

Milwaukee County

County Courthouse 901 N. 9th Street, Rm. 201 Milwaukee. WI 53233

Meeting Minutes Finance and Audit Committee

Vice-Chairperson: Supervisor Johnny Thomas Clerk: Carol Mueller, 278-4228 Research Analyst: Steve Cady, 278-4347

Thursday, January 27, 2011

9:00 AM

Room 201-B

Call To Order

Present 6 - Thomas, Johnson Jr., Jursik, Mayo, Schmitt and West

1 <u>11-42</u>

From the Capital Finance Manager, requesting authorization to extend the Bond Counsel contract service between Milwaukee County and Chapman and Cutler LLP and Emile Banks and Associates LLC, as the Disadvantaged Business Enterprise (DBE) participant, through December 31, 2011.

Attachments: complete report

11-66 CB resolution Audio F&A 01/27/11

APPEARANCE(S):

Pamela Bryant, Capital Finance Manger-DAS Charles Jarik, Bond Counsel, Chapman & Cutler, LLP Emile Banks Jr., Emile Banks & Associates

Ms. Bryant made brief comments on the logic to stagger the hiring of the bond counsel and the financial advisor.

A motion was made by Supervisor Mayo that this Action Report be Recommended for Adoption. The motion was approved by the following vote:

2 11-27

The Department of Administrative Services (DAS) is requesting the approval of the attached initial authorizing resolutions for the issuance of a not-to-exceed amount of \$5,200,000 to finance capital Project WP191 - Moody Pool Refurbishment.

<u>Attachments:</u> complete report

11-67 CB resolution Audio F&A 01/27/11

APPEARANCE(S):

Pamela Bryant, Capital Finance Manger-DAS Charles Jarik, Bond Counsel, Chapman & Cutler, LLP Emile Banks Jr., Emile Banks & Associates

This request is for a project included in the 2011 Budget. This bonding will be either added to the upcoming refinancing in March or at a later date. There is some work that needs to be done regarding the project prior to the issuance of the bonds. Although the Budget gives permission for the project, State Statutes requires the Department request permission for any new bonds. This request is unique in that the bonding if for a single project.

A motion was made by Supervisor Mayo that this Action Report be Recommended for Adoption. The motion was approved by the following vote:

Aye: 6 - Thomas, Johnson Jr., Jursik, Mayo, Schmitt and West

3 11-43

From the Capital Finance Manager, requesting official intent regarding certain capital expenditures to be reimbursed from the proceeds of an obligation.

Attachments: complete report

11-68 CB Resolution Audio F&A 01/27/11

APPEARANCE(S):

Pamela Bryant, Capital Finance Manger-DAS Charles Jarik, Bond Counsel, Chapman & Cutler, LLP Emile Banks Jr., Emile Banks & Associates

This will allow Milwaukee County to reimburse itself for expenditures within 60 days prior to the attached resolution.

A motion was made by Supervisor Mayo that this Action Report be Recommended for Adoption. The motion was approved by the following vote:

4 RES 11-3

A Resolution creating an Office of Sustainability under the Office of the County Executive's and a new, full-time position of Director of Sustainability that would directly report to the County Executive, retitling the existing position of Sustainability and Environmental Engineer to Managing Environmental Engineer and funding the new position with funds from the Appropriation for Contingencies account. (02/04/11 County Board Meeting: Referred back to the Committees on Finance and Audit and Personnel, the Department of Administration, and the Department of Human Resources.)

Sponsors: Dimitrijevic, Broderick, Harris, Lipscomb and Weishan

Attachments: FISCAL NOTE

CB Resolution 11-57
Audio Parks 01/25/11
Audio Part 1 F&A 1-27-11
Audio Part 2 F&A 1-27-11
CB resolution 11-57
Audio F&A 03/10/11
Audio PER 03/11/11

APPEARANCE(S):

Supervisor Marina Dimitrijevic, District #4
Damon Dorsey, Director, Economic Development
Jim Goulee, Milwaukee Environmental Consortium

Supervisor Dimitrijevic discussed the need for the position along with the creation of the department under the County Executive. At the present time the position is being filled half-time. The savings from programs initiated is a good starting point but more is needed. Federal grant money could be acquired for green projects. The position would pay for itself in saving.

Discussion ensued regarding the timing of this request in light of the temporary administration, the funding from the contingency fund, whether this should be a function of the Economic Development Department or a separate department and a review successful government models.

Mr. Dorsey gave a full overview of his perception of the duties of a Sustainability Director.

