receipt of revenue" fund transfer which would also designate how the added funds would be spent.) (1A030)(7-0)				

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	<u>Org. Unit</u>	<u>Expenditures</u>	<u>Revenue or Bonds*</u>	<u>Tax Levy</u>
DPW - ARCHITECTURAL, ENGINEERING, AND ENVIRONMENTAL SERVICES	5080			
1. To amend the County Executive's Recommended 2002 Budget for Org. Unit 5080 - DPW-Architectural, Engineering and Environmental Services, by adjusting the cost recovery ratio for staff time charged to capital projects from 98% to 91% to account for fringe benefit costs. This amendment will increase revenues in the department by \$461,367 for a total revenue of \$7,185,330.	5080	0	461,367	(461,367)
<p>(NOTE: The 98% recovery ratio stated in the County Executive's Recommended Budget did not include fringe benefit costs in the calculation for staff time charges to capital projects. Had fringe benefits been included in the original calculation, the percentage of recovery would have been 85%. Upon further review, the Department of Administration and Department of Public Works have determined that the proper level of staff time charges to capital projects will produce a 91% recovery ratio resulting in the increased revenue amount.) (1A031)(7-0)</p>				
DEPARTMENT OF PUBLIC WORKS - HIGHWAY MAINTENANCE/SHERIFF/ DEPARTMENT OF PARKS	5100/4000/ 9000			
1. To amend the County Executive's Recommended Budget for various departments by increasing revenues to recognize the receipt of \$448,835 in additional state General Transportation Aids as follows:	5100 4000 9000	0 0 0	252,128 178,064 <u>18,643</u>	(252,128) (178,064) <u>(18,643)</u>
• Org. Unit 5100, DPW - Highway Maintenance:			\$252,128	
• Org. Unit 4000, Sheriff:			\$178,064	
• Org. Unit 9000, Parks:			\$ 18,643	
<p>The net effect of this amendment is an increase in revenues of \$448,835 and a tax levy reduction of \$448,835. (1A026)(6-0)</p>				

	<u>Org. Unit</u>	<u>Expenditures</u>	<u>Revenue or Bonds*</u>	<u>Tax Levy</u>
MILWAUKEE COUNTY TRANSIT/PARATRANSIT SYSTEM	5600			
1. To amend the County Executive's Recommended 2002 Budget for Org. Unit 5600 - Transit/Paratransit System, by increasing expenditures \$500,000 to cover additional costs for employee health care, increasing revenues by \$300,000 through certain fare adjustments as noted below and increasing tax levy by \$200,000.	5600	200,000	0	200,000
Fares are adjusted as follows:				
<ul style="list-style-type: none"> • Increase the Freeway Flyer fares for Ethnic Festivals, State Fair and Summerfest by \$1.00, from \$4.00 to \$5.00, per round trip for a revenue increase of \$200,000. • Increase the MPS "Special Passes" fare by 50 cents to \$10.50 for a revenue increase of \$100,000. 				
The net effect of this amendment is a tax levy increase of \$200,000. (1A027)(5-1)				
DHS-MENTAL HEALTH DIVISION	6300			
1. To amend the County Executive's 2002 Recommended Budget for Org. Unit 6300-DHS-Mental Health Division, by changing the name of the Division to "Department of Human Services-Behavioral Health Division." Adoption of this amendment would result in no tax levy change. (1A006)(7-0)	6300	0	0	0
2. To amend the County Executive's 2002 Recommended Budget for Org. Unit 6300 - DHS - Mental Health Division (MHD), by denying the reduction of \$300,000 in the Adult Purchase of Service budget and instead restoring \$200,000, leaving a reduction of only \$100,000. Approval of this amendment would provide the MHD with an additional \$200,000 for purchase of services contracts resulting in a net tax levy increase of \$200,000.	6300	200,000	0	200,000
The restoration of these funds would be used to sustain existing community based programs and services. (1A019)(5-2)				

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	<u>Org. Unit</u>	<u>Expenditures</u>	<u>Revenue or Bonds*</u>	<u>Tax Levy</u>
3. To amend the County Executive's 2002 Recommended Budget for Org. Unit 6300 - DHS - Mental Health Division and Org. Unit 8000 - Department of Human Services, by establishing new object codes in each budget to properly reflect AODA TANF grant expenditures and revenues. These new object codes should be consistent with those proposed by the Department of Administration in a memorandum distributed to the Finance and Audit Committee. Adoption of this amendment would have no tax levy impact. (1A020)(6-1)	6300 8000	0 0	0 0	0 0
DHS-MENTAL HEALTH DIVISION/DEPARTMENT OF HUMAN SERVICES				
	6300/8000			
1. To amend the County Executive's 2002 Recommended Budget for Org. Unit 6300 - DHS-Mental Health Division and Org. Unit 8000 - DHS-Delinquency and Court Services Division, by increasing expenditures for Wraparound Placements by \$200,000 in the MHD and DHS. These expenditures would be offset by an increase in revenue of \$200,000 in the MHD budget resulting from crosscharges to the DHS from the MHD and an increase of \$200,000 in tax levy in the DHS, thus resulting in a net tax levy increase of \$200,000. These additional funds would allow the DHS - Delinquency and Court Services Division to sustain current successful outcomes for juveniles placed in the Wraparound Program. (1A018)(4-3)	6300 8000	200,000 <u>200,000</u> 400,000	200,000 <u>0</u> 200,000	0 <u>200,000</u> 200,000
COUNTY HEALTH RELATED PROGRAMS				
	7200			
1. To amend the County Executive's 2002 Recommended Budget for Org. Unit 7200 - Department of Administration-County Health Related Programs, by adding the following sentence at the conclusion of the budget highlight on Page 7200-8 regarding the appropriation for the AIDS Resource Center Harm Reduction Program: "Any funding for this program provided by Milwaukee County, including Potawatomi revenue, shall not be used to purchase or distribute needles for exchange." Adoption of this amendment would have no tax levy impact.(1A005)(6-1)	7200	0	0	0
DEPARTMENT ON AGING/DEPARTMENT OF PARKS				
	7900/9000			
1. To amend the County Executive's 2002 Recommended Budget for 7900 - Department on Aging and Org. Unit 9000 - Parks Department, by inserting language in each budget requiring that all programs and services currently offered at the senior centers be continued upon transfer to the Department on Aging.	7900 9000	0 0	0 0	0 0

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(2001

Org. Unit Expenditures Revenue or Bonds* Tax Levy

The following language shall be added at the appropriate place in the budget write-ups of Org. Unit 7900 and Org. Unit 9000:

"It is the intent of the Department on Aging that, with the transfer of the senior centers, recreational programming will be continued and enhanced and current recreational groups using the senior centers will be allowed to remain. Any improvements paid for by volunteer contributions raised at each center will continue to be located at those centers. Each center's Senior Citizen Council will also continue upon transfer of the centers.

The Parks Department and the Department on Aging are directed to meet with the Senior Councils to ensure a smooth transition and continuity of services at each center."

Adoption of this amendment will have no tax levy impact. (1A017)(7-0)

- | | | | | | |
|----|--|--------------|--------|--------|--------|
| 2. | To amend the County Executive's 2002 Recommended Budget for Org. Unit 7900 - Department on Aging and Org. Unit 9000 - Department of Parks, by inserting language requiring Senior Council participation in selection of the vendor(s) that will manage programs and services at Senior Centers being transferred to the Department on Aging. | 7900
9000 | 0
0 | 0
0 | 0
0 |
|----|--|--------------|--------|--------|--------|

The following language shall be added at the appropriate place in the budget narratives of Org. Unit 7900 and Org. Unit 9000:

"The Director of the Department on Aging (or designee) will ensure representation from the Senior Councils of each transferred Senior Center in the selection of Senior Center management by appointing council members to serve on the committee responsible for selecting the vendor that will manage the programs and services at each Senior Center."

Adoption of this amendment will result in no tax levy impact. (1A039)(7-0)

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	<u>Org. Unit</u>	<u>Expenditures</u>	<u>Revenue or Bonds*</u>	<u>Tax Levy</u>
DEPARTMENT OF HUMAN SERVICES	8000			
1. To amend the County Executive's 2002 Recommended Budget for Org. Unit 8000 - Department of Human Services, by adding an appropriation of \$350,000 for the Adult Services Division to take preliminary actions to address lengthy waiting lists for persons with developmental disabilities who are seeking community-based care and services. In addition, the Adult Services Division is directed to analyze potential long-term solutions to the problem of lengthy waiting lists for such persons and to report back to the Committees on Health and Human Needs and Finance and Audit by June 2002.	8000	350,000	0	350,000

The following language would be added to the write-up for the Adult Services Division in Org. Unit 8000:

"An appropriation of \$350,000 is provided for preliminary actions to address lengthy waiting lists for persons with developmental disabilities who are seeking community-based care and services. According to the Wisconsin Council on Developmental Disabilities, there are more than 1,400 individuals and families currently waiting for services in Milwaukee County. The Adult Services Division shall analyze this 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 2002 committee cycle.

In addition, the Adult Services Division is directed to analyze and develop potential long-term solutions to the waiting list issue and to identify the resources that may be required to implement such solutions. The Division shall establish a work group including Milwaukee-area disability advocates and representatives from the County Board and other relevant County departments (such as the Department of Administration) to develop a series of options for addressing this issue. These options shall be accompanied by estimates of potential costs and discussion of potential Federal, State, County and non-governmental funding sources. A report detailing the Division's findings shall be submitted to the Committees on Health and Human Needs and Finance and Audit for consideration during the June 2002 committee cycle."

Adoption of this amendment would result in an increase in property tax levy in Org. Unit 8000 of \$350,000 above the amount included in the 2002 Recommended Budget. (1A035)(7-0)

- | | | | | | |
|----|--|------|---|---|---|
| 2. | To amend the County Executive's 2002 Recommended Budget for Org. Unit 8000 - Department of Human Services, by denying the abolishment of the Social Worker position in the Management Services Division. Denying the abolishment increases personal services expenditures \$64,662. In addition, the personal services lump sum reduction in Org. Unit 8000 - Department of Human Services is increased by \$64,662. | 8000 | 0 | 0 | 0 |
|----|--|------|---|---|---|

Adoption of this amendment will have no tax levy impact. (1A034)(7-0)

DEPARTMENT OF PARKS

- | | | | | | |
|----|--|------|--------|--------|---|
| 1. | To amend the County Executive's 2002 Recommended Budget for Org. Unit 9000 - Parks Department, by denying the closing of Noyes and Pulaski indoor pools for a zero net tax levy impact. This would be accomplished by the following: | 9000 | 68,900 | 68,900 | 0 |
|----|--|------|--------|--------|---|
1. Delete the language in Org. Unit 9000 that refers to closing the Noyes and Pulaski indoor pools. This results in a tax levy increase of \$108,936 in the Aquatics budget.
 2. Combine the Lifeguard and Pool Operator/Park Maintenance Worker duties at Noyes and Pulaski pools and hold the Pool Operator/Park Maintenance Worker positions vacant. This results in a cost savings of \$219,385 in the Aquatics budget.

<u>Org. Unit</u>	<u>Expenditures</u>	<u>Revenue or Bonds*</u>	<u>Tax Levy</u>
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	<u>Org. Unit</u>	<u>Expenditures</u>	<u>Revenue or Bonds*</u>	<u>Tax Levy</u>	
<p>3. Transfer the \$110,449 of net cost savings from the Aquatics budget to the Park Regions budget for direct park services such as grass cutting and cleaning of the facilities.</p> <p>This amendment will result in a zero tax levy impact. (1A012)(6-1)</p> <p>{NOTE: Expenditures and revenues are \$68,900 higher than stated in the amendment due to revenues of \$68,900 from admission and concession sales. Expenditures of \$177,836 offset with revenues of \$68,900 for a tax levy of \$108,936 are required to restore the Noyes and Pulaski pools.}</p>					November 5)
<p>2. To amend the County Executive's 2002 Recommended Budget for Org. Unit 9000-Parks Department, by appropriating \$40,000 for a Phase II environmental analysis of the Jackson Park Lagoon. This will be accomplished by the following:</p> <p>*An appropriation of \$40,000 will be used to conduct a Phase II environmental analysis of the Jackson Park Lagoon. For four years, the Parks Department has posted fishing advisories and warnings against eating fish caught in Jackson Park Lagoon. In addition, fish are no longer stocked in Jackson Park Lagoon through the Urban Fishing Program because of the high concentration of PCBs.</p> <p>The Phase I environmental analysis that was conducted in 1999 found high concentrations of PCBs in Jackson Park Lagoon as well as potential sources of this contamination. That report called for a Phase II study to pinpoint the origins of the contamination and to recommend steps to remediate the condition. A final report and recommendations will be delivered to the Committee on Parks, Energy and Environment.*</p> <p>This amendment would result in a tax levy increase of \$40,000. (1A013)(4-3)</p>	9000	40,000	0	40,000	1646
<p>3. To amend the County Executive's 2002 Recommended Budget for Org. Unit 9000 - Department of Parks and Org. Unit 5700 - Department of Public Works - Facilities Management Division, to transfer Painter services from the Parks Department to the Department of Public Works - Facilities Management Division through the following actions:</p>	9000 5700	158,040 <u>180,222</u> 338,262	0 <u>191,844</u> 191,844	158,040 <u>(11,622)</u> 146,418	(2001

	<u>Org. Unit</u>	<u>Expenditures</u>	<u>Revenue or Bonds*</u>	<u>Tax Levy</u>
1. Deny the abolishment of four positions of Painter in the Parks Department, increasing expenditures by \$255,792, and transfer three of those restored positions of Painter and one position of Painter Supervisor from the Parks Department to the Department of Public Works - Facilities Management Division.				
2. Create one position of Painter Apprentice in the Parks Department, increasing expenditures by \$35,403 and eliminate 1,250 seasonal Park Worker III hours at \$11,093, for a net cost of \$24,310 in the Parks Department.				
3. Establish a vacancy and turnover reduction equivalent to the vacant position of Plumber in the Department of Public Works - Facilities Management Division at a cost savings of \$77,684.				
4. Eliminate the \$56,000 increase in Time and Materials contract painting in the Parks Department.				
5. Adjust and redistribute crosscharges and related abatements for no net fiscal effect.				
6. Deny the abolishment of two vacant Painter positions in the Parks Department and transfer those positions, together with offsetting vacancy and turnover, to the Department of Public Works - Facilities Management Division for no net fiscal effect.				
This amendment will result in a net tax levy increase of \$146,418. (1A014)(5-2)				
4. To amend the County Executive's Recommended Budget for Org. Unit 9000-Parks Department, by providing an appropriation of \$13,062 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, February, March, November and December of 2002. This amendment will increase tax levy by \$13,062. (1A015)(5-2)	9000	13,062	0	13,062

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	<u>Org. Unit</u>	<u>Expenditures</u>	<u>Revenue or Bonds*</u>	<u>Tax Levy</u>
5.	9000	75,300	29,300	46,000
	WP028	(300,000)	(300,000)*	0
		(224,700)	(270,700)	46,000

To amend the County Executive's 2002 Recommended Budget for Org. Unit 9000 - Parks Department, by increasing expenditures \$61,000 in order to keep Grobschmidt Pool open in 2002. Revenues would be increased by \$15,000 due to a contribution by the City of South Milwaukee for the pool's operation. The Budget is further amended for Org. Unit WP028 - Pool Demolition, by deleting the language that refers to demolition of Grobschmidt Pool and redirecting \$300,000 in sales tax revenue to replace general obligation bond funding for other projects in the Capital Improvements Budget.

