

Milwaukee County

COUNTY BOARD OF SUPERVISORS
County Courthouse
901 N. 9th Street, Rm. 201
Milwaukee, WI 53233



Journal of Proceedings - Final

Wednesday, July 10, 2013

1:00 PM

SPECIAL MEETING

**Milwaukee Area Technical College
700 W. State Street - Board Room M210**

Milwaukee County Board of Supervisors

*1st, Theodore Lipscomb, Sr. - 2nd, Khalif Rainey
3rd, Gerry Broderick - 4th, Marina Dimitrijevic
5th, Russell Stamper, II - 6th, James Schmitt
7th, Michael Mayo, Sr. - 8th, Patricia Jursik
9th, Steve F. Taylor - 10th, David F. Bowen
11th, Mark Borkowski - 12th, Peggy Romo West
13th, Willie Johnson, Jr. - 14th, Jason Haas
15th, David Cullen - 16th, John Weishan, Jr.
17th, Anthony Staskunas - 18th, Deanna Alexander*

County Clerk Joseph J. Czarnecki

MEETING LOCATION IS MILWAUKEE AREA TECHNICAL COLLEGE

CALL TO ORDER

Chairwoman Dimitrijevic called the meeting to order at 1:05 PM.

ROLL CALL

Present 18 - Alexander, Borkowski, Bowen, Broderick, Cullen, Dimitrijevic, Haas, Johnson Jr., Jursik, Lipscomb Sr., Mayo Sr., Rainey, Romo West, Schmitt, Stamper II, Staskunas, Taylor and Weishan

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Chairwoman Dimitrijevic followed by a moment of silence.

PRESENTATIONS BY SUPERVISORS

Chairwoman Dimitrijevic thanked Milwaukee Area Technical College for hosting the Milwaukee County Board of Supervisors.

CORRECTION AND APPROVAL OF THE JOURNAL OF PROCEEDINGS

A motion was made by Supervisor Romo West that the JOURNAL OF PROCEEDINGS from the June 20, 2013 Meeting BE APPROVED. The motion PREVAILED by unanimous vote.

UNFINISHED BUSINESS

- 1 [13-520](#) From the Director, Department of Health and Human Services, appointing Kathleen Eilers to the position of Administrator of the Behavioral Health Division.

Attachments: [REPORT](#)
 [RESUME](#)
 [Audio HHN 06/12/13](#)
 [CB Resolution](#)

A motion was made by Supervisor Romo West that this Appointment be REJECTED. The motion PREVAILED by the following vote:

Aye: 12 - Bowen, Cullen, Dimitrijevic, Haas, Lipscomb Sr., Mayo Sr., Rainey, Romo West, Stamper II, Staskunas, Taylor and Weishan

No: 6 - Alexander, Borkowski, Broderick, Johnson Jr., Jursik and Schmitt

PRESENTATION OF PETITIONS AND COMMUNICATIONS

None

RESOLUTIONS AND ORDINANCES REFERRED TO STANDING COMMITTEES

None

REPORTS OF COUNTY OFFICERS

Matters Returned Unsigned by the County Executive from the Previous County Board Meeting.

[13-552](#)

A resolution opposing State legislation prohibiting local governments from using residency as a condition of employment.

Sponsors: Cullen, Broderick, Stamper II, Lipscomb Sr., Bowen, Romo West and Haas

Attachments: [RESOLUTION](#)
[FISCAL NOTE](#)
[Audio IGR 06/14/13](#)
[CB Resolution](#)
[CEX Unsigned Memo](#)

County Clerk Czarnecki notified the Board that the file 13-552 was returned by the County Executive unsigned and remains in full force and effect.

Veto Actions by the County Executive from the Previous County Board Meeting

2 [13-569](#) A resolution authorizing retention of outside legal counsel to provide guidance on the implementation and legality of 2013 Wisconsin Act 14.

Sponsors: Weishan

Attachments: [RESOLUTION](#)
[FISCAL NOTE](#)
[DISCLOSURE & CONSENT MEMO](#)
[ETHICS OPINION MEMO](#)
[Audio JSGS 06/20/13](#)
[CB Resolution](#)
[VETO MESSAGE](#)

Shall the foregoing file be adopted notwithstanding the objection of the County Executive?