A motion was made by Johnson to approve. There was no vote taken on this motion.

Ave: 5 - Thomas, Johnson Jr., Jursik, Mayo and Schmitt

No: 1 - West

5 11-50

From the Office of Sheriff, requesting authorization to abolish 18 Deputy Sheriff Sergeant positions and create 18.0 Correctional Officer Lieutenant positions for the County Correctional Facility Central effective February 21, 2011. (Referred to the Committees on Finance and Audit, Personnel, the Department of Administrative Services, and Division of Human Resources.) (03/11/11: Laid over.)

Attachments: DEPT. REPORT

DAS REPORT
DHR REPORT
RESOLUTION
FISCAL NOTE
Audio F&A 01/27/11
Audio PER 01/28/11
Audio F&A 03/10/11
Audio PER 03/11/11

APPEARANCE(S):

Inspector Richard Schmidt, Office of the Sheriff
Jon Priebe, Office of the Sheriff, Administration-Fiscal Affairs
Mark Grady, Principle Assistant Corporation Counsel
Penny Secora, AFSCME
Rich Graber, Vice President, Milwaukee Deputy Sheriff's Association

Inspector Schmidt informed the Committee that this has been an initiative of the Sherriff to staff the County Correctional Facility Central (CCFC) with Correctional Officers, opposed to sworn-in Deputies. At this time, there are vacant Sergeant positions that would be abolished and filled with the creation of the Correctional Officer Lieutenant positions.

A lengthy discussion ensued on Wackenhut positions still being staffed by Deputy Sheriffs; savings achieved using Wackenhut, pension changes regarding these new non-represented positions, employee rights regarding backdrop, pension contributions and multipliers.

Both representatives for the DC48 union and the Sheriff Association oppose this request.

Supervisor Schmitt requested a written report for March 2011 of actual savings achieved through the hiring of Wackenhut.

Supervisor West requested a written report for March 2011, on overtime for Correctional Officers at both CCFC and County Correctional Facility South (CCFS).

Supervisor Mayo requested a written report from Corporation Counsel, clearly defining the benefit rights or loss there of, for Correctional Officers and/or Sergeants that would be hired in these new non-represented

A motion by Supervisor Johnson was made to approve the request. No vote was taken on this motion.

Aye: 6 - Thomas, Johnson Jr., Jursik, Mayo, Schmitt and West

Milwaukee County Page 4

6 11-44 From the Interim Director, Department of Health and Human Services (DHHS), requesting authorization to create 4 Disability Benefits Specialist positions in the Disabilities Services Division (DSD) effective February 21, 2011. (Referred to the Committees on Finance and Audit, Personnel, the Department of Administrative Services, and **Division of Human Resources.)**

DEPT. REPORT Attachments:

> DAS REPORT **DHR REPORT RESOLUTION FISCAL NOTE**

CB Resolution 11-59 (F&A)

CB AMENDED Resolution 11-59 (PER)

Audio F&A 01/27/11 Audio PER 01/28/11

APPEARANCE(S):

Geri Lyday, Interim Director, Department of Health and Human Services John Ruggini, Fiscal and Budget Administrator-DAS

Ms. Lyday noted these positions will be part of the Resource Center. This will provide a better service delivery model to assist the public to navigate the process easier. Money received from the State will fund these positions

The Department of Administrative Services will provide a new fiscal note to reflect revenue offset in the subsequent year prior to Board day.

A motion was made by Supervisor West that this Action Report be Recommended for Adoption. The motion was approved by the following vote:

7 **INF 11-17**

From the Interim Director, Department of Health and Human Services (DHHS), submitting an informational report regarding the 2010 Behavioral Health Division Capital Budget Project and issues regarding the recent Statement of Deficiency (SOD).

(INFORMATIONAL ONLY UNLESS OTHERWISE DIRECTED BY THE COMMITTEE)

CB Resolution 10-284(a)(d) Attachments:

> Audio F&A 01/27/11 Audio HHN 01/26/11

APPEARANCE(S):

Geri Lyday, Interim Director, Department of Health and Human Services

Ms. Lyday explained this in an on-going report on the SOD. There has been excellent progress in meeting the timelines and BHD is on target. The State has been in six times since the SOD was issued and have sited on any additional deficiencies that haven't been addressed immediately. She gave kudos to the Department, staff and the trades that have assisted in making these improvements possible.