This amendment would result in increased expenditures of \$61,000 and increased revenues of \$15,000 in Org. Unit 9000 - Parks Department for a net property tax levy increase of \$46,000. In addition, sales tax revenue expenditures in Org. Unit WP028 - Pool Demolition would be reduced by \$300,000, and these funds would be utilized to replace general obligation bond financing for other projects in the Capital Improvements Budget, thus reducing general obligation bond financing by \$300,000. The Department of Administration would be authorized to determine the allocation of the \$300,000 in sales tax revenue to other projects in the 2002 Capital Improvements Budget.

{NOTE: Expenditures and revenues are \$14,300 higher than stated in the amendment due to revenues of \$14,300 from admission and concession sales. Expenditures of \$75,300, offset with revenues of \$29,300 for a tax levy of \$46,000 are required to restore the Grobschmidt Pool.} (1A018)(7-0)

6.	9000	0	0	0
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To amend the County Executive's 2002 Recommended Budget for Org. Unit 9000 - Department of Parks to provide equivalent vacancy and turnover relief of \$128,394, by reassigning Park Maintenance Workers from outdoor pool operations to Park Regions.

This amendment is based on an understanding between the Parks Department and District Council 48 whereby existing Lifeguard positions of various classifications will assume the duties of existing Pool Operators/Park Maintenance Workers that operate these pools. This change in pool operation will result in the redeployment of these positions into the Park Regions to perform other direct park services such as grass cutting, cleaning, etc. This has the practical effect of providing \$128,394 in vacancy and turnover relief because the reassigned positions will be performing work that otherwise would have to be done.

Org. Unit Expenditures Revenue or Bonds* Tax Levy

In order to facilitate this restructuring, five Head Lifeguard (full time) positions are abolished as they become vacant and five Assistant Head Lifeguard (full time) positions are created. The Assistant Head Lifeguard positions may be filled as the Head Lifeguard positions become vacant. In addition, one position of Aquatic Program Supervisor (Seasonal) (800 hours) is created, fully offset by vacancy and turnover to provide staffing flexibility for coverage. It is also intended that any savings that occur as a result of the staffing changes will be used to meet the Parks Department's vacancy and turnover. There is no net change to the Parks Department's expenditures or revenues. (1A022)(5-1)

7. To amend the County Executive's 2002 Recommended Budget for Org. Unit 9000 – Department of Parks related to summertime operation of Noyes indoor pool and Pulaski indoor pool, by adding the following narrative to the end of the paragraph that deals with the summer closing on page 7 of the County Executive's 2002 Recommended Parks Department Budget:

"The Parks Department is directed to work with the Department on Aging, users of the facilities, potential sponsors and others, without limitation, to explore alternative approaches which will enable Noyes indoor pool and Pulaski indoor pool to remain open. The Parks Department is to explore marketing approaches, possible medical reimbursements to swimmers that use the pools for a prescribed health program, potential adjustments to fees to help offset operating costs, potential sponsors and also operational improvements and efficiencies that could reduce the net operating costs of the pools. The Parks Department is to report back to the County Executive and the County Board in February 2002 on this matter."

Adoption of this amendment has no tax levy effect. (1A023)(5-1)

8. To amend the County Executive's 2002 Recommended Budget for Org. Unit 9000 – Parks Department, by appropriating \$20,000 to the Parks Department for direct appropriation to America's Black Holocaust Museum. This amendment will increase tax levy by \$20,000. (1A024)(4-1)

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	<u>Org. Unit</u>	<u>Expenditures</u>	<u>Revenue or Bonds*</u>	<u>Tax Levy</u>
9. To amend the County Executive's 2002 Recommended Budget for Org. Unit 9000 - Parks Department, by appropriating \$75,000 for invasive plant species control and land management in park natural areas. This would be accomplished by adding the following language: "An appropriation of \$75,000 will be used for staff and equipment costs for invasive plant species control and land management in park natural areas. Various weeds including garlic mustard and buckthorn are invading a majority of the Milwaukee County Park System's natural areas. These weeds reduce biodiversity by crowding out native plants species. Wildlife, insects, and even microorganisms are subsequently degraded in diversity as well. Invasive weeds can cause changes to the physical environment such as increased soil erosion, soil composition and slowed flood water flow. Over time, natural communities found in the parks system, such as Oak Savannas and prairies, will be lost." The net effect of this amendment is a tax levy increase of \$75,000 for the Parks Department's operating budget over the amount in the County Executive's Recommended Budget. (1A032)(6-1)	9000	75,000	0	75,000
10. To amend the County Executive's 2002 Recommended Budget for Org. Unit 9000 - Department of Parks, by denying the elimination of the Amenities Matching Fund for an expenditure increase of \$50,000 and a revenue increase of \$25,000. This would be accomplished by amending the language on the Amenity Matching Fund on page 9000-8 as follows: "Because of major reductions in core park operations, funding for system enhancements will be diverted to purchase basic needs. As a result, the Amenity Matching Fund, which is used to finance park enhancements, is eliminated decreased in 2002, reducing expenditures \$100,000 <u>\$50,000</u> and revenues \$60,000 <u>\$25,000</u> ." Adoption of this resolution will result in net tax levy increase of \$25,000. (1A038)(6-1)	9000	50,000	25,000	25,000

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	<u>Org. Unit</u>	<u>Expenditures</u>	<u>Revenue or Bonds*</u>	<u>Tax Levy</u>
MILWAUKEE PUBLIC MUSEUM	9700			
1. To amend the County Executive's 2002 Recommended Budget for Org. Unit 9700-Milwaukee Public Museum, by restoring \$161,250 to the Museum for operating support. This would be accomplished by the following:	9700	161,250	0	161,250
1. Delete the following language in Org. Unit 9700: "Milwaukee County's contribution to the MPM is reduced—\$161,250—from \$4,300,000 to \$4,138,750. This amount reflects a reduction from the previous year, in anticipation of a 5% reduced level of funding after March 31, 2002."				
This amendment will result in a tax levy increase of \$161,250. (1A011)(4-3)				
GENERAL COUNTY DEBT ISSUE	9960			
1. To amend the County Executive's 2002 Recommended Budget for Org. Unit 9960 – General County Debt Service, by adding \$517,597 in revenue from a net premium relating to the sale of County refunding bonds and allocating \$517,597 to the debt service reserve.	9960	78,612	78,612	0
The sale of Corporate Purpose Refunding bonds on October 18, 2001 resulted in an increased interest payment and allocation in Org. Unit 9960 of \$78,612 and a \$596,209 premium on the bonds for a net decrease in 2002 debt service requirements of \$517,597. As a result, sales tax revenues exceed property tax levy in Org. Unit 9960 by this amount. This amendment would utilize the excess sales tax revenues to provide for an increased allocation to the debt service reserve of \$517,597.				
Adoption of this amendment would have no tax levy impact. It would increase the amount allocated to the debt service reserve in the 2002 Recommended Budget from \$3,347,515 to \$3,865,112.				
{NOTE: A previous amendment approved by the Finance and Audit Committee would reduce the debt service reserve allocation from \$3,347,515 to \$2,338,687. Adoption of this amendment as well as the previous amendment would result in a total debt service reserve allocation of \$2,856,284, resulting in a balance of approximately \$6 million}. (1A037)(7-0)				

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	<u>Org. Unit</u>	<u>Expenditures</u>	<u>Revenue or Bonds*</u>	<u>Tax Levy</u>
COUNTY-WIDE OPERATING	9999			
1. To amend the County Executive's 2002 Recommended Budget for all appropriate org. units by specifying that certain professional service contracts exceeding \$20,000 are included in the Budget for informational purposes, and not for County Board approval in lieu of separate review and approval during the budget year. This will be accomplished by modifying language in the budget write-ups for each org. unit in which the language appears as follows: <p>"Anticipated Professional service contracts exceeding \$20,000 are included in the budget for County Board approval in lieu of separate review and approval during the budget year informational purposes. These contracts are on-going and/or are with an identified vendor. Approval These anticipated contracts are cited in the budget to reduce paperwork and make the review process more efficient."</p> <p>Adoption of this amendment would result in no tax levy change. (1A028)(6-0)</p>	0	0	0	
II. AMENDMENTS TO CAPITAL BUDGET				
MAJOR REHABILITATION – COUNTY TRUNK HIGHWAYS	1200			
1. To amend the County Executive's Recommended Capital Improvements Budget for Org. Unit WH203 – Major Rehabilitation – County Trunk Highways, by increasing expenditures and revenues by \$1,807,700 for the S. 76 th Street rehabilitation project. Revenues include \$739,830 in state funds and \$1,067,870 in local funds for no additional net County commitment. <p>The 1999 and 2000 Capital Improvements Budgets included \$300,000 and \$2.5 million respectively for engineering and construction for the S. 76th Street resurfacing project. This amendment will provide additional expenditure authority for this project to fund additional costs related to design and construction of extending the project from W. Grange Avenue to the City of Greenfield north city limits. In addition, funding is included for the addition of stamped concrete and tree planting in the median and traffic signal improvements. Also included are project elements which will be paid for by the City of Greenfield and the Village of Greendale, including median planters, sidewalks, driveways, signal upgrade and items related to street lighting and landscaping.</p> <p>This amendment will not require any additional County funding since increased expenditures are covered by state and local revenues. (1B003)(7-0)</p>	WH203	1,807,700	1,807,700	0

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	<u>Org. Unit</u>	<u>Expenditures</u>	<u>Revenue or Bonds*</u>	<u>Tax Levy</u>
WASHINGTON PARK REDEVELOPMENT	1400			
1. To amend the County Executive's 2002 Capital Improvements Budget for Org. Unit WP015 - Washington Park Redevelopment, by adding \$500,000 in general obligation bonds to replace the \$500,000 of Federal Urban Park and Recreation Recovery Program grant reserve that was budgeted but was not approved.	WP015	0	(500,000)	(500,000)
	WP015	0	<u>500,000*</u>	<u>500,000</u>
			0	0

"An appropriation of \$1,418,000 is budgeted for the redevelopment of Washington Park. This project is financed by ~~\$500,000 in Federal revenue and \$918,000~~ \$1,418,000 in general obligation bonds."

The County Executive's Recommended Budget for WP015 - Washington Park Redevelopment includes \$1,418,000 for Phase 1, of which \$918,000 would be financed by general obligation bonds and \$500,000 in Federal Urban Park and Recreation Recovery Program (UPARR) grant funding. The Parks Department was recently informed that this project did not receive a UPARR grant. Therefore, an additional \$500,000 in general obligation bonds is necessary to complete Phase I.

The net effect of this amendment is an increase of \$500,000 in general obligation bonding for the Parks Department's Capital Improvement Budget over the amount in the County Executive's Recommended Budget. (1B004)(7-0)

NOYES POOL	1400			
2. To amend the County Executive's 2002 Recommended Capital Improvements Budget for Org. Unit WP025 - Pool Study Implementation (Noyes Pool Planning), by deleting the words "Pool Study Implementation" from the title. The new title is WP025 - Noyes Pool Planning. This amendment has no tax levy impact. (1B008)(7-0)	WP025	0	0	0

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	<u>Org. Unit</u>	<u>Expenditures</u>	<u>Revenue or Bonds*</u>	<u>Tax Levy</u>
POOL DEMOLITION	1400			
3. To amend the County Executive's 2002 Recommended Capital Improvements Budget for Org. Unit WP028 - Pool Demolition, by deleting the language that refers to the demolition of Dineen Pool and redirecting \$300,000 in sales tax revenue to replace general obligation bond funding for projects in the Capital Improvements Budget. Sales tax revenue in Org. Unit WP028 - Pool Demolition would be reduced by \$300,000, and these funds would be utilized to replace general obligation bond financing for other projects in the Capital Improvements Budget, thus reducing the general obligation bond financing by \$300,000. The Department of Administration would be authorized to determine the allocation of the \$300,000 in sales tax revenue to other projects in the 2002 Capital Improvements Budget. (NOTE: Motion to approve failed on a 3 to 4 vote effectively deleting the appropriation for the demolition of Dineen Pool from the budget. (1B005))	WP028	(300,000)	(300,000)*	0
LATINO COMMUNITY CENTER	1400			
4. To amend the County Executive's 2002 Recommended Capital Improvements Budget for Org. Unit WP030 - Latino Community Center Indoor Soccer Field, by deleting the appropriation of \$75,000. This reduces expenditure authority by \$75,000 and general obligation bond financing by \$75,000. (NOTE: Motion to approve failed on a 2 to 5 vote effectively deleting the appropriation for the Latino Community Center from the budget. (1B006))	WP030	(75,000)	(75,000)*	0
BENDER PARK	1400			
5. To amend the County Executive's 2002 Recommended Capital Improvements Budget for Org. Unit WP434 - Bender Park Golf Course (Planning), by deleting the narrative language. This amendment has no tax levy impact. (1B007)(6-0)	WP434	0	0	0
GOLF COURSE AIR CONDITIONING				
6. To amend the County Executive's Recommended Capital Improvements Budget by appropriating \$377,673 to the Parks Department for the installation of an air conditioning system at the Dretzka Golf Course Clubhouse and the Brown Deer Golf Course Clubhouse.	WP022	377,673	377,673*	0

*An appropriation of \$213,610 is budgeted for the installation of an air conditioning system at the Dretzka Golf Course Clubhouse and an

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appropriation of \$164,063 is budgeted for the installation of an air conditioning system at the Brown Deer Golf Course Clubhouse, for a total appropriation of \$377,673. Financing will be provided by general obligation bonds."

Adoption of this amendment would result in an increase of \$377,673 in general obligation bonding for the Parks Department's Capital Budget over the amount in the County Executive's Recommended Budget. (1B011)(4-3)

SECURITY FIRE LIFE SAFETY SYSTEM PLANNING (MUSEUM)

	<u>Org. Unit</u>	<u>Expenditures</u>	<u>Revenue or Bonds*</u>	<u>Tax Levy</u>
	1550			
1	WM563	584,000	584,000*	0

To amend the County Executive's 2002 Capital Improvements Budget for WM563 - Security Fire Life Safety System - Planning, by appropriating an additional \$584,000 for construction of the system in 2002. This would be accomplished by amending the language in the first two paragraphs of the budget write-up as follows:

"An appropriation of ~~\$480,000~~ \$773,000 is budgeted for planning, and design and construction of the second phase of the Security/Fire/Life Safety System at the Milwaukee Public Museum. Financing for this project will be provided by general obligation bonds.

The second phase of the Security/Fire/Life Safety System project would integrate the existing security system into the new fire alarm console and eliminate the multiple systems in the operation center. ~~Another \$584,000 is requested in 2003 for construction.~~ The system includes card access readers, closed circuit television (CCTV), life-safety alarms, guard tours, intrusion alarms, and video imaging and badge generation. Speed of response is enhanced because the field devices are single-purpose units and are not over taxed with conflicting data."