A motion was made by Supervisor Romo West that this Resolution be ADOPTED NOTWITHSTANDING THE OBJECTION OF THE COUNTY EXECUTIVE. The motion PREVAILED by the following vote:

Aye: 14 - Bowen, Broderick, Cullen, Dimitrijevic, Haas, Johnson Jr., Jursik, Lipscomb Sr., Mayo Sr., Rainey, Romo West, Schmitt, Stamper II and Weishan

No: 4 - Alexander, Borkowski, Staskunas and Taylor

Veto Overridden

3 [13-570](#) A resolution to dismiss the Corporation Counsel pursuant to State Statute 59.42(2)(a).

Sponsors: Lipscomb Sr., Jursik, Weishan, Stamper II, Bowen, Haas, Schmitt, Romo West, Cullen, Staskunas, Broderick, Rainey and Dimitrijevic

Attachments: [SUSPENSION OF THE RULES RESOLUTION](#)
[SUSPENSION OF THE RULES FISCAL NOTE](#)
[CB Resolution](#)
[VETO MESSAGE](#)

Shall the foregoing file be adopted notwithstanding the objection of the County Executive?

A motion was made by Supervisor Romo West that this Resolution be ADOPTED NOTWITHSTANDING THE OBJECTION OF THE COUNTY EXECUTIVE. The motion PREVAILED by the following vote:

Aye: 13 - Bowen, Broderick, Cullen, Dimitrijevic, Haas, Jursik, Lipscomb Sr., Rainey, Romo West, Schmitt, Stamper II, Staskunas and Weishan

No: 5 - Alexander, Borkowski, Johnson Jr., Mayo Sr. and Taylor

Veto Overridden

4 [13-566](#)

From the Director of Operations, Department of Administrative Services, requesting authorization to enter into a Memorandum of Agreement with the City of Wauwatosa for the transfer of seven Milwaukee County water utility customers and the West Water Tower to the City of Wauwatosa.

Attachments: [REPORT](#)
 [RESOLUTION](#)
 [FISCAL NOTE](#)
 [MEMORANDUM OF AGREEMENT](#)
 [Audio TPWT 06/19/13](#)
 [CB Resolution](#)
 [CB Amendment #1](#)
 [CB AMENDED Resolution](#)
 [VETO MESSAGE](#)

Supervisor Schmitt asked unanimous consent to LAY THE ITEM OVER UNTIL LATER in the meeting. Supervisor Weishan OBJECTED.

A motion was made by Supervisor Schmitt that this Action Report be LAID OVER UNTIL LATER IN THE MEETING. The motion PREVAILED by the following vote:

Aye: 11 - Alexander, Borkowski, Cullen, Haas, Johnson Jr., Jursik, Mayo Sr., Romo West, Schmitt, Staskunas and Taylor

No: 7 - Bowen, Broderick, Dimitrijevic, Lipscomb Sr., Rainey, Stamper II and Weishan

Supervisor Cullen asked unanimous consent to dispense with the reading of the veto message from the County Executive. There being no objection the veto message was not read.

Shall the foregoing file be adopted notwithstanding the objection of the County Executive?

A motion was made by Supervisor Romo West that this Action Report be ADOPTED NOTWITHSTANDING THE OBJECTION OF THE COUNTY EXECUTIVE. The motion FAILED by the following vote:

Aye: 8 - Bowen, Broderick, Cullen, Haas, Rainey, Stamper II, Staskunas and Weishan

No: 10 - Alexander, Borkowski, Dimitrijevic, Johnson Jr., Jursik, Lipscomb Sr., Mayo Sr., Romo West, Schmitt and Taylor

Veto Sustained

5 [13-439](#)

From the Director of County Economic Development, Department of Administrative Services, requesting authorization to enter into a Second Amendment to the Development Agreement with UWM Innovation Park, LLC, and UWM Real Estate Foundation, Inc., to provide for the development of an extended stay hotel at Innovation Park. **(05/23/13: Referred back to the Committee on Economic and Community Development by the Board.)**