A motion was made by West that this Informational Report be Received and Placed on File. The motion was approved by the following vote:

Aye: 6 - Thomas, Johnson Jr., Jursik, Mayo, Schmitt and West

8 11-56

From the Interim Director, Department of Family Care, requesting authorization to create one Fiscal Assistant II position. (Referred to the Committees on Finance and Audit, Personnel, the Department of Administrative Services, and Division of Human Resources.)

DEPT. REPORT Attachments:

> **DAS REPORT DHR REPORT RESOLUTION FISCAL NOTE** CB Resolution 11-72

> Audio F&A 01/27/11 Audito PER 01/28/11

APPEARANCE(S):

John Ruggini, Fiscal and Budget Administrator-DAS Maria Ledger, Interim Director, Department on Family Care Jim Hodson, Chief Financial Officer, Department on Family Care

Mr. Ruggini stated that the creation of this position was an oversight by DAS. The positions were funded in the Budget but not created.

Mr. Ledger said this position will assist Family Care members that can't manage their own finances. The position is paid through the capitated rate.

A motion was made by Mayo that this Action Report be Recommended for Adoption. The motion was approved by the following vote:

Ave: 6 - Thomas, Johnson Jr., Jursik, Mayo, Schmitt and West

9 <u>INF 11-46</u>

From the Executive Director of Family Care, an informational report on a revenue deficit. (INFORMATIONAL ONLY UNLESS OTHERWISE DIRECTED BY THE COMMITTEE)

Attachments: report

Audio F&A 01/27/11

APPEARANCE(S):

Maria Ledger, Interim Director, Department on Family Care Jim Hodson, Chief Financial Officer, Department on Family Care

This revenue deficit is offset with a reduction in expenditures and has no fiscal effect.

This Informational Report was Discussed with no action

10 11-14

From the Director, Child Support Enforcement, requesting authorization to pay an invoice submitted by Joxel Group, LLC in the amount of \$49,825. (Referred to the Committees on Judiciary, Safety & General Services, Finance and Audit)

<u>Attachments:</u> joxel packet

Audio JUD 01/20/11 Audio F&A 01/27/11

APPEARANCE(S):

Janet Nelson, Chief Legal Counsel, Child Support Enforcement C. J. Pahl, Fiscal Management Analyst, Child Support Enforcement

A motion was made by Supervisor Jursik that this Action Report be Recommended for Adoption. The motion was approved by the following vote:

11 <u>11-2</u>

From the County Treasurer, requesting authorization to enter into a State Contract Participation Agreement to enable Milwaukee County to piggyback onto the State banking services contract for a period ending June 30, 2014.

Attachments: Resolution

FISCAL NOTE

Enterprise Banking Contract Summary.doc

Appendix 2.pdf
Appendix 4.pdf

Appendix 4 Bill Payment.pdf

Appendix 4 Elavon Terms of Service.pdf

Appendix 4 Interchange Rates.pdf

Appendix 4 Merchant Pricing.pdf

Appendix 4 Participation Agreement.pdf

Contract Pricing.pdf
Appendix 5.doc
11-56 CB resolution
Audio F&A 01/27/11

APPEARANCE(S):
Dan Diliberti, Treasurer

Mr. Diliberti stated this agreement would provide savings, better rates on administration costs and provide fluid continuity of service.

A motion was made by Supervisor Johnson that this Action Report be Recommended for Adoption. The motion was approved by the following vote:

12 <u>11-6</u>

From the Director, Department of Transportation and Public Works, requesting authorization to create one Managing Engineer/Field Operations-Airport position, one Managing Engineer-Mechanical position, one Engineer position, and one Engineering Technician position. (Referred to the Committees on Finance and Audit, Personnel, the Department of Administrative Services, and Division of Human Resources.)

Attachments: DEPT. REPORT

DAS REPORT

PD MANAGING ENGINEER FIELD OPERATIONS

PD MANAGING MECHANICAL ENGINEER

PD ENGINEER TECHNICIAN

PD ENGINEER
DHR REPORT
RESOLUTION
FISCAL NOTE

CB Resolution 11-73 (F&A)

CB AMENDED Resolution 11-73 (PER)

Audio F&A 01/27/11 Audio PER 01/28/11

APPEARANCE(S):

Greg High, Director, Architecture, Engineering & Environmental Services, DTPW Josh Fudge, Fiscal Management Analyst-DAS

Mr. High provided background on the request for these positions. Under the current staffing, these positions are filled with temporary services and consultants that result in a loss of revenue.

A motion was made by Supervisor Johnson that this Action Report be Recommended for Adoption. The motion was approved by the following vote:

13 <u>INF 11-13</u>

From the Director, Department of Transportation and Public Works, submitting an informational report regarding the status of the O'Donnell Park parking structure improvements project. (Also considered by the Committee on Finance and Audit.)