Adoption of this amendment would increase general obligation bonding by \$584,000. (1B002)(7-0)

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	<u>Org. Unit</u>	<u>Expenditures</u>	<u>Revenue for Bonds*</u>	<u>Tax Levy</u>
WILSON PARK SENIOR CENTER				
	1625			
1. To amend the County Executive's 2002 Recommended Capital Improvements Budget to create Org. Unit WS012 - Department on Aging - Wilson Park Senior Center HVAC System containing an appropriation of \$425,750 to make recommended HVAC system modifications at the Wilson Park Senior Center as described in the Facility Assessment Report dated March 30, 2001. This project is financed by \$425,750 in general obligation bonds. Recommended modifications are:	WS012	425,750	425,750*	0
<p>Install Energy Management Control System And Retro-commission all the Control Dampers \$112,300 Install two new 54-ton Air-cooled Glycol Chillers \$154,600 DPW Management Charges \$ 50,000 Replace 29 Fan-powered VAV Reheat Boxes \$ 78,700 Install Filter in Woodworking Shop Dust Arrester Discharge Duct \$ 1,700 Retrofit Aerco Boiler Combustion Air Intake and Flue Gas Exhaust Vent Pipes \$ 7,000 Clean and Paint Plenum Crawlspace Walls and Floor \$ 17,100 Provide New Access Door to Crawlspace \$ 4,350 TOTAL \$425,750</p> <p>Adoption of this amendment would increase general obligation bonding by \$425,750 above the amount in the 2002 Recommended Capital Improvements Budget. (1B010)(6-1)</p>				
COURTHOUSE AIR CONDITIONING				
	1750			
1. To amend the County Executive's 2002 Recommended Capital Improvements Budget for Org. Unit WC779 - Courthouse Air Conditioning, by adding the 2003 department planned cost for WC779 - Courthouse Air Conditioning. Adoption of this amendment would increase expenditure authority by \$131,145, general obligation bond financing by \$128,575 and investment earnings by \$2,570. (NOTE: The amendment adopted by the Finance Committee did not contain capitalized interest charges and investment earnings for this project which is budgeted in a proprietary fund department. Under generally accepted accounting principles (GAAP), the capitalized interest cost for proprietary fund departments should be reflected in the construction fund of the project. As a result, expenditure authority was increased by \$5,145 to reflect capitalized interest charges, revenues increased to reflect \$2,570 in investment earnings and general obligation bonds were increased by \$2,575.) (1B009)(7-0)	WC779	131,145	2,570	0
	WC779	<u>0</u>	<u>128,575*</u>	<u>0</u>
		131,145	131,145	0

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	<u>Org. Unit</u>	<u>Expenditures</u>	<u>Revenue or Bonds*</u>	<u>Tax Levy</u>
OTHER AGENCIES	1850			
1. To amend the County Executive's Recommended 2002 Capital Improvements Budget for Project WO021 - Milwaukee County Public Art Program, by increasing the appropriation \$27,153 to recognize two additional eligible projects, WH203 - Major Rehabilitation CTHs and WO030 - Countywide Access Road Improvement Program. The additional appropriation will be funded through the sale of general obligation bonds.	WO021	27,153	27,153*	0
<p>Project WO030 - Countywide Access Road Improvement Program and S. 76th Street Rehabilitation project in WH203 - Major Rehabilitation CTHs meet the guidelines for Public Art funding.</p> <p>This amendment will increase bonding by \$27,153. (1B012)(6-1)</p>				
AMENDMENT #1, COUNTY-WIDE TOTAL THROUGH 10/31/01		\$6,786,799	\$ 4,425,371 833,136*	\$1,528,292
AMENDMENT #2, ACTIONS THROUGH 10/31/01		\$ 798,539	\$ 800,415	\$ (1,876)
APPROVED BY FINANCE COMMITTEE THROUGH 10/31/01		\$7,585,338	\$ 6,058,922	\$1,526,416

III. SPECIAL LEVIES AND CHARGES

Separate County Board action is required on the following resolution:
 \$806,660 special levy for Southeastern Wisconsin Regional Planning Commission (File No. 01-501)

* General Obligation Bond financing adjustment to the County Executive's 2002 Capital Improvements Recommended Budget

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Lynne D. De Bruin
Lynne D. De Bruin Finance Committee Chairperson

Linda Ryan
Linda Ryan, Finance Committee Vice-Chairperson

Lee Holloway
Supervisor Lee Holloway

Jim Schmitt
Supervisor Jim Schmitt

Richard N. Niewicz, Jr.
Supervisor Richard D. Niewicz, Jr.

Robert Krug
Supervisor Robert Krug

Joseph L. Davis, Sr.
Supervisor Joseph L. Davis, Sr.

SEPARATE ACTION was requested on the following items:

[Author's Note: The vote on each item can be found by referring to the page number in brackets.]

I. AMENDMENTS TO OPERATING AND NON-DEPARTMENTAL BUDGETS

Org. Unit 1130/1945 - Corporation Counsel/Appropriation for Contingencies [pg. 1660-62]

Org. Unit 1916 - Marcus Center for the Performing Arts [pg. 1662-63]

Org. Unit 2000/4000 - Combined Court Related Operations/Sheriff [pg. 1663]

Org. Unit 4000/5300/5700/6300/9000 - Sheriff/DPW-Fleet Maintenance/DPW-Facilities Management/DHS-Mental Health Division/Dept. of Parks [Item 2 - pg. 1663]

Org. Unit 4300 - House of Correction [Item 2 - pg. 1664]

Org. Unit 5600 - Milwaukee County Transit/Paratransit System [pg. 1664]

Org. Unit 6300 - DHS-Mental Health Division [Item 1 - pg. 1664]

Org. Unit 6300/8000 - DHS-Mental Health Division/Dept. of Human Services [pg. 1664]

Org. Unit 7900/9000 - Dept. on Aging/Dept. of Parks [Item 1 - pg. 1664-65; Item 2 - pg. 1664-65]

Org. Unit 9000 - Dept. of Parks [Item 4 - pg. 1665; Item 8 - pg. 1665]

II. AMENDMENTS TO CAPITAL BUDGET

Org. Unit 1400 - Pool Demolition [pg. 1665]

Org. Unit 1400 - Bender Park [pg. 1665-66]

Org. Unit 1625 - Wilson Park Senior Center [pg. 1666]

Thereupon, **Amendment No. 1, as amended by the Committee on Finance and Audit**, excluding the aforementioned Separate Action items, **WAS ADOPTED** by the following vote:

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

Org. Unit 1130/1945 - Corporation Counsel/Appropriation for Contingencies.

Supervisor Schmitt **SUBMITTED** the following Substitute Amendment to the original Amendment:

By Supervisor Schmitt:

Substitute Amendment No. 1
to
Amendment No. 1A004, Org. Unit 1130

To amend the County Executive's 2002 Recommended Budget as follows.

Description	Org. Unit No.	Increase (or Decrease)			
		Expenditure	Revenue	Bonds	Tax Levy
To amend the County Executive's 2002 Recommended Budget for Org. Unit 1130, Corporation Counsel, by increasing the department's salary budget by \$82,978 to fund one vacant position of Principal Assistant Corporation Counsel. Revenues to pay for this position would be transferred from funds allocated in the Miscellaneous Legal Fees account for the tobacco lawsuit. This position is required to handle an increased caseload resulting from the Supreme Court's decision requiring formal hearings on Watts review cases. Since September 1, 2001, the office has received notice of contests in 65 new Watts review hearings and is awaiting formal notice for pretrial proceedings in addition to many pending Watts contests filed earlier in the year. The current workload in the office is spread very thin necessitating the filing of a vacant attorney position.	1130	\$ 0	\$ 0	\$ 0	\$ 0
This amendment will not increase tax levy since sufficient funds to cover the cost of this position are available in the Miscellaneous Legal Fees account. The net effect of this amendment will leave an appropriation of \$167,022 for the tobacco lawsuit in the Miscellaneous Legal Fees account.					

Description	Org. Unit No.	Increase (or Decrease)			
		Expenditure	Revenue	Bonds	Tax Levy
<p>Note: Amendment 1A004 transferred an appropriation of \$250,000 for costs associated with the County's tobacco lawsuit from Org. Unit 1130, Corporation Counsel, to Org. Unit 1945, Appropriation for Contingencies. This substitute amendment transfers \$82,978, the cost of one position of Principal Assistant Corporation Counsel, from the Miscellaneous Legal Fees account in Org. Unit 1130 to Personal Services in Org. Unit 1130. The remaining \$167,022 associated with the tobacco lawsuit would remain in the Miscellaneous Legal Fees account.</p>					
Note: Finance and Audit Committee Change to County Executive's Budget	1130 1945	\$(250,000) 250,000	\$ 0 0	\$ 0 0	\$(250,000) 250,000
Fiscal Effect of this Amendment Compared to Finance and Audit Committee Recommendation	1130 1945	\$ 250,000 (250,000)	\$ 0 0	\$ 0 0	\$ 250,000 (250,000)

Denied by Finance and Audit Committee
(Vote 5-2)

Thereupon, the foregoing Substitute Amendment WAS NOT SUBSTITUTED for the original by the following vote:

AYES—Aldrich, Bailey, Borkowski, Coggs-Jones, Launstein, Lutzka, Mayo, McGuigan, Podell, Schmitt, White and Zielinski—12. **NOES**—Aldrich, Davis, De Bruin, Diliberti, Holloway, Jasenski, Johnson, Krug, Nyklewicz, Quindel, Ryan, Weishan and the Chairman—13.

Supervisor Holloway moved reconsideration of the foregoing vote on substitution.

Thereupon, the motion PREVAILED by the following vote:

AYES—Arciszewski, Bailey, Borkowski, Coggs-Jones, Holloway, Johnson, Launstein, Lutzka, Mayo, McGuigan, Nyklewicz, Podell, Schmitt, White and Zielinski—15. **NOES**—Aldrich, Davis, De Bruin, Diliberti, Jasenski, Krug, Quindel, Ryan, Weishan and the Chairman—10.

Thereupon, the foregoing Substitute Amendment WAS SUBSTITUTED for the original by the following vote:

AYES—Arciszewski, Bailey, Borkowski, Coggs-Jones, Holloway, Johnson, Launstein, Lutzka, Mayo, McGuigan, Nyklewicz, Podell, Schmitt, White and Zielinski—15. **NOES**—Aldrich, Davis, De Bruin, Diliberti, Jasenski, Krug, Quindel, Ryan, Weishan and the Chairman—10.

Thereupon, **Amendment No. 1 to Org. Unit 1130/1945 WAS ADOPTED** by the following vote:

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

Org. Unit 1916 - Marcus Center for the Performing Arts

Supervisors Podell and Ordians **SUBMITTED** the following **Substitute Amendment to the original amendment:**

By Supervisors Podell and Ordians
 Substitute Amendment No. 1
 to
 Amendment No. 1C001, Org. Unit 1916

To amend the County Executive's 2002 Recommended Budget as follows

Description	Org. Unit No.	Increase (or Decrease)				Tax Levy
		Expenditure	Revenue	Bonds		
To amend the County Executive's 2002 Recommended Budget for Org. Unit 1916— Marcus Center for the Performing Arts by deleting the language in the Budget Highlights on page 1916-2 that refers to acquiring the Pabst Theater. Adoption of this amendment will have no impact on tax levy	1916	\$ 0	\$ 0	\$ 0	\$ 0	\$ 0
<p>Note: This amendment differs from the Finance and Audit Committee amendment by deleting the entire language related to the Pabst Theater. The Finance and Audit Committee amendment changed the budget language from "The 2002 Budget includes Milwaukee County acquiring the Pabst Theater..." to "Milwaukee County will explore the acquisition of the Pabst Theater. In addition, the Finance and Audit Committee also changed the language from "... authorized to negotiate the acquisition between Milwaukee County, Marcus Center for the Performing Arts, Pabst Theater and the City of Milwaukee..." to "... authorized to explore the acquisition of the Pabst Theater by engaging the Marcus Center for the Performing Arts, Pabst Theater and the City of Milwaukee in negotiations..."</p>						
Note: Finance and Audit Committee Change to County Executive's Budget	1916	\$ 0	\$ 0	\$ 0	\$ 0	\$ 0
Fiscal Effect of this Amendment Compared to Finance and Audit Committee Recommendation		\$ 0	\$ 0	\$ 0	\$ 0	\$ 0
<p>Denied by Finance and Audit Committee (Vote 4-3)</p>						

Thereupon, the foregoing Substitute Amendment WAS NOT SUBSTITUTED for the original by the following vote:

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

Thereupon, Amendment No. 1 to Org. Unit 1916 WAS ADOPTED by the following vote:

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

Org. Unit 2000/4000 - Combined Court Related Operations/Sheriff

Thereupon, Amendment No. 1 to Org. Unit 2000/4000 WAS ADOPTED by the following vote:

AYES—Aldrich, Arciszewski, Bailey, De Bruin, Diliberti, Jasenski, Johnson, Krug, McGuigan, Quindel, Ryan, Schmitt, Weishan, White and the Chairman—15. **NOES**—Borkowski, Coggs-Jones, Davis, Holloway, Launstein, Lutzka, Mayo, Nyklewicz and Podell—9. **EXCUSED**—Zielinski—1.

Supervisors Borkowski and Podell ASKED UNANIMOUS CONSENT to change their votes from "no" to "aye" on the foregoing amendment. There being no objections, Amendment No. 1 to Org. Unit 2000/4000 WAS ADOPTED by a vote of 17 ayes - 7 noes.

Org. Unit 4000/5300/5700/6300/9000 - Sheriff/DPW-Fleet Maintenance/DPW Facilities Management/DHS-Mental Health Division/Dept. of Parks

Thereupon, Amendment No. 2 to the aforementioned org. units WAS ADOPTED by the following vote:

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

Org. Unit 4300 - House of Correction

Thereupon, Amendment No. 2 to Org. Unit 4300 WAS ADOPTED by the following vote:

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

Org. Unit 5600 - Milwaukee County Transit/Paratransit System

Thereupon, Amendment No. 1 to Org. Unit 5600 WAS ADOPTED by the following vote:

AYES—Arciszewski, Bailey, Borkowski, Davis, De Bruin, Diliberti, Holloway, Jasenski, Krug, McGuigan, Ryan, Schmitt, White, Zielinski and the Chairman—15. **NOES**—Coggs-Jones, Johnson, Launstein, Lutzka, Mayo, Nyklewicz, Podell, Quindel and Weishan—9. **EXCUSED**—Aldrich—1.

Org. Unit 6300 - DHS-Mental Health Division

Thereupon, Amendment No. 1 to Org. Unit 6300 WAS ADOPTED by the following vote:

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

Org. Unit 6300/8000 - DHS-Mental Health Division/Dept. of Human Services

Thereupon, Amendment No. 1 to Org. Unit 6300/8000 WAS ADOPTED by the following vote:

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

Org. Unit 7900/9000 - Dept. on Aging/Dept. of Parks

Thereupon, Amendments No. 1 and 2 WERE ADOPTED by the following vote:

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

Later, Supervisors Borkowski and Diliberti **ASKED UNANIMOUS CONSENT** to change their votes from "no" to "aye" on the foregoing amendments. There being no objections, **Amendments No. 1 and 2 of Org. Unit 7900/9000 WERE ADOPTED** by a vote of 25 ayes - 0 noes.