- Attachments:**
- [REPORT](#)
 - [RESOLUTION](#)
 - [FISCAL NOTE](#)
 - [SURVEY MAP 8523](#)
 - [2nd AMENDMENT TO AGREEMENT](#)
 - [CURRENT PROJECTS MAP](#)
 - [PRESENTATION](#)
 - [Audio ECD 05/13/13](#)
 - [CB Resolution](#)
 - [ECD Amendment #1](#)
 - [ECD Amendment #2](#)
 - [WAUWATOSA PRESENTATION](#)
 - [Audio ECD 06/10/13 Part I](#)
 - [Audio ECD 06/10/13 Part II](#)
 - [CB Resolution](#)
 - [13-439 Amendment No 1.doc](#)
 - [13-439 Engrossed.docx](#)
 - [VETO MESSAGE](#)

Supervisor Schmitt asked unanimous consent to LAY THE ITEM OVER UNTIL LATER in the meeting. Supervisor Weishan OBJECTED.

A motion was made by Supervisor Weishan that this Action Report be POSTPONED to the July 25th, 2013 meeting.

The motion FAILED by the following vote:

- Aye:** 8 - Broderick, Cullen, Haas, Johnson Jr., Jursik, Mayo Sr., Rainey and Weishan
- No:** 10 - Alexander, Borkowski, Bowen, Dimitrijevic, Lipscomb Sr., Romo West, Schmitt, Stamper II, Staskunas and Taylor

Supervisor Schmitt asked unanimous consent to LAY THE ITEM OVER UNTIL LATER in the meeting. Supervisor Weishan OBJECTED.

A motion was made by Supervisor Schmitt that this Action Report be LAID OVER UNTIL LATER IN THE MEETING. The motion FAILED by the following vote:

Aye: 7 - Alexander, Borkowski, Cullen, Jursik, Schmitt, Staskunas and Taylor

No: 11 - Bowen, Broderick, Dimitrijevic, Haas, Johnson Jr., Lipscomb Sr., Mayo Sr., Rainey, Romo West, Stamper II and Weishan

Supervisor Cullen asked unanimous consent to dispense with the reading of the veto message from the County Executive. There being no objection the veto message was not read.

Shall the foregoing file be adopted notwithstanding the objection of the County Executive?

A motion was made by Supervisor Romo West that this Action Report be ADOPTED NOTWITHSTANDING THE OBJECTION OF THE COUNTY EXECUTIVE. The motion FAILED by the following vote:

Aye: 11 - Bowen, Broderick, Cullen, Dimitrijevic, Johnson Jr., Lipscomb Sr., Mayo Sr., Rainey, Romo West, Stamper II and Weishan

No: 6 - Alexander, Borkowski, Jursik, Schmitt, Staskunas and Taylor

Absent: 1 - Haas

Veto Sustained

Confirmation of Appointments

None

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

None

COMMITTEE ON FINANCE, PERSONNEL AND AUDIT

By the Committee on Finance, Personnel and Audit

None

From the Committee on Finance, Personnel and Audit

None

COMMITTEE ON HEALTH AND HUMAN NEEDS

By the Committee on Health and Human Needs

None

From the Committee on Health and Human Needs

None

COMMITTEE ON JUDICIARY, SAFETY AND GENERAL SERVICES

By the Committee on Judiciary, Safety and General Services

None

From the Committee on Judiciary, Safety and General Services

None

COMMITTEE ON PARKS, ENERGY AND ENVIRONMENT

By the Committee on Parks, Energy And Environment

None

From the Committee on Parks, Energy And Environment

None

COMMITTEE ON TRANSPORTATION, PUBLIC WORKS and
TRANSIT

By the Committee on Transportation, Public Works And Transit

None

From the Committee on Transportation, Public Works And Transit

None

COMMITTEE ON ECONOMIC and COMMUNITY DEVELOPMENT

By the Economic and Community Development Committee

None

From the Economic and