(INFORMATIONAL ONLY UNLESS OTHEWISE DIRECTED BY THE COMMITTEE)

Attachments: CB Resolution 10-19(a)(c)

Audio TPWT 01/19/11 Audio Parks 01/25/11 Audio F&A 01/27/11

APPEARANCE(S):

Jack Takerian, Director, Department of Transportation & Public Works Greg High, Director, Architecture, Engineering & Environmental Services, DTPW

Mr. Takerian gave a brief overview of the process and the awarding of two contracts to start work on the façade and interior portions of the parking structure.

Questions and comments ensued.

This Informational Report was Discussed with no action

14 <u>INF 11-21</u>

From the Director, Department of Parks, Recreation and Culture, submitting an informational report regarding the usage of the O'Donnell Park parking structure. (Informational ONLY UNLESS OTHERWISE DIRECTED BY THE COMMITTEE)

<u>Attachments:</u> 10-19ad CB resolution

Audio F&A 01/27/11

APPEARANCE(S):

Jim Keegan, Chief of Administration and External Affairs, Department of Parks, Recreation and Culture

Mr. Keegan gave an overview of the report. Supervisor Jursik requested the Department send a copy of this report to the auditors doing a study on parking.

A motion was made by Johnson that this Informational Report be Received and Placed on File. The motion was approved by the following vote:

Aye: 6 - Thomas, Johnson Jr., Jursik, Mayo, Schmitt and West

15 RES 11-44

2010 Departmental Receipt of Revenue - January

Attachments: 2010 A Receipt of Rev 1-11.pdf

Contingency 2010.pdf Audio F&A 01/27/11

A motion was made by Supervisor Mayo that this Resolution be Recommended for Adoption. The motion was approved by the following vote:

Ave: 6 - Thomas, Johnson Jr., Jursik, Mayo, Schmitt and West

Milwaukee County

16 **RES 11-47** 2010 Capital Improvement Fund Transfers - January 2010 B CI 1-11pdf.pdf Attachments: Audio F&A 01/27/11 A motion was made by Supervisor Mayo that this Resolution be Recommended for Adoption. The motion was approved by the following vote: Aye: 6 - Thomas, Johnson Jr., Jursik, Mayo, Schmitt and West 17 **RES 11-49** 2010 Departmental Other Charges Fund Transfers - January 2010 C Dept Other Chg 1-11.pdf Attachments: Audio F&A 01/27/11 A motion was made by Supervisor Mayo that this Resolution be Recommended for Adoption. The motion was approved by the following vote: Aye: 6 - Thomas, Johnson Jr., Jursik, Mayo, Schmitt and West 18 **RES 11-50** 2010 Departmental Fund Transfers - January 2010 D Dept 1-11.pdf Attachments: A motion was made by Mayo that this Resolution be Recommended for Adoption. The motion was approved by the following vote: Aye: 6 - Thomas, Johnson Jr., Jursik, Mayo, Schmitt and West 19 **RES 11-41** 2011 Departmental Receipt of Revenue Fund Transfers - January 2011 A Receipt of Rev 1-11.pdf Attachments: Contingency 2011.pdf Audio F&A 01/27/11 A motion was made by Supervisor Mayo that this Resolution be Recommended for Adoption. The motion was approved by the following vote: Aye: 6 - Thomas, Johnson Jr., Jursik, Mayo, Schmitt and West 20 **RES 11-42** 2011 Capital Improvement Fund Transfers - January 2011 B CI 1-11.pdf Attachments: Audio F&A 01/27/11

Aye: 6 - Thomas, Johnson Jr., Jursik, Mayo, Schmitt and West

Adoption. The motion was approved by the following vote:

A motion was made by Mayo that this Resolution be Recommended for

21 RES 11-43 2011 Departmental Fund Transfers - January

Attachments: 2011 C Dept 1-11.pdf

The January 2011Departmental Fund Transfer (C) was withdrawn prior to the meeting being called to order.

This Resolution was Withdrawn from committee

Closed Session

Milwaukee County Page 12

22 <u>11-53</u>

From UWM Innovation Park, LLC, requesting an amendment to the Real Property Purchase Agreement for County-owned land located in the Northeast Quadrant of the County Grounds in the City of Wauwatosa

Attachments: resolution

fiscal note exhibit

Audio F&A 01/27/11

APPEARANCE(S):

Craig Dillmann, Manager, Real Estate Services, DTPW Supervisor Theo Lipscomb, District #1 David Gilbert President, UWM Real Estate Foundation

Note: Item 20 was considered during the discussion on this item. The Committee took no action on the informational report.