Org. Unit 9000 - Dept. of Parks

Thereupon, **Amendment No. 4 to Org. Unit 9000 WAS ADOPTED** by the following vote:

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

Thereupon, **Amendment No. 8 to Org. Unit 9000 WAS ADOPTED** by the following vote:

AYES—Aldrich, Arciszewski, Bailey, Borkowski, Coggs-Jones, De Bruin, 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.

II. AMENDMENTS TO CAPITAL BUDGET

Org. Unit 1400 - Pool Demolition

Thereupon, **Amendment No. 1 to Org. Unit 1400-Pool Demolition WAS ADOPTED** by the following vote:

AYES—Bailey, Borkowski, Coggs-Jones, Davis, Holloway, Jasenski, Johnson, Launstein, Lutzka, Mayo, Nyklewicz, Quindel, White and Zielinski—14. **NOES**—Aldrich, Arciszewski, De Bruin, Diliberti, Krug, McGuigan, Podell, Ryan, Schmitt, Weishan and the Chairman—11.

Org. Unit 1400 - Bender Park

Thereupon, **Amendment No. 1 to Org. Unit 1400-Bender Park FAILED OF ADOPTION** by the following vote:

AYES—Bailey, Borkowski, De Bruin, Jasenski, Johnson, Krug, Nyklewicz, Quindel, Ryan, Schmitt, Welshan and the Chairman—12.
NOES—Aldrich, Arciszewski, Coggs-Jones, Davis, Diliberti, Holloway, Launstein, Lutzka, Mayo, McGuigan, Podell, White and Zielinski—13.

Org. Unit 1625 - Wilson Park Senior Center

Thereupon, **Amendment No. 1 to Org. Unit 1625 WAS ADOPTED** by the following vote:

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

**AMENDMENTS BY SUPERVISORS
 DEFEATED/DENIED BY THE
 COMMITTEE ON FINANCE AND AUDIT**

By Supervisors Jasenski, Welshan and Arciszewski:

Amendment No. 1

To amend the County Executive's 2002 Recommended Budget for Org. Unit 1140 - Department of Human Resources by creating a Tuition Assistance Program for county employees. The Department of Human Resources will administer the Tuition Assistance Program and will be allocated \$100,000 for expenditures related to tuition reimbursements.

This program initiative would provide a maximum reimbursement of \$500 per employee per year (\$250 per semester) for tuition costs associated with the successful completion of an academic or technical course of study at a two or four year technical school, college or university, or graduate level work at an institution of higher learning. The program would be funded with a \$100,000 increase in tax levy, resulting in a net tax levy increase of \$100,000.

This program should not be confused with the Tuition Loan Fund Program currently in existence and recommended for

continuation in the 2002 recommended budget. This initiative would be guided by the same requirements as the loan program.

Denied by Finance and Audit Committee (Vote 4-3)

Thereupon, **Supervisor Amendment No. 1 WAS ADOPTED** by the following vote:

AYES—Aldrich, Arciszewski, Borkowski, Coggs-Jones, Holloway, Jasenski, Johnson, Launstein, Mayo, McGuigan, Podell, Quindel, Schmitt, Weishan, White and Zielinski—16. **NOES**—Davis, De Bruin, Diliberti, Krug, Lutzka, Nyklewicz, Ryan and the Chairman—8. **EXCUSED**—Bailey—1.

Supervisor Davis ASKED UNANIMOUS CONSENT to change his vote from "no" to "aye" on Supervisor Amendment No. 1. There being no objections, **Supervisor Amendment No. 1 WAS ADOPTED** by a vote of 17 ayes - 7 noes.

By Supervisor Coggs-Jones:

Amendment No. 2

To amend the County Executive's 2002 Recommended Budget for Org. Unit 2000, Combined Court Related Operations, by adding \$141,268 to continue funding for the positions of Pro Se Coordinator and Interpreter Coordinator. Cost of the positions is \$67,451 for the Pro Se Coordinator and \$73,817 for the Interpreter Coordinator.

These positions were created in 2000 and paid for with state grant funds. State grant funding was provided through December 31, 2001, but grant funds will no longer be available in 2002, requiring tax levy support to continue the positions. This amendment will increase tax levy by \$141,268.

Denied by Finance and Audit Committee (Vote 5-2)

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

AYES—Aldrich, Arciszewski, Bailey, Borkowski, Coggs-Jones, Davis, Diliberti, Holloway, Jasenski, Johnson, Krug, Launstein, Lutzka, Mayo, McGuigan, Podell, Quindel, Schmitt, Weishan, White, Zielinski and the Chairman—22. **NOES**—Nyklewicz and Ryan—2. **EXCUSED**—De Bruin—1.

By Supervisor Launstein:**Amendment No. 3**

To amend the County Executive's 2002 Recommended Budget for Org. Unit 5700, DPW - Facilities Management, by denying the abolishment of two vacant positions of Security Supervisor and increasing vacancy and turnover by \$81,276 for no net tax levy effect.

Denied by Finance and Audit Committee (Vote 5-2)

Thereupon, **Supervisor Amendment No. 3 FAILED OF ADOPTION** by the following vote:

AYES—Aldrich, Arciszewski, Bailey, Borkowski, Coggs-Jones, Holloway, Johnson, Launstein, Podell, White and Zielinski—11.
NOES—Davis, De Bruin, Diliberti, Jasenski, Krug, Lutzka, Mayo, McGuigan, Nyklewicz, Quindel, Ryan, Schmitt, Weishan and the Chairman—14.

By Supervisor Launstein:**Amendment No. 4**

To amend the County Executive's 2002 Recommended Budget for Org. Unit 5700, DPW - Facilities Management, by denying the abolishment of one Security Coordinator - Facilities Management for an expenditure and tax levy increase of \$56,536. This amendment will increase tax levy by \$56,536.

Denied by Finance and Audit Committee (Vote 7-0)

Thereupon, **Supervisor Amendment No. 4 FAILED OF ADOPTION** by the following vote:

AYES—Aldrich, Bailey, Borkowski, Coggs-Jones, Davis, Johnson, Launstein, Lutzka, Mayo, White and Zielinski—11.
NOES—Arciszewski, De Bruin, Diliberti, Holloway, Jasenski, Krug, McGuigan, Nyklewicz, Podell, Quindel, Ryan, Schmitt, Weishan and the Chairman—14.

By Supervisor White:**Amendment No. 5**

To amend the County Executive's 2002 Recommended Budget for Org. Unit 5800 - Department of Public Works - Administration to provide a \$30,000 appropriation for the Milwaukee County Engineering and Planning Careers Partnership. The following language would be inserted in the budget for Org. Unit 5800:

"An appropriation of \$30,000 is provided for a Milwaukee County contribution to the Milwaukee County Engineering and Planning Careers Partnership (MCEPCP). This new program is designed to bring talented minority students into meaningful contact with technical career tracks in the public and private sectors. Students will be recruited from area high schools to participate in paid summer internships during their high school years. Upon graduation from high school, they will be offered limited annual college scholarships if they agree to continue as summer interns during their college years, and to serve as a full-time employee with an MCEPCP partner after graduation. In addition to the \$30,000 contribution from Milwaukee County, MCEPCP would receive contributions of \$12,500 apiece from the Southeastern Wisconsin Regional Planning Commission and HNTB. These funds would be used for start-up activities, including the hiring of a full-time coordinator and initial recruitment materials for student interns."

Adoption of this amendment would result in an increase in expenditures and tax levy of \$30,000 in Org. Unit 5800 - Department of Public Works - Administration.

Denied by Finance and Audit Committee (Vote 3-3)

Thereupon, **Supervisor Amendment No. 5 WAS ADOPTED** by the following vote:

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

On a motion by Supervisor Diliberti, the Board **RECESSED** to 1:30 p.m.

The Board **RECONVENED** at 1:40 p.m. this same day.

Supervisor Ordinars in the Chair.

PRESENT: Aldrich, Arciszewski, Bailey, Borkowski, De Bruin, Diliberti, Holloway, Jasenski, Johnson, Krug, Launstein, Lutzka, McGuigan, Nyklewicz, Podell, Quindel, Ryan, Schmitt, Weishan, White, Zielinski and the Chairman—22. **ABSENT:** Coggs-Jones, Davis and Mayo—3.

Amendments by Supervisors Defeated/Denied by the Committee on Finance and Audit (continued)

By Supervisors Launstein and Arciszewski:

Amendment No. 6

To amend the County Executive's 2002 Recommended Budget for Org. Unit 7900 - Department on Aging, by appropriating \$10,000 for the Department to contract with an appropriate community agency to coordinate, design and print a directory of services available to seniors in southwest Milwaukee County, per the recommendation of the "Southwest Needs Assessment" report. Adoption of this amendment would result in a tax levy increase of \$10,000 in Org. Unit 7900 above the amount included in the 2002 Recommended Budget.

Denied by Finance and Audit Committee (Vote 5-2)

Thereupon, **Supervisor Amendment No. 6 WAS ADOPTED** by the following vote:

AYES—Arciszewski, Borkowski, Coggs-Jones, Davis, Jasenski, Johnson, Launstein, Lutzka, Mayo, Podell, Ryan, Weishan, White, Zielinski and the Chairman—15. **NOES**—Aldrich, Bailey, De Bruin, Diliberti, Holloway, Krug, McGuigan, Nyklewicz, Quindel and Schmitt—10.

By Supervisors Nyklewicz, Lutzka, Borkowski, Johnson and Mayo:

Amendment No. 7

To amend the County Executive's 2002 Recommended Budget for Org. Unit 7900 - Department on Aging and Org. Unit 9000 - Department of Parks to retain the operations and funding of the Rose, Kelly and Wilson Senior Centers within the Department of Parks. This would be accomplished by deleting the Budget highlights

that describe the transfer of the senior centers on Pages 7900-7 and 7900-8 of the Department on Aging budget and Pages 9000-7 and 9000-8 of the Department of Parks budget (including the listing of position actions).

Adoption of this amendment would decrease expenditures by \$655,849 in Org. Unit 7900 - Department on Aging. It also would increase expenditures by \$857,158 and increase revenue by \$89,338 in Org. Unit 9000 - Department of Parks for a net tax levy increase of \$767,820 in that budget. In addition, 14.47 FTE that were recommended for abolishment in the Department of Parks budget would be retained.

The following is the estimated breakdown of revenues and expenditures for each of the three senior centers should they remain under the jurisdiction of the Department of Parks in 2002:

Center	Expenditures	Revenue	Tax Levy
Wilson	\$364,179	\$56,109	\$308,070
Rose	\$368,134	\$25,379	\$342,755
Kelly	\$124,844	\$ 7,849	\$116,955
TOTAL	\$857,157	\$89,337	\$767,820

The countywide tax levy impact associated with this amendment is an increase of \$111,971 (the 2002 Recommended Budget inadvertently failed to indicate that the transfer of the Senior Centers to the Department on Aging would result in a countywide tax levy decrease of \$111,971).

Denied by Finance and Audit Committee (Vote 5-2).

Thereupon, **Supervisor Amendment No. 7 FAILED OF ADOPTION** by the following vote:

AYES—Borkowski, Coggs-Jones, Davis, Johnson, Lutzka, Mayo and Nyklewicz—7. **NOES**—Aldrich Arciszewski, Bailey, De Bruin, Diliberti, Holloway, Jasenski, Krug, Launstein, McGuigan, Podell, Quindel, Ryan, Schmitt, Weishan, White, Zielinski and the Chairman—18.

By Supervisors Nyklewicz, Lutzka and Borkowski:

Amendment No. 8

To amend the County Executive's 2002 Recommended Budget

for Org. Unit 7900 - Department on Aging and Org. Unit 9000 - Department of Parks to retain the operations and funding of the Wilson Senior Center within the Department of Parks. The transfer of the Kelly and Rose Senior Centers from the Department of Parks to the Department on Aging would be retained in the Budget.

This amendment would result in the following modifications to the Budget write-up for the Department on Aging on Pages 7900-7 and 7900-8:

~~"The Kelly, and Rose and Wilson Senior Centers previously operated by the Department of Parks, Recreation and Culture are transferred to the Department on Aging, increasing expenditures \$655,849 \$393,817. This action represents a tax levy increase within the Department on Aging offset by a ~~an identical~~ decrease of \$459,750 within the Department of Parks, Recreation and Culture, resulting in a County-wide tax levy ~~impact~~ decrease of ~~zero~~ \$65,933. This transfer consolidates senior center services in Milwaukee County under the management of the Department on Aging and moves the Department closer to the goal of being the single point of access and planning for the elderly population of Milwaukee County. Transfer of these senior centers to the Department on Aging will ensure a continuum of quality services across the County and provide a stronger link to the broad system of community based services across the County and provide a stronger link to the broad system of community based services available to elders throughout the community."~~

In addition, this amendment would result in the following modifications to the Budget write-up for the Department of Parks on Pages 9000-7 and 9000-8:

\$ (120,000	60,000)	Abolish 2 1 Community Center Manager
(93,720	46,860)	Abolish 2 1 Community Center Supervisor
(74,028	37,014)	Abolish 2 1 Park Maintenance Worker Assistant
(73,892	36,946)	Abolish 2 1 Arts and Crafts Instructor
(144,308	108,231)	Abolish 4 3 Senior Citizen Program Instructor
(46,243	31,766)	Abolish 2.04 1.74 FTE Senior Citizen Program Instr. (Seasonal)
(7,666	_____)	Abolish 43 FTE Woodworking Instructor (Seasonal)
(297,202	172,162)	Operating Costs
<u>-89,338</u>	<u>33,229</u>	Reduce Revenue
\$ (767,820	459,750	Tax Levy Effect

The operations and funding of the Rose, and Kelly and Wilson Senior Centers are transferred to the Department on Aging to provide more efficient and effective planning, developing, purchasing and coordinating of services for the older adult population that utilizes these Centers. The Wilson Senior Center would continue to be operated by the Parks Department. The Department on Aging's experience and expertise in meeting the needs of older adults has been demonstrated with enhanced programming and increased attendance at the Washington Senior Center, which was transferred from the Parks Department in 1995. Sufficient funding has been provided in the Department on Aging budget to ensure that the Rose and Kelly Senior Centers will continue to provide older adults with the same level of quality recreational services as was provided when the Centers were under the Parks Department's jurisdiction. ~~The Department on Aging will also provide a single entry point for older adults and their caregivers who are in need of elderly service information and assistance. This type of inter-governmental collaboration is consistent with the Strategic Planning of Milwaukee County and results in the provision of high quality, responsive services that enhance the quality of life for all people.~~

Adoption of this amendment would decrease expenditures by \$262,032 in Org. Unit 7900 - Department on Aging. It also would increase expenditures by \$364,179 and increase revenue by \$56,109 in Org. Unit 9000 - Department of Parks for a net tax levy increase of \$308,070 in that budget. In addition, 5.73 FTE that were recommended for abolishment in the Department of Parks budget would be retained.

The countywide tax levy impact associated with this amendment is an increase of \$46,038 (the 2002 Recommended Budget inadvertently failed to indicate that the transfer of all three Senior Centers to the Department on Aging would result in a countywide tax levy decrease of \$111,971).

Denied by Finance and Audit Committee (Vote 5-2)

Thereupon, **Supervisor Amendment No. 8 FAILED OF ADOPTION** by the following vote:

AYES—Borkowski, Diliberti, Holloway, Lutzka, Mayo and Nyklewicz—6. **NOES**—Aldrich, Arciszewski, Bailey, Coggs-Jones, Davis, De Bruin, Jasenski, Johnson, Krug, Launstein, McGuigan, Podell, Quindel, Ryan, Schmitt, Weishan, White and the Chairman—18. **EXCUSED**—Zielinski—1.

By Supervisor Coggs-Jones:

Amendment No. 9

To amend the County Executive's 2002 Recommended Budget for Org. Unit 8000 - Department of Human Services (DHS) and Org. Unit No. 6300 - Mental Health Division (MHD), by denying the transfer of the operation of the County's Alcohol and Other Drug Abuse (AODA) Programs and seven existing positions from the DHS-Adult Services Division (ASD) to the Mental Health Division, and further denying the abolishment of one Clerk Typist 2 position.

Adoption of this amendment would allow for the continuation of AODA services under its current service provision and administrative arrangement. Expenditures, revenues, and tax levy would be reduced for the MHD by \$13,798,434, \$12,206,278 and \$1,592,156, respectively. The expenditures, revenues and tax levy would be increased in the DHS-ASD by \$13,868,532, \$12,206,278 and \$1,662,254, respectively. Approval of this amendment would result in a net increase in expenditures of \$65,761 resulting in a net tax levy increase of \$65,761. This figure includes \$29,663 for the Clerk Typist 2 position.

Denied by Finance and Audit Committee (Vote 5-2)

Thereupon, **Supervisor Amendment No. 9 FAILED OF ADOPTION** by the following vote:

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

By Supervisor Quindel:

Amendment No. 10

To amend the County Executive's 2002 Recommended Budget for Org. Unit 9000 - Parks Department, by appropriating \$50,000 to eliminate the interference of geese on select County-owned athletic fields. This would be accomplished by the following:

1. \$20,000 to harvest 1,000 geese at athletic fields experiencing the highest concentration of geese during the months of June and July;

2. \$30,000 for a pilot project that would include \$20,000 to spray Re-Jex-It on the most intensely used athletic fields during the months of September and October and \$10,000 for the use of dogs to keep geese off of athletic fields during September and October.

This amendment would result in a tax levy increase of \$50,000.

Denied by Finance and Audit Committee (Vote 6-1)

Thereupon, **Supervisor Amendment No. 10 WAS ADOPTED** by the following vote:

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

By Supervisors Podell and Jasenski:

Amendment No. 11

To amend the County Executive's 2002 Recommended Budget for Org. Unit 9000 - Parks Department, by denying the abolishment of lifeguards at Bradford Beach for a tax levy increase of \$35,318. This would be accomplished by the following:

\$(20,964	<u>17,470</u>	Abolish 78 <u>65</u> FTE Head Lifeguard (Seasonal)
(16,446-	<u>13,705</u>	Abolish 78 <u>65</u> FTE Assistant Head Lifeguard (Seasonal)
(85,548	<u>53,465</u>	Abolish 4.51 <u>2.91</u> FTE Lifeguard (Seasonal)
	17,330	Reduce revenue from Whitefish Bay for staffing of Klode Beach
\$(102,628	67,310	Tax Levy Effect

Due to fiscal constraints, the Parks Department will no longer provide lifeguard staffing at ~~the six~~ five Milwaukee County supervised beaches: ~~Bradford~~, Doctors, Grant, Klode, McKinley and South Shore. Persons using these areas will swim at their own risk at all times. A survey of other areas shows that use of lifeguards on large stretches of open water does not occur. In addition, lifeguards are now only provided during daytime hours. Any swimming that occurs aafter 5 p.m. is currently done without lifeguards."

This amendment will increase expenditures by \$35,318 for a tax levy increase of \$35,318.

Denied by Finance and Audit Committee (Vote 5-2)

Thereupon, **Supervisor Amendment No. 11 WAS ADOPTED** by the following vote:

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

By Supervisor Krug:

Amendment No. 12

To amend the County Executive's 2002 Recommended Budget for Org. Unit WP017 - Trail & Hard Surface Renovation, by increasing the appropriation by \$500,000 to \$1 million. Adoption of this amendment would result in an increase in general obligation bonding of \$500,000.

Denied by Finance and Audit Committee (Vote 4-3)

Thereupon, **Supervisor Amendment No. 12 WAS ADOPTED** by the following vote:

AYES—Aldrich, Arciszewski, Bailey, Borkowski, De Bruin, Diliberti, Holloway, Jasenski, Johnson, Krug, Launstein, Lutzka, Podell, Quindel, Ryan, Weishan, White and the Chairman—18. **NOES**—Coggs-Jones, Davis, Mayo, McGuigan, Nyklewicz, Schmitt and Zielinski—7.

OTHER AMENDMENTS BY SUPERVISORS

By Supervisor De Bruin:

To amend the County Executive's 2002 Recommended Budget for Org. Unit No. 1130 - Corporation Counsel and Org. Unit No. 1945 - Appropriation for Contingencies by deleting \$167,022 in expenditures for the County's tobacco lawsuit in the Miscellaneous Legal Fees account and adding an appropriation of \$167,022 to the Appropriation for Contingencies.

Adoption of this amendment would reduce expenditures in Org. Unit No. 1130 by \$167,022 and increase expenditures in Org. Unit No. 1945 by \$167,022 for no net tax levy impact.

Supervisor De Bruin moved that all rules of the board interfering with immediate consideration of the foregoing amendment be suspended.

Thereupon, the rules **WERE SUSPENDED** by the following vote:

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

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

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

By Supervisor Mayo:

To amend the County Executive's 2002 Recommended Budget for Org. Unit 9000 - Department of Parks by denying the closing of Moody Pool during the summer of 2002. This will result in an expenditure increase of \$78,403 and a revenue increase of \$8,696 for a net tax levy increase of \$69,707.

Supervisor Mayo moved that all rules of the board interfering with immediate consideration of the foregoing amendment be suspended.

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

AYES—Borkowski, Coggs-Jones, Davis, Holloway, Jasenski, Johnson, Launstein, Mayo, Podell, White and Zielinski—11. **NOES**—Aldrich, Arciszewski, Bailey, De Bruin, Diliberti, Krug, Lutzka, McGuigan, Nyklewicz, Quindel, Ryan, Schmitt, Weishan and the Chairman—14.

By Supervisor Davis:

To amend the County Executive's 2002 Recommended Budget for Org. Unit 9000 - Department of Parks and Capital Improvements Budget for WP028 - Pool Demolition, by denying the closing of Dineen Pool in 2002. This will result in an expenditure increase of \$71,502 and a revenue increase of \$6,000 for a net tax levy increase of \$65,502 in Org. Unit 9000. In addition, WP028 - Pool Demolition is amended to include \$100,000 for capital repairs needed to operate the pool. This will be financed by sales tax revenue.

(Note: The County Executive's Budget included \$300,000 in sales tax revenue for the demolition of the pool. This amendment would use \$100,000 of sales tax revenue for the capital repairs. The remaining \$200,000 in sales tax revenue would be used to replace general obligation bond financing for other projects in the Capital Improvements Budget, thus reducing the general obligation bond financing by \$200,000. The Department of Administration would be authorized to determine the allocation of the \$200,000 in sales tax revenue to other projects in the 2002 Capital Improvements Budget.)

Supervisor Davis moved that all rules of the board interfering with immediate consideration of the foregoing amendment be suspended.

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

AYES—Borkowski, Coggs-Jones, Davis, Holloway, Jasenski, Johnson, Launstein, Mayo, McGuigan, Podell, White and Zielinski—12. **NOES**—Aldrich, Arciszewski, Bailey, De Bruin, Diliberti, Krug, Lutzka, Nyklewicz, Quindel, Ryan, Schmitt, Weishan and the Chairman—13.

File No. 01-602

(Journal, September 28, 2001)

Amendment No. 2

WHEREAS, the County Board in meetings held up to and including November 1, 2001 authorized salary changes, reclassifications, and new positions which are not included in the County Executive's recommended 2002 budget, the detail of which is on file with the Department of Administration; now therefore,

BE IT RESOLVED, the County Executive's 2002 recommended budget for General Purposes be amended as follows:

County Board Actions

	Prior to <u>11/01/01</u>	Actions Through <u>11/01/01</u>	<u>Total</u>
Expenditures	\$ 0	\$798,539	\$798,539
Revenues	0	800,415	800,415
Tax Levy	\$ 0	\$ (1,876)	\$ (1,876)

Lynne De Bruin
Finance & Audit Committee Chairman

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

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

ORDINANCES FROM THE COMMITTEE ON FINANCE AND AUDIT

File No. 01-602
(Journal, September 28, 2001)

AN ORDINANCE

To amend Section 32.25 of the County General Ordinances in order to raise the limits for open market purchases, informal and formal bids and change the method used for public notice.

To amend 32.50 of the County General Ordinances to allow fax transmissions for award notices and protest responses.

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

SECTION 1. Sections 32.25(3), (4) and (5) of the General Ordinances of Milwaukee County, as amended to and including _____, is hereby amended as follows:

32.25(3) *Open Market Purchase.* Any procurement having an estimated aggregate value in excess of five thousand dollars (\$5,000.00) and less than ~~fifteen thousand dollars (\$15,000.00)~~ twenty-five thousand dollars (\$25,000.00) shall be made by solicitation of three (3) quotations documented by the buyer.

32.25(4) *Informal Purchases.* Any procurement having an estimated aggregate value of ~~fifteen thousand dollars (\$15,000.00)~~ and less than twenty-five thousand dollars (\$25,000.00) and less than fifty thousand dollars (\$50,000.00) shall be solicited from all vendors of the item on the vendor's list maintained by the Procurement Division and the contract awarded by sealed bidding.

32.25(5) *Formal Purchases.* Any procurement having an estimated aggregate value of ~~twenty-five thousand dollars (\$25,000.00)~~ fifty thousand dollars (\$50,000.00) or more shall have sealed bids solicited by public notice inserted at least once ~~in the officially designated newspaper for procurement notices~~ on the official County web-site at least two (2) weeks before the bid opening date, and by posting official notice on the procurement board in the Procurement Division office for the same period. The Procurement Division shall solicit sealed bids by mail from all vendors of the item on the vendor list maintained by the Procurement Division.

SECTION 2. Sections 32.50(1) and (2) of the General Ordinances of Milwaukee County, as amended to and including _____, are hereby amended as follows:

32.50(1) All unsuccessful offerors shall be notified in writing by certified mail return receipt requested or by fax machine transmission of the pending contract award. Protest to the award must be delivered to the purchasing administrator within seventy-two (72) hours after receipt of notice. The purchasing administrator's copy of the fax transmission cover sheet, or the department's fax log, shall be conclusive proof of the time and date of receipt by the offeror.

32.50(2) A protest must be in writing and clearly state the reason for it. The purchasing administrator shall review the protest and notify the protestor of a decision, in writing, by certified mail return receipt requested or by fax machine transmission within five (5) days. No contract shall be awarded while a protest is pending. A protest that is

untimely or fails to clearly state the reason for the protest is invalid. The purchasing administrator's copy of the fax transmission cover sheet, or the department's fax log, shall be conclusive proof of the time and date of receipt by the offeror.

SECTION 3. This ordinance shall become effective on January 1, 2002.

Fiscal Note:

Adoption of this ordinance will decrease the Procurement Division's expenditures by reducing staff, advertising and mailing costs to meet the 2002 budget target.

File No. 01-602
(Journal, September 28, 2001)

AN ORDINANCE

To amend Chapters 43 and 44 of the General Ordinances of Milwaukee County relating to qualification of contractors and delivery of bid and contract documents for public works construction.

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

SECTION 1. Chapter 43 of the General Ordinances of Milwaukee County, as amended to and including _____, is hereby amended to read as follows:

Chapter 43

~~PREQUALIFICATION OF BIDDERS~~ QUALIFICATION STATEMENT ON PUBLIC WORKS CONTRACTS

43.01. Applicability of ~~ss. 59.08 and 66.29~~, Wis. Stats.

It is hereby ordained that the provisions of ss. ~~59.08~~ 59.52(29) and ~~66.29~~ 66.0901, Wis. Stats. shall be and are applicable to all contractors desiring to bid on public works of construction projects performed for the Milwaukee County on contracts where the estimated costs of such work will exceed ~~twenty thousand dollars (\$20,000.00)~~ twenty-five thousand dollars (\$25,000.00), ~~excepting~~ except highway contracts which the county committee on transportation and public works is authorized by law to let or make.

43.02. ~~Method of prequalification~~ Filing qualification statement.

(1) All Bidders who desire want to be approved for award of contract on public works projects shall submit to the county clerk as qualified bidders for a specific

~~project shall be considered prequalified if they have submitted two (2) copies of a completed contractor prequalification qualification statement to the county clerk of financial ability, equipment, experience in the work prescribed in the contract for the protection and welfare of the public in performance of any public contract. Statement shall be in the form required by section 43.04 of the Code. The completed prequalification qualification statement shall be received by the county clerk submitted not less than five (5) calendar days prior to the bid due date. Contractor qualification A prequalification statement is valid for a three-year two-year period commencing on the date of filing filed with the county clerk and will terminate in three (3) years after the last date of the month the qualification statement was filed with the county clerk.~~

(2) ~~Prequalification under this section Contractor qualification shall be required for each bid. Contractors Bidders who previously have submitted a prequalification qualification statement within three (3) two (2) years preceding the bid due date shall submit a signed affidavit acknowledge a statement included in the bid form provided with each bid as required by section 43.04 verifying that the information in the qualification statement has not changed.~~

(3) ~~The county clerk shall provide a copy of all prequalification contractor qualification statements and affidavits to the director of public works and development. The statements shall be retained by the county clerk for a two three-year period commencing on the date they are filed with the county clerk.~~

(4) ~~The contents of the qualification statements shall be confidential and shall not be disclosed except by the written authorization of the contractor furnishing the same, or for use by the county in qualifying the contractor, or in case of action against or by the contractor or county.~~

~~43.03. Method of qualifying Responsibility of bidders.~~

(1) ~~The director of public works and development shall review the information provided in the bid proposal and the prequalification contractor qualification statement to determine if the low bidder is responsive, and responsible and competent, which will determine whether the low bidder is qualified to perform the work. At the request of the director, may request more the bidder shall provide additional information if the information provided is insufficient, verifying their responsibility and responsiveness. If the director rejects a low bid based on lack of qualification responsibility and/or responsiveness of the bidder, that bidder shall be notified of the right to appeal pursuant to chapter 110 of the Code.~~

~~(2) The County will make certain its needs are met by awarding to a responsible bidder who has the lowest bid. The concept of lowest responsible bidder includes the definition of two terms - responsible and responsive. The term "responsible" refers to the bidder's integrity and reliability. Bidders who have the structure and ability to perform as promised and to stand behind what they deliver to the county are responsible bidders. The term "responsive" refers to the bidder's ability to meet the contract requirements.~~

~~(3) The following outlines criteria for determining the lowest responsible and responsive bidder:~~

- ~~- Financial ability to complete the contract.~~
- ~~- Skill, judgment, experience and resources to capably complete the contract.~~
- ~~- Necessary facilities, staff, personnel and equipment to complete the contract.~~

- Demonstrated ability to satisfactorily perform the work in a prompt and conscientious manner.
- Demonstrated ability to comply in situations where the award is contingent on special considerations subject to the nature of the contract.

(4) Contractors shall have personnel on staff that are trained in the trade and occupation required by the contract they are bidding. The intent of this statement is that contractors will use their own forces as much as possible per contract conditions.

(5) (2) The county reserves the right to require additional qualifications for any specific project. When so required, the public notice of advertisement for bids and bidding documents will specifically state this requirement.

(6) (3) If any qualified bidder who has been awarded a contract violates any agreement in such contract or delays the performance required by such contract or a qualified bidder be adjudged bankrupt or insolvent, the name of such contractor and the circumstances of the contractor's default shall be reported promptly to the director of public works and development, who shall will take immediate action to investigate and ascertain the fact situation and shall promptly notify said bidder of any intended action. The right to appeal shall enure to said bidder as defined in subsection 43.03(4) chapter 110 of the Code.

43.04. Form of prequalification qualification statement and affidavit.

(1) A prequalification contractor qualification statement form and sworn statement shall be completed by contractors requesting approval as prequalified bidders qualified contractors. If a prequalification contractor qualification statement has been filed within three (3) years of bid due date, and is still accurate, the bidder should acknowledge this through the affidavit statement included in the bid form shall be completed.

(2) Only the firm named in the Contractor's Qualification Statement is eligible for award of contract.

Delete "Contractor Qualification Statement and the Affidavit" and include a new "Contractor's Qualification Statement" form as follows:

CONTRACTOR QUALIFICATION STATEMENT

Submit to the County Clerk of Milwaukee County

Contractors shall have the financial ability, skill, judgment, experience, resources, facilities, staff, personnel and equipment to complete the contract; and shall have the ability to perform and to comply with special considerations of the contract.

The contents of the qualification statement shall be confidential and shall not be disclosed except by the written authorization of the contractor furnishing the same, or for use by the county in qualifying the contractor, or in case of action against or by the contractor or county.

The undersigned certifies under oath that the information provided herein is true and sufficiently complete so as not to be misleading.

NAME: _____
Firm Name

ADDRESS: _____
Street City State Zip

TELEPHONE NO. _____ Fax No. _____

SUBMITTED BY: Corporation
 Partnership
 Individual
 Joint Venture
 Other

Type of work:
 General Construction
 Plumbing
 Heating, ventilating & air conditioning
 Mechanical (Plumbing, HVAC, Fire protection)
 Electrical
 Mechanical site and street utilities
 Paving
 Other _____
(please specify)

1. ORGANIZATION

a. How many years has your organization been in business as a Contractor?

b. How many years has your organization been in business under its present name?

1. Under what other or former names has your organization operated?

c. If your organization is a corporation, answer the following:

1. Date of incorporation:

2. State of incorporation:

3. President's name:

4. Vice-president's name(s):

5. Secretary's name:

6. Treasurer's name:

d. If your organization is a partnership, answer the following:

1. Date of organization:
2. Type of partnership (if applicable):
3. Name(s) of general partner(s):

e. If your organization is individually owned, answer the following:

1. Date of organization:
2. Name of owner:

f. If the form or your organization is a joint venture or other than those listed above, describe it and name principle(s):

2. LICENSING

- a. List jurisdictions and trade categories in which your organization is legally qualified to do business, and indicate registration or license numbers, if applicable.
- b. List jurisdictions in which your organization's partnership or trade name is filed.

3. EXPERIENCE (If more space is needed, submit a separate sheet noting Article and paragraph, i.e. 3a., other categories of work, etc.)

- a. List the categories of work that your organization normally performs with its own forces.
- b. List the construction experience and present commitments of the key individuals of your organization.
- c. List the trade or occupation classification(s) of your employees.
- d. On a separate sheet, list major construction projects your organization has in progress, giving the name of project, owner, architect/engineer, contract amount, percent complete and scheduled completion date.
 1. State total worth of work in progress and under contract.
 2. Provide name and telephone number of Owner contact.
- e. On a separate sheet, list the major projects your organization has completed in the past five years, giving the name of project, owner, architect/engineer, contract amount, date of completion, and percent of the cost of the work performed with your own forces.

1. State average annual amount of construction work performed during the last five years.

2. Provide name and telephone number of Owner contact

f. Has the firm been asked to be relieved from a bid submitted to a public or private authority in the past 10 years? Yes ___ No ___

If yes, state:

Dates: _____ Owner: _____

Owner's mailing address:

Full particulars in each instance:

g. Has firm ever been relieved of a contract by a public or private awarding authority through court action or mutual agreement?

Yes ___ No ___

If yes, give particulars in each instance:

h. Has firm ever been convicted or disbarred because of a wage rate violation?

Yes ___ No ___

If yes, give: Date _____

Claimants: _____

Full particulars in each instance:

4. EQUIPMENT

List the major equipment owned, the availability, size, capacity, condition (poor, fair, good, new) and years of service.

<u>Equipment</u>	<u>Availability</u>	<u>Size, Capacity</u>	<u>Condition</u>	<u>Years of Service</u>
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5. REFERENCES

a. Trade References:

b. Bank References:

c. Surety:

Name of bonding company:

Address:

Name and address of agent:

6. FINANCIAL

a. Financial Statement: Attach a financial statement, preferably audited, including your organization's latest balance sheet and income statement showing the following:

1. Current Assets (e.g., cash, joint venture accounts, accounts receivable, notes receivable, accrued income, deposits, materials inventory and prepaid expenses);

- 2. Net Fixed Assets;
 - 3. Other Assets;
 - 4. Current Liabilities (e.g., accounts payable, notes payable, accrued expenses, provision for income taxes, advances, accrued salaries and accrued payroll taxes);
 - 5. Other Liabilities (e.g., capital, capital stock, authorized and outstanding shares' par values, earned surplus and retained earnings).
- b. Name and address of firm preparing attached financial statement, and date thereof.
 - c. Is the attached financial statement for the identical organization named on page one?
 - d. If not, explain the relationship and financial responsibility of the organization whose financial statement is provided (e.g., parent-subsidiary).
 - e. Will the organization whose financial statement is attached act as guarantor of the contract for construction?

7. SIGNATURE

Dated this _____ day of _____ 200__.
date month

Name of Organization: _____

By: _____

Title: _____

name
duly sworn deposes and says that the information provided herein is true and sufficiently complete so as not to be misleading.

Subscribed and sworn before me this _____ day of _____ 200__.

Notary Public: _____

My Commission Expires: _____

SECTION 2. Section 44.01 of the General Ordinances of Milwaukee County, as amended to and including _____, is hereby amended to read as follows:

44.01. Public bid required; exceptions.

All construction, repair, remodeling or improvement contracts for any public work shall be awarded by competitive bids to the lowest qualified, responsible, responsive bidder when the estimated project cost exceeds twenty thousand dollars (\$20,000.00). A responsible bidder is hereby defined as one ~~prequalified~~ **qualified** in conformance with chapter 43 and who responds to all the terms and conditions of the bid solicitation. This section shall not apply:

- (a) Where the county board, by three-fourths vote of all members entitled to a seat, provides that any class of work or any part thereof may be done directly by county work forces.
- (b) To repair or ~~reconstruction~~ **reconstruct** public facilities when the county board, by resolution, determines that damage or threatened damage creates an emergency in which the public health or welfare of the county is endangered.

SECTION 3. Section 44.06 of the General Ordinances of Milwaukee County, as amended to and including _____, is hereby amended to read as follows:

44.06. Bid opening.

Bid opening times shall be scheduled by the department of public works. A member of that department shall be present at all such bid openings. All sealed bids shall be delivered to, and received by, the office of the county clerk prior to the time set for the opening of said bid. The county clerk, or designee, shall open bids of ~~prequalified~~ **qualified** bidders only, and shall inspect each bid to ascertain whether it conforms to ~~the~~ bid signature affidavit and bond requirements, and shall reject any bid found not to be in compliance with said elements. Evidence of failure of compliance shall be retained by the county clerk and said rejected bid shall be immediately returned to the bidder accompanied by notice of reason for rejection.

SECTION 4. Section 44.07 of the General Ordinances of Milwaukee County, as amended to and including _____, is hereby amended to read as follows:

44.07. Bid requirements, disqualification and rejection of bids.

(a) *Bid bond deposit and performance, material and labor bond.* Each bid shall be accompanied by a bid bond in the amount of ten (10) percent of the base bid(s) and executed by a corporate surety licensed to transact business in the state. In lieu of corporate surety, the bidder may provide a certified check, cashier's check or cash in the same amount as security for the bid. Cash shall be deposited prior to submittal of bid with the county treasurer and the receipt form given shall accompany the bid. Upon award of contract, the contractor shall sign and return the contract with performance material and labor bond executed by a corporate surety licensed to transact business within the state for the full amount of the contract as required by section 44.08.

(b) *Bidder's certificate.* A sworn statement shall be incorporated in the bid that

the bidder has examined and carefully completed the bid and contract documents supplied by the department of public works ~~and development~~ and checked it in detail before submission.

(c) *List of subcontractors.* Each bidder shall submit with the bid a list of subcontractors (or material suppliers when required by the bid documents), with whom it proposed to contract and the class of work to be performed by each. To qualify for such listing, each subcontractor must first submit a bid in writing to the contractor at least forty-eight (48) hours prior to time of bid closing. The list shall not be altered without written consent of the county. A bid shall not be invalid if any subcontractor and the class of work to be performed has been omitted. The omission shall be considered inadvertent or a representation that the bidder will perform the work. If inadvertent, the bidder shall supply the list of subcontractors or material suppliers within three (3) working days from date and time of bid opening. Bid may be rejected upon failure to comply.

SECTION 5. Section 44.08 of the General Ordinances of Milwaukee County, as amended to and including _____, is hereby amended to read as follows:

44.08. Bid rejection and forfeiture.

Bids received after the time set for closing and bids of contractors not ~~prequalified~~ **qualified** by the director of public works shall be returned unopened to bidders. Bids which fail to conform to signature, affidavit and bond requirements, shall be rejected by the director and returned to the bidder. If a bidder awarded a contract fails to return the signed contract and executed performance bond within ten (10) days from receipt thereof or within such additional time for which there exists an excusable delay approved by the director, the bid bond and/or deposit shall be forfeited as liquidated damages. Upon such forfeiture, the contract may be awarded by the director to the next lowest, responsible, responsive bidder or readvertised and/or relet to public bid or cancelled if the next lowest responsive, responsible bidder is not within the project budget. The director is authorized to reject all bids, or cancel the entire bid, after consultation with corporation counsel has determined that such action is in the best interest of the county. The rejected bidder may appeal the decision in accordance with chapter 110 of the Code. The county, through its director of public works, reserves the right to accept or reject all bids, or cancel the entire bid, in its best interest.

SECTION 6. This ordinance shall become effective upon passage and publication.

File No. 01-602
(Journal, September 28, 2001)

A RESOLUTION/ORDINANCE

WHEREAS, the County Executive's 2002 Budget provides for the transfer of the Department of Labor Relations under the administrative authority of the Department of Administration; and

WHEREAS, the County Executive proposed this transfer to provide administrative support and back-up to the "director of labor relations," as well as managerial support on an as-needed basis; and

WHEREAS, the transfer will not impact on the departmental policies which shall continue to be subject to the jurisdiction of the County Executive and the Committee on Personnel of the County Board; and

WHEREAS, the "director of labor relations" will continue to be appointed by the County Executive with concurrence by the majority of the members of the County Board; now, therefore,

BE IT RESOLVED, that the County Board of Supervisors does hereby approve the following ordinance transferring the administrative authority of "labor relations" to the Department of Administration.

AN ORDINANCE

To amend Section 79.01 of the General Ordinances of Milwaukee County relating to the Department of Labor Relations.

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

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 of labor relations" for the county, the departmental policies of which shall be subject to the jurisdiction of the county executive and the committee on personnel of the county board. The department shall be under the administrative authority of the director of the department of administration to provide administrative support and back up, as well as managerial support on an as-needed basis. The department 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. 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 become effective January 1, 2002.

Fiscal Note:

Adoption of this ordinance will not require an additional expenditure or appropriation of funds in the current or subsequent budget year. Fiscal note prepared by the Department of Administration.

Thereupon, the foregoing ordinances WERE ADOPTED by the following vote:

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

SPECIAL LEVIES

File No. 01-501
(Journal, July 19, 2001)

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 2002, by recommending adoption of the following:

A RESOLUTION

WHEREAS, in accordance with Section 66.0309(14)(b) of the Statutes, SEWRPC has submitted its budget for aid for the calendar

year 2002 in the amount of \$2,244,785 and the allocation of said amount to each of the seven counties in the Southeaster Wisconsin Regional Planning Commission area on the basis of the equalized value of each county as as of January 1,2001, to the total equalized value of the seven counties as of January 1, 2000, as follows:

<u>County</u>	<u>January 1, 2001 Equalized Valuation</u>	<u>Tax Levy Percent</u>	<u>Apportionment Amount</u>
Kenosha	\$ 8,542,688,500	7.4103%	\$ 167,135
Milwaukee	41,744,112,500	36.2367%	806,660
Ozaukee	7,345,148,900	6.3715%	145,145
Racine	9,517,488,900	8.2559%	190,340
Walworth	7,939,464,400	6.8870%	153,895
Washington	8,345,423,700	7.2392%	160,390
Waukesha	31,816,827,400	27.5993%	621,220
TOTAL	\$115,281,154,300	100.0000%	\$2,244,785

; now, therefore,

BE IT RESOLVED, that there is hereby levied upon all taxable property within Milwaukee County \$806,660 as the County's proper portion of the 2002 budget of the Southeastern Wisconsin Regional Planning Commission, said amount to be transmitted to the Treasurer of said Commission, after January 1, 2002, upon demand of said Treasurer; and

BE IT FURTHER RESOLVED, that the proper County officers are directed to distribute to each municipality within the County, its share of the above \$806,660 based on the ratio of each municipality's equalized value to the total equalized value of the County (excluding TID) values.

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

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

.....
The Chair called for a brief recess.

The Board **RECONVENED** at 2:12 p.m. this same day.

Supervisor Ordinans in the Chair.

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

FINAL 2001 TAX LEVY FOR 2002 GENERAL COUNTY PURPOSES

File No. 01-602

(Journal, September 28, 2001)

WHEREAS, the County Executive's Budget for General County Purposes as submitted to the County Board on September 28, 2001, 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 \$218,734,713 on all taxable property in the County of Milwaukee for General County Purposes.

Lynne D. De Bruin

Finance & Audit Committee Chairman

Thereupon, the 2001 Tax Levy for 2002 General County Purposes WAS ADOPTED by the following vote:

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

FINAL 2001 EXPENDITURE FOR 2002 GENERAL COUNTY PURPOSES

File No. 01-602

(Journal, September 28, 2001)

WHEREAS, the County Executive's Budget for General County Purposes as submitted to the County Board on September 28, 2001, has been amended by amendments detailed in the minutes of this meeting; now, therefore,

BE IT RESOLVED, that the amended budget for General County Purposes as shown in summary form in the minutes of this meet-

November 1)

1695

(2001

ing and totaling \$1,064,190,319 be and the same is hereby adopted.

Lynne D. De Bruin
Finance & Audit Committee Chairman

Thereupon, the **2001 Expenditure for 2002 General County Purposes, as amended, WAS ADOPTED** by the following vote:

AYES—Aldrich, Arciszewski, Davis, De Bruin, Diliberti, Holloway, Jasenski, Johnson, Krug, Launstein, McGuigan, Podell, Ryan, Schmitt, Weishan, White, Zielinski and the Chairman—18.
NOES—Bailey, Borkowski, Coggs-Jones, Lutzka, Mayo, Nyklewicz and Quindel—7.

On a motion by Supervisor White, the Board **ADJOURNED** at 2:22 p.m. to November 14, 2001 at 1:30 p.m. for possible vetoes and/or to Thursday, December 20, 2001, at 9:30 a.m., by a voice vote.

MARK RYAN
County Clerk

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Milwaukee, Wisconsin, Wednesday, November 14, 2001, 1:33 p.m.

Supervisor Ordinans in the Chair.

PRESENT: Aldrich, Arciszewski, Bailey, Borkowski, Coggs-Jones, De Bruin, Diliberti, Jasenski, Johnson, Krug, Launstein, Lutzka, Mayo, McGuigan, Nyklewicz, Quindel, Ryan, Schmitt, Weishan, White, Zielinski and the Chairman—22. **ABSENT:** Davis, Holloway and Podell—3.

Supervisors Davis, Holloway and Podell are hereinafter noted present.

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

Supervisor Davis present.

COUNTY EXECUTIVE VETO MESSAGE

Supervisors Holloway and Podell present.

TO : The Honorable County Board of Supervisors

SUBJECT : PARTIAL VETO OF FILE NUMBER 01-602

I am returning County Board File Number 01-602. 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 59.17 (5) and (6) of the Wisconsin State Statutes.

This resolution constitutes the 2002 Milwaukee County Budget. The balance of the Budget has been approved. I am returning those parts of the Budget upon which I have exercised my veto authority.

The main intent of these vetoes is to keep taxes in Milwaukee County reasonable and affordable. Consequently, many of the vetoes are based on the need to reduce the property tax levy. In addition, the County Board has unofficially adopted a \$40 million general obligation bond limit. To achieve this goal, a few vetoes were also necessary.

1. Combined Court Related Operations/Sheriff

I continue to question the need for Legal Research Interns in the State Court System compared to other County needs and priorities.

Just as Milwaukee County needs to look at providing services differently in difficult fiscal times, so should the State Court System. The Recommended Budget increased tax levy support by 6.997%, well above most County departments. This is a Budget that is requiring layoffs and personal service reductions throughout County government. Consequently, I am vetoing the amendment to re-create the nine Legal Research Interns. Unfortunately, it is not within my veto authority to reverse the County Board action to abolish the five positions of Deputy Sheriff I assigned to bailiff staffing in the Civil Courts. If the Board believes that there is a need to fund the Bailiff positions in 2002, they could be re-created during the year though funds would have to be identified to do so. The fiscal effect of this veto is a tax levy reduction of 360,472.

2. Mental Health Division/Department of Human Services

In July 2001, the Department of Human Services submitted a corrective action plan to address a projected \$4.9 million deficit. One item of this plan was a reduction in Wraparound services of \$200,000, equal to 7 slots out of 330. This reduction was recommended based on experience. Currently, not all of the 330 slots are being utilized. It makes neither fiscal nor policy sense to re-establish in 2002 an expenditure that was reduced in 2001 based on utilization. The fiscal effect of this veto is a tax levy reduction of \$200,000.

3. County-Wide Operating

For the last few years, I have included initiatives related to the countywide strategic planning process. This year the Recommended Budget included a suggestion made during strategic planning by numerous County managers to identify on-going or vendor-specific professional service contracts in the budget and have approval of the budget document serve as approval of these contracts. This new process would streamline County business processes and reduce extra layers of review. Additionally, this initiative responded directly to Goal Number 6 of Milwaukee County Goals (File Number 99-494(a)(b)): "Increase managerial flexibility and accountability by streamlining administrative processes and reporting." Not only does the County Board amendment not address this goal, but also by changing the intent of this initiative and having contracts identified in the budget as informational only, it actually adds an additional layer of review. Therefore, I am vetoing the language regarding professional service contracts in its entirety. This veto has no direct fiscal effect.

4. Golf Course Air Conditioning

I am vetoing both the Brown Deer and Dretzka air conditioning

projects. Brown Deer clubhouse has air conditioning provided by the GMO. Dretzka clubhouse is a facility that is like many other County facilities in our parks that are not air-conditioned. There are very limited number of days during the golf season when air conditioning is necessary. With limited dollars, neither project is a priority capital expenditure for our County parks. This veto reduces bonding by \$377,673.

5. Museum-Security Fire Life Safety System Planning

This item was properly funded as a planning project in the 2002 Recommended Budget because there is an extensive amount of highly technical work that must be completed regarding this project. A consultant knowledgeable in this field must be hired to develop specialized planning and design elements that must be completed prior to the development of bid documents and the solicitation of bids. Selecting a consultant, developing plans and designs to include in bid documents as well as the bid solicitation will take at least one full year to complete. Therefore, I am again proposing that construction occur in 2003 thus reducing bonding by \$584,000.

6. Amendment Number 1

The proposed tuition assistance program would be in addition to the current zero interest tuition loan program. Given the County's challenging fiscal situation, as well as the existence of the County's ongoing tuition loan program, this does not seem a prudent time to create a new employee tuition benefit. If the authors still wish to pursue the concept, it should more appropriately be part of our collective bargaining process. The fiscal effect of this veto is a tax levy reduction of \$100,000.

7. Amendment Number 2

I am line vetoing this amendment to delete the Interpreter Coordinator position only. In the 2002 Budget, many departments have consolidated job duties. The Pro Se Coordinator should assume as many duties as possible of both positions. The fiscal effect of this veto is a tax levy reduction of \$73,817.

8. Amendment Number 10

I am deleting geese harvesting from this amendment. The egg-adding program already in place combined with the new pilots recommended in the amendment should be implemented and evaluated before resorting to geese harvesting. In short, geese harvesting should be employed only as a last resort. There is still concern that

harvesting and donating geese to food pantries may be a public health hazard. Further, I am removing the name brand reference to provide the Parks Department maximum flexibility to utilize the most efficient and effective product for spraying athletic fields. Finally, a minor modification was made to permit the remaining \$30,000 to be split between spraying and the use of dogs based on the cost and effectiveness of each approach. The fiscal effect of this veto is a tax levy reduction of \$20,000.

9. Amendment Number 11

To assure the public by providing consistent policy regarding lifeguards at beaches, I am vetoing this amendment. Providing lifeguard services exclusively at Bradford Beach is unfair to the other beach users in Milwaukee County. In addition, lifeguards are not provided at Wisconsin State Park beaches. The fiscal effect of this veto is a tax levy reduction of \$35,318.

10. Amendment No. 12

I am vetoing the \$500,000 approved for the Trail and Hard Surface Renovation Program. Asphalt replacement projects in the Parks Department are properly funded at \$2 million without this amendment. This veto reduces bonding by \$500,000.

Approving these changes will result in a reduction in property tax levy of \$789,607, leaving a tax levy increase of 5.426% over 2001, compared to the County Board Adopted Budget increase of 5.808%. These vetoes, if approved, will also reduce general obligation bonding by \$1,461,673, from \$40,783,083 to \$39,321,410.

I respectfully request that the County Board of Supervisors sustain these vetoes.

F. THOMAS AMENT
County Executive

(Please see charts on the following pages.)

(2001

Summary of Vetoes, Fiscal Effect

The 2002 County Board adopted budget increased the property tax levy by \$12,005,971 over the County Executive's proposed budget. These vetoes result in a net tax levy reduction of \$789,607 from that approved by the County Board.

<u>Vetoes</u>	<u>Expenditure</u>	<u>Revenue or Bonds*</u>	<u>Tax Levy</u>
1. Deny restoration of Legal Research Interns	(\$360,472)	0	(\$360,472)
2. Eliminate Wraparound Increase	(200,000)	0	(200,000)
3. Eliminate professional services contract language	0	0	0
4. Eliminate Golf Course Air Conditioning	(377,673)	(377,673) *	0
5. Deny additional appropriation for Museum Life Safety System	(584,000)	(584,000) *	0
6. Deny creation of tuition assistance program	(100,000)	0	(100,000)
7. Deny restoration of one position of Courts Interpreter Coordinator	(73,817)	0	(73,817)
8. Delete geese harvesting	(20,000)	0	(20,000)
9. Deny restoration of Bradford Beach lifeguards	(35,318)	0	(35,318)
10. Deny increase for Trail and Hard Surface Renovation Program	(500,000)	(500,000) *	0
TOTAL VETOES	(\$2,251,280)	(\$1,461,673) *	(\$789,607)

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2001 Tax Levy	\$206,728,742	
County Executive's 2002 Recommended Tax Levy	\$216,848,179	
County Executive's Recommended Increase Over 2001	\$10,119,437	4.895%
County Board Adopted 2002 Levy	\$218,734,713	
County Board Increase Over 2001	\$12,005,971	5.808%
Revised 2002 Levy With Above Vetoes	\$217,945,106	
Revised Increase Over 2001	\$11,216,364	5.426%

	<u>Org. Unit</u>	<u>Expenditures</u>	<u>Revenue or Bonds*</u>	<u>Tax Levy</u>
COMBINED COURT RELATED OPERATIONS/SHERIFF				
	2000/4000			
1. To amend the County Executive's Recommended Budget for Org. Unit 2000 - Combined Court Related Operations, and Org. Unit 4000 - Sheriff, by denying the abolishment of nine (9) Legal Research Interns for an expenditure increase of \$360,472 and abolishing five positions of Deputy Sheriff 1 assigned to bailiff staffing in the Civil Courts for an expenditure reduction of \$334,600. This amendment will provide a 2002 bailiff staffing plan which includes 110 sworn positions instead of 115, including 106 Deputy Sheriff 1 positions instead of 111, three Sergeants and one Captain to cover 90 posts instead of 94.	2000	25,872	0	25,872
	2000	(360,472)	0	(360,472)
	4000	0	0	0
The net tax levy effect of this amendment is a tax levy increase of \$25,872.				
DHS-MENTAL HEALTH DIVISION/DEPARTMENT OF HUMAN SERVICES				
	6300/8000			
1. To amend the County Executive's 2002 Recommended Budget for Org. Unit 6300 - DHS Mental Health Division and Org. Unit 8000 - DHS Delinquency and Court Services Division, by increasing expenditures for Wraparound Placements by \$200,000 in the MHD and DHS. These expenditures would be offset by an increase in revenue of \$200,000 in the MHD budget resulting from crosscharges to the DHS from the MHD and an increase of \$200,000 in tax levy in the DHS, thus resulting in a net tax levy increase of \$200,000. These additional funds would allow the DHS - Delinquency and Court Services Division to sustain current successful outcomes for juveniles placed in the Wraparound Program.	6300	200,000	200,000	0
	8000	200,000	0	200,000
		400,000	200,000	200,000
COUNTY-WIDE OPERATING				
	9999			
1. To amend the County Executive's 2002 Recommended Budget for all appropriate org. units by specifying that certain professional service contracts exceeding \$20,000 are included in the Budget for informational purposes, and not for County Board approval in lieu of separate review and approval during the budget year. This will be accomplished by modifying language in the budget write ups for each org. unit in which the language appears as follows: "Anticipated Professional service contracts exceeding \$20,000 are included in the budget for County Board approval in lieu of separate review and approval during the budget year informational purposes. These contracts are on-going and/or are with an identified vendor. Approval. These anticipated contracts are cited in the budget is sought to reduce paperwork and make the review process more efficient." Adoption of this amendment would result in no tax levy change.		0	0	0

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	<u>Org. Unit</u>	<u>Expenditures</u>	<u>Revenue or Bonds*</u>	<u>Tax Levy</u>
II. AMENDMENTS TO CAPITAL BUDGET				
GOLF COURSE AIR CONDITIONING				
1.	WP022	377,673	377,673*	0
<p>To amend the County Executive's Recommended Capital Improvements Budget by appropriating \$377,673 to the Parks Department for the installation of an air conditioning system at the Dretzka Golf Course Clubhouse and the Brown Deer Golf Course Clubhouse.</p> <p>"An appropriation of \$213,610 is budgeted for the installation of an air conditioning system at the Dretzka Golf Course Clubhouse and an appropriation of \$164,063 is budgeted for the installation of an air conditioning system at the Brown Deer Golf Course Clubhouse, for a total appropriation of \$377,673. Financing will be provided by general obligation bonds."</p> <p>Adoption of this amendment would result in an increase of \$377,673 in general obligation bonding for the Parks Department's Capital Budget over the amount in the County Executive's Recommended Budget.</p>				
SECURITY FIRE LIFE SAFETY SYSTEM PLANNING (MUSEUM)				
1.	1550 WM563	584,000	584,000*	0
<p>To amend the County Executive's 2002 Capital Improvements Budget for WM563 Security Fire Life Safety System Planning, by appropriating an additional \$584,000 for construction of the system in 2002. This would be accomplished by amending the language in the first two paragraphs of the budget write-up as follows:</p> <p>"An appropriation of \$489,000 \$273,000 \$189,000 is budgeted for planning, and design and construction of the second phase of the Security/Fire/Life Safety System at the Milwaukee Public Museum. Financing for this project will be provided by general obligation bonds.</p> <p>The second phase of the Security/Fire/Life Safety System project would integrate the existing security system into the new fire alarm console and eliminate the multiple systems in the operation center. Another \$584,000 is requested in 2002 for construction. The system includes card access readers, closed circuit television (CCTV), life-safety alarms, guard tours, intrusion alarms, and video imaging and badge generation. Speed of response is enhanced because the field devices are single-purpose units and are not over taxed with conflicting data."</p> <p>Adoption of this amendment would increase general obligation bonding by \$584,000.</p>				

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By Supervisors Jasenski, Welshan and Arciszewski:**Amendment No. 1**

~~To amend the County Executive's 2002 Recommended Budget for Org. Unit 1140 Department of Human Resources by creating a Tuition Assistance Program for county employees. The Department of Human Resources will administer the Tuition Assistance Program and will be allocated \$100,000 for expenditures related to tuition reimbursements.~~

~~This program initiative would provide a maximum reimbursement of \$500 per employee per year (\$250 per semester) for tuition costs associated with the successful completion of an academic or technical course of study at a two or four year technical school, college or university, or graduate level work at an institution of higher learning. The program would be funded with a \$100,000 increase in tax levy, resulting in a net tax levy increase of \$100,000.~~

~~This program should not be confused with the Tuition Loan Fund Program currently in existence and recommended for continuation in the 2002 recommended budget. This initiative would be guided by the same requirements as the loan program.~~

By Supervisor Coggs-Jones:**Amendment No. 2**

To amend the County Executive's 2002 Recommended Budget for Org. Unit 2000, Combined Court Related Operations, by adding \$141,268 to continue funding for the positions of Pro Se Coordinator and Interpreter Coordinator. Cost of the positions is \$67,451 for the Pro Se Coordinator and \$73,817 for the Interpreter Coordinator.

~~These positions were created in 2000 and paid for with state grant funds. State grant funding was provided through December 31, 2001, but grant funds will no longer be available in 2002, requiring tax levy support to continue the positions. This amendment will increase tax levy by \$141,268.~~

By Supervisor Quindel:**Amendment No. 10**

To amend the County Executive's 2002 Recommended Budget

for Org. Unit 9000 - Parks Department, by appropriating \$50,000 to eliminate the interference of geese on select County-owned athletic fields. This would be accomplished by the Following:

1. ~~\$20,000 to harvest 1,000 geese at athletic fields experiencing the highest concentration of geese during the months of June and July.~~
2. \$30,000 for a pilot project ~~that would include \$20,000 to spray Re-Jex-It~~ on the most intensely used athletic fields during the months of September and October and ~~\$10,000~~ for the use of dogs to keep geese off of athletic fields during September and October.

~~This amendment would result in a tax levy increase of \$50,000.~~

By Supervisors Podell and Jasenski:

Amendment No. 11

~~To amend the County Executive's 2002 Recommended Budget for Org. Unit 9000 Parks Department, by denying the abolishment of lifeguards at Bradford Beach for a tax levy increase of \$35,318. This would be accomplished by the following:~~

\$(20,964	17,470	Abolish .78 .65 FTE Head Lifeguard (Seasonal)
(16,446	13,705	Abolish .78 .65 FTE Assistant Head Lifeguard (Seasonal)
(85,548	53,465	Abolish 4.51 2.92 FTE Lifeguard (Seasonal)
	17,330	Reduce revenue from Whitefish Bay for staffing of Klode Beach
\$(103,628	67,310	Tax Levy Effect

Due to fiscal constraints, the Parks Department will no longer provide lifeguard staffing at ~~the six five~~ Milwaukee County supervised beaches: ~~Bradford, Doctors, Grant, Klode, McKinley and South Shore~~. Persons using these areas will swim at their own risk at all times. A survey of other areas shows that use of lifeguards on large stretches of open water does not occur. In addition, lifeguards are now only provided during daytime hours. Any swimming that occurs after 5 p.m. is currently done without lifeguards."

~~This amendment will increase expenditures by \$35,318 for a tax levy increase of \$35,318.~~

By Supervisor Krug:

Amendment No. 12

~~To amend the County Executive's 2002 Recommended Budget for Org. Unit WP017 Trail & Hard Surface Renovation, by increasing the appropriation by \$500,000 to \$1 million. Adoption of this amendment would result in an increase in general obligation bonding of \$500,000.~~

Thereupon, the Chair put the question: "Shall the foregoing resolution, File No. 01-602 Veto #1 be adopted, notwithstanding the objection of his honor, the County Executive? If you wish to override the veto, you vote 'aye'; if you wish to sustain the veto, you vote 'no'."

Thereupon, the **veto action of the County Executive** relative to File No. 01-602, Veto #1, **WAS OVERRIDDEN** by the following vote:

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

Thereupon, the Chair put the question: "Shall the foregoing resolution, File No. 01-602 Veto #2 be adopted, notwithstanding the objection of his honor, the County Executive? If you wish to override the veto, you vote 'aye'; if you wish to sustain the veto, you vote 'no'."

Thereupon, the **veto action of the County Executive** relative to File No. 01-602, Veto #2, **WAS OVERRIDDEN** by the following vote:

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

Thereupon, the Chair put the question: "Shall the foregoing resolution, File No. 01-602 Veto #3 be adopted, notwithstanding the objection of his honor, the County Executive? If you wish to override the veto, you vote 'aye'; if you wish to sustain the veto, you vote 'no'."

Thereupon, the **veto action of the County Executive** relative to File No. 01-602, Veto #3, **WAS SUSTAINED** by the following vote:

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

DIVISION OF THE QUESTION was requested on **Veto #4**.

SEPARATE ACTION was requested.

Thereupon, the Chair put the question: "Shall the foregoing resolution, File No. 01-602, **that portion of Veto #4 relating to the Brown Deer Park clubhouse**, be adopted, notwithstanding the objection of his honor, the County Executive? If you wish to override the veto, you vote 'aye'; if you wish to sustain the veto, you vote 'no'."

Thereupon, the **veto action of the County Executive** relative to File No. 01-602, **that portion of Veto #4 relating to the Brown Deer Park clubhouse**, **WAS OVERRIDDEN** by the following vote:

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

Thereupon, the Chair put the question: "Shall the foregoing resolution, File No. 01-602, **that portion of Veto #4 relating to the Dretzka Park clubhouse**, be adopted, notwithstanding the objection of his honor, the County Executive? If you wish to override the veto, you vote 'aye'; if you wish to sustain the veto, you vote 'no'."

Thereupon, the **veto action of the County Executive** relative to File No. 01-602, **Veto #4 relating to the Dretzka Park clubhouse**, **WAS OVERRIDDEN** by the following vote:

AYES—Aldrich, Arciszewski, Bailey, Coggs-Jones, Davis, De Bruin, Diliberti, Holloway, Jasenski, Johnson, Krug, Launstein, McGuigan, Podell, Ryan, Schmitt, Weishan, White and the

Chairman—19. **NOES**—Borkowski, Lutzka, Mayo, Nyklewicz, Quindel and Zielinski—6.

Thereupon, the Chair put the question: "Shall the foregoing resolution, File No. 01-602 Veto #5 be adopted, notwithstanding the objection of his honor, the County Executive? If you wish to override the veto, you vote 'aye'; if you wish to sustain the veto, you vote 'no'."

Thereupon, the **veto action of the County Executive** relative to File No. 01-602, Veto #5, **WAS OVERRIDDEN** by the following vote:

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

Thereupon, the Chair put the question: "Shall the foregoing resolution, File No. 01-602 Veto #6 be adopted, notwithstanding the objection of his honor, the County Executive? If you wish to override the veto, you vote 'aye'; if you wish to sustain the veto, you vote 'no'."

Thereupon, the **veto action of the County Executive** relative to File No. 01-602, Veto #6, **WAS OVERRIDDEN** by the following vote:

AYES—Aldrich, Arciszewski, Bailey, Borkowski, Coggs-Jones, Davis, De Bruin, Diliberti, Holloway, Jasenski, Johnson, Mayo, McGuigan, Podell, Schmitt, Weishan, White and the Chairman—18. **NOES**—Krug, Launstein, Lutzka, Nyklewicz, Quindel, Ryan and Zielinski—7.

Thereupon, the Chair put the question: "Shall the foregoing resolution, File No. 01-602 Veto #7 be adopted, notwithstanding the objection of his honor, the County Executive? If you wish to override the veto, you vote 'aye'; if you wish to sustain the veto, you vote 'no'."

Thereupon, the **veto action of the County Executive** relative to File No. 01-602, Veto #7, **WAS OVERRIDDEN** by the following vote:

AYES—Aldrich, Arciszewski, Bailey, Coggs-Jones, Davis, De Bruin, Diliberti, Holloway, Jasenski, Johnson, Krug, Launstein,

Mayo, McGuigan, Podell, Quindel, Ryan, Schmitt, Weishan, White, Zielinski and the Chairman—22. **NOES**—Borkowski, Lutzka and Nyklewicz—3.

DIVISION OF THE QUESTION was requested on **Veto #8**.

SEPARATE ACTION was requested.

Thereupon, the Chair put the question: "Shall the foregoing resolution, File No. 01-602, **that portion of Veto #8 relating to harvesting geese**, be adopted, notwithstanding the objection of his honor, the County Executive? If you wish to override the veto, you vote 'aye'; if you wish to sustain the veto, you vote 'no'."

Thereupon, the **veto action of the County Executive** relative to File No. 01-602, **Veto #8 relating to harvesting geese, WAS OVERRIDDEN** by the following vote:

AYES—Aldrich, Arciszewski, Bailey, Borkowski, Coggs-Jones, Davis, De Bruin, Diliberti, Holloway, Jasenski, Krug, Launstein, Mayo, McGuigan, Nyklewicz, Podell, Quindel, Ryan, Schmitt, Weishan, White and the Chairman—21. **NOES**—Johnson, Lutzka, White and Zielinski—4.

Thereupon, the Chair put the question: "Shall the foregoing resolution, File No. 01-602, **that portion of Veto #8 relating to pilot projects to eliminate the interference of geese on athletic fields**, be adopted, notwithstanding the objection of his honor, the County Executive? If you wish to override the veto, you vote 'aye'; if you wish to sustain the veto, you vote 'no'."

Thereupon, the **veto action of the County Executive** relative to File No. 01-602, **Veto #8 relating to pilot projects to eliminate the interference of geese on athletic fields, WAS SUSTAINED** by the following vote:

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

Thereupon, the Chair put the question: "Shall the foregoing resolution, File No. 01-602 **Veto #9** be adopted, notwithstanding the objection of his honor, the County Executive? If you wish to override the veto, you vote 'aye'; if you wish to sustain the veto, you vote 'no'."

Thereupon, the veto action of the County Executive relative to File No. 01-602, Veto #9, **WAS OVERRIDDEN** by the following vote:

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

Thereupon, the Chair put the question: "Shall the foregoing resolution, File No. 01-602 Veto #10 be adopted, notwithstanding the objection of his honor, the County Executive? If you wish to override the veto, you vote 'aye'; if you wish to sustain the veto, you vote 'no'."

Thereupon, the veto action of the County Executive relative to File No. 01-602, Veto #10, **WAS OVERRIDDEN** by the following vote:

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

COUNTY BOARD CITATIONS

File No. 01-2-414

On motion by Supervisors Johnson, Aldrich, Arciszewski, Borkowski, Coggs-Jones, Davis, Holloway, Krug, Mayo, Schmitt and Quindel, the Board approved a Citation congratulating the Center for Teaching Entrepreneurship on the occasion of its annual Harvest of Hope celebration and 10th Anniversary commemoration, commending the center's dedicated efforts and contributions to the community and wishing it continued success.

File No. 01-2-415

On motion by Supervisors Johnson, Arciszewski, Borkowski, Coggs-Jones, Davis, Diliberti, Holloway, Krug, Launstein, Lutzka, Mayo, McGuigan, Nyklewicz, Podell, Quindel, Ryan, Schmitt, Weishan and White, the Board approved a Citation congratulating Thomas W. Dortch Jr., for receiving the Whitney M. Young Jr.

Award from the Scoutreach Committee of the Milwaukee County Council of the Boy Scouts of America, commending his dedicated efforts and contributions to the community and wishing him continued success in all of his future endeavors.

File No. 01-2-416

On motion by Supervisors Coggs-Jones, Holloway, Mayo and Johnson, the Board approved a Citation congratulating Joyce Ellwanger, commending her dedicated efforts and contributions to the community and wishing her continued success in future endeavors.

File No. 01-2-417

On motion by Supervisors Davis, Aldrich, Arciszewski, Borkowski, Coggs-Jones, Diliberti, Holloway, Krug, Launstein, Lutzka, Mayo, McGuigan, Nyklewicz, Podell, Quindel, Ryan, Schmitt, Weishan and White, the Board approved a Citation congratulating Willie Johnson Jr., for receiving the Whitney M. Young Jr. Award from the Scoutreach Committee of the Milwaukee County Council of the Boy Scouts of America, commending his dedicated efforts and contributions to the community and wishing him continued success in all of his future endeavors.

File No. 01-2-418

On motion by Supervisor Quindel, the Board approved a Citation recognizing Joe Kane for his military service and contributions to the community and wishing him continued prosperity and fulfillment.

File No. 01-2-419

On motion by Supervisors Weishan, Arciszewski, Borkowski, Coggs-Jones, Davis, Johnson, Krug, Mayo, Nyklewicz, Podell, Ryan, Schmitt and Ordinans, the Board approved a Citation congratulating Mitchell Manor Senior Living Campus for receiving the Wisconsin Health Care Association's WHCA's 2001 Facility of the Year Award, commending its dedicated efforts and contributions to the community and wishing it continued success.

File No. 01-2-420

On motion by Supervisors Holloway, Arciszewski, Borkowski, Coggs-Jones, De Bruin, Diliberti, Jasenski, Johnson, Lutzka, Mayo,

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Quindel, Ryan, Weishan, Zielinski and Ordians, the Board approved a Citation expressing extreme sorrow at the passing of Judge Stanley A. Miller, a friend to the community who has left a legacy of success and service, who was a role model to many and touched the lives of those who had the privilege to know him.

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

.....
On a motion by Supervisor Diliberti, the Board ADJOURNED at 2:27 p.m. to Thursday, December 20, 2001, at 9:30 a.m., by a voice vote.

MARK RYAN
County Clerk

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STANDING COMMITTEES OF THE BOARD OF SUPERVISORS OF MILWAUKEE COUNTY

ECONOMIC AND COMMUNITY DEVELOPMENT

Jasenski (Chair), Weishan, (Vice Chair), Launstein, Mayo
White, Lutzka, Schmitt

FINANCE AND AUDIT

De Bruin (Chair), Ryan (Vice Chair), Nyklewicz,
Holloway, Krug, Schmitt, Davis

HEALTH AND HUMAN NEEDS

Quindel (Chair), Borkowski (Vice Chair), Podell,
Zielinski, Arciszewski, Johnson, Weishan

INTERGOVERNMENTAL RELATIONS

Diliberti (Chair), Ordinans (Vice Chair), Nyklewicz,
Borkowski, Krug, Arciszewski, Johnson

JUDICIARY, SAFETY AND GENERAL SERVICES

McGuigan (Chair), Krug (Vice Chair), Bailey,
Coggs-Jones, Zielinski, De Bruin, Holloway

PARKS, ENERGY AND ENVIRONMENT

Aldrich (Chair), Podell (Vice Chair), Diliberti,
Borkowski, Launstein, Quindel, Davis

PERSONNEL

Arciszewski (Chair), Schmitt (Vice Chair), Bailey,
Coggs-Jones, Mayo, McGuigan, Ryan

TRANSPORTATION, PUBLIC WORKS AND TRANSIT

White (Chair), Nyklewicz (Vice Chair), Aldrich, Jasenski,
Ryan, Lutzka, Johnson

WHOLE

Ordinans (Chair), Diliberti (Vice Chair), Nyklewicz, Bailey,
Podell, Coggs-Jones, Zielinski, Aldrich, Borkowski,
De Bruin, Holloway, Launstein, Quindel, Mayo, Krug,
Jasenski, McGuigan, Ryan, White, Lutzka, Arciszewski,
Schmitt, Davis, Johnson, Weishan