

PROOF OF PUBLICATION


STATE OF WISCONSIN } S.S.  
MILWAUKEE COUNTY

Stephen Staloch, being the first duly sworn on oath, says that he is the Publisher of THE DAILY REPORTER, which is a public newspaper of general circulation, printed and published daily in the English language in the City of Milwaukee, in said county, and fully complying with the laws of Wisconsin, relating to the publication of legal notices; that the notice of which the printed one attached is a true copy, which was clipped from the said newspaper, was inserted and published in said newspaper on

Oct. 5, 2015

  
Stephen Staloch, Publisher

Sworn to me this 5th day of October 2015

  
Russell A. Klingaman  
Notary Public, Milwaukee County, Wisconsin  
My Commission Is Permanent



PROOF OF PUBLICATION

FROM THE OFFICE OF JOSEPH J. CZARNEZKI  
MILWAUKEE COUNTY CLERK  
County Ordinance No. 15-13  
File No. 15-352  
AN ORDINANCE

The Milwaukee County Board of Supervisors ordains the following:

Section 1. Chapter 21 of the Milwaukee County Code of General Ordinances is hereby created as follows:

21.01 Policy

Subject to Section 59.17(2)(b)3, Wisconsin Statutes, the Milwaukee County Board of Supervisors intends that it should be the policy of Milwaukee County to not just sell its assets for the highest price, but rather to seek development proposals which will provide the greatest future benefit in jobs, tax base, and image for the community, as well as a fair price, and further intends that it should be the policy of Milwaukee County that private developers, and their contractors and subcontractors, including both construction and end-use employers, benefiting from direct financial assistance on land being sold by the county for a project initiated after the effective date of this Chapter, should comport with the goals expressed in Sections 21.03 through 21.10 of this Chapter by incorporating appropriate terms in a development agreement.

21.02 Definitions

(1) Direct Financial Assistance, wherever used in Chapter 21, means any form of assistance, consistent with Section 104.001(3), Wisconsin Statutes, of an amount greater than or equal to one million dollars (\$1,000,000), provided to a recipient directly by the county in the form of loan rates below those commercially available, loan forgiveness or guarantees, bond financing, or forgiveness, leases of land or real property, or other valuable consideration, or any other assets provided to develop real property, to foster economic development, or to create or retain jobs or for other similar purposes which inure to the benefit of the recipient.

(2) Division, wherever used in Chapter 21, means the Economic Development Division of the Department of Administrative Services as defined in this subsection. For the purposes of Chapter 21, any successor, assignee, transferee, lessee, or any other contractor or sub-contractor of a Recipient employing people on the premises of a project covered by Chapter 21 shall be considered a Recipient.

(3) Recipient, wherever used in Chapter 21, means an individual or business that receives Direct Financial Assistance as defined in this subsection. For the purposes of Chapter 21, any successor, assignee, transferee, lessee, or any other contractor or sub-contractor of a Recipient employing people on the premises of a project covered by Chapter 21 shall be considered a Recipient.

21.03 Disadvantaged Business Enterprise (DBE)

Recipients should comply with the

DBE requirements set forth in Chapter 42 of the Milwaukee County Code of General Ordinances (MCCGO). The Office of Community Business Development Partners should assist in administering this provision.

**21.04 Enhanced Apprenticeship and Training**

(1) When determined to be appropriate by the Division, Recipients should employ and should require their contractors and subcontractors to employ apprentices and on-the-job trainees in the performance of all construction contracts and subcontracts for the project entered into by the Recipient, contractor or subcontractor in accordance with the maximum ratio of apprentices to journeyman established by the Wisconsin Department of Workforce Development. In determining whether this requirement is appropriate, the division may consider the nature of the work, whether the construction contract is of short duration and whether their work will involve trades which do not have apprentices or on-the-job trainees from Milwaukee County.

(2) Recipients, contractors, and subcontractors subject to a requirement under sub (1) should be required to submit contract time reports showing compliance with any contract requirements imposed in accordance with this section at least every three months during the course of their work and within ten days following completion of their work.

**21.05 Local Employment and Coordination**

The Division should determine the appropriate level of participation of county residents for the project to reflect the job or trade categories required for the project and the pool of available certified and qualified workers within each job or trade category. The total appropriate level of participation should be at a minimum 40 percent of the project's total worker hours, unless the Division's director determines there is sufficient reason to impose a lesser requirement.

**21.06 Prevailing Wage**

Recipients and their contractors and subcontractors should be subject to prevailing wage and minimum wage requirements comparable to those set forth in Chapters 30 and 111 of the Code for the duration of the development agreement.

**21.07 Green Design**

Recipients should be certified under the Leadership in Energy & Environmental Design green building rating system or other national certification.

**21.08 Safety**

Development agreements should include a community safety plan that includes efforts to improve the safety and security of the project area. The

project area.

**21.09 Annual Reports**

The Division shall compile data assembled by its own employees and provide an annual report to the County Board on compliance with the provisions of this chapter on or before October 1 of each year.

**21.10 Monitoring, Compliance and Enforcement**

(1) The Division should include monitoring and enforcement requirements in development agreements and require maintenance of appropriate records to document compliance.

(2) Development agreement should include a provision giving the Milwaukee County Office of the Comptroller - Audit Services Division or any other party the Division designate the right to demand an audit and examination of records to document compliance. Development agreements should provide sanctions and penalties for misconduct or failure to meet standards.

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

Adopted by the Milwaukee County Board of Supervisors

September 24, 2010  
10680642