Mr. Dillmann outlined the original purchase agreement including various conditions and contingencies that were required prior to the sale of the property. He then went on to explain the proposed changes in the payments and timeline. He also spoke to the possibility that UWM LLC would realize revenue on land sales, and then Milwaukee County would receive 75% of the gross proceeds, but would be applied to the payments in the agreement in the reverse order. This would help to infill some monies earlier and reduce the years of the contract. Additionally, any donations realized for the acquisition of Innovation Park would come to Milwaukee County within 30 days, once they have satisfied a \$1.8 million obligation.

A copy of an amendment that was approved by the Committee on Economic and Community Development (ECD) was provided to the Committee members.

Supervisor Lipscomb spoke to the Committee on his concerns that were presented as an amendment to the ECD Committee but failed approval and was not provided to this Committee.

A lengthy discussion ensued on these concerns and the changes requested by UWM LLC.

Mr. Gilbert told the Committee he spoke with his board members and they are very committed to this development. In response to Supervisor Lipscomb's amendment he stated that if there were a charge for the extension of the contract payments, there should also be a reduction in price if the original goals were met.

Supervisor Schmitt explained how this development has been ten years in the making. It was up to each supervisor to decide if this is a good deal or not and vote accordingly.

A motion was made by Supervisor Jursik that this Action Report be Recommended for Adoption. The motion was approved by the following vote:

Aye: 5 - Thomas, Johnson Jr., Jursik, Schmitt and West

Excused: 1 - Mayo

23 RES 11-21 10-449 to amend Chapter 56.30 of the MCGO

Attachments: report

fiscal note resolution

10-449 CB resolution Audio F&A 01/27/11

APPEARANCE(S):

Scott Manske, Controller, DAS

Mr. Manske explained to the Committee these changes are needed to have both the Ordinance and the Administrative Manual to be in harmony. This clarifies the threshold for the request for proposal process in relation to the value of contracts and procedures that must be followed.

Additionally, the Department has done a review of contracts that fall below \$50,000 that do not require Board approval. The Department ensures that no additional contracts that put the value above \$50,000 are approved without coming before the Board. Another aspect of their review shows that contracts that fall below \$50,000 are requested from multiple departments and reflects no more than six percent of the total of all contracts issued.

A motion was made by Supervisor Johnson that this Resolution be Recommended for Adoption. The motion was approved by the following vote:

Aye: 5 - Thomas, Johnson Jr., Jursik, Schmitt and West

Excused: 1 - Mayo

24 <u>INF 11-52</u>

From the Controller, an updated 2010 Fiscal report as of September 30, 2010. (INFORMATIONAL ONLY UNLESS OTHERWISE DIRECTED BY THE COMMITTEE)

Attachments: REPORT

CB Resolution 10-16(a)(I) Audio F&A 01/27/11

APPEARANCE(S):

Scott Manske, Controller, DAS

John Ruggini, Assistant Fiscal and Budget Administrator, DAS

Mr. Manske provided the Committee with updated figures on the 2010 surplus/deficit. The deficit projection at this time is \$2 million. This reflects a decrease from previous projections due to a \$2.9 WIMCR settlement for BHD and DHHS. Additionally, there are offsetting projections of \$1 million for a decrease in sales tax revenue and an increase in fringe benefit savings.

A discussion ensued on actions that could be taken on pension contributions that exceeded actuarial estimates. This report is preliminary and department numbers could changes.

Mr. Ruggini noted that some 2011 corrective actions for unions positions that have not settled contracts have been implemented (furloughs) in addition to spending and hiring freezes. Further actions may be needed once the Governor releases his budget.

A motion was made by Jursik that this Informational Report be Received and Placed on File. The motion was approved by the following vote:

Aye: 5 - Thomas, Johnson Jr., Jursik, Schmitt and West

Excused: 1 - Mayo

25 INF 11-53

From the Fiscal and Budget Administrator, an informational report on the budgetary impact of the proposed UWM Land Sale Extension. (INFORMATIONAL ONLY UNLESS OTHERWISE DIRECTED BY THE COMMITTEE)

Attachments: report

Audio Part 1 ECD 01/24/11 Audio Part 2 ECD 01/24/11 Audio F&A 01/27/11

This Informational Report was Discussed with no action

Adjournment

Deadline for the next meeting is February 22, 2011.

ADA Requests

Milwaukee County Page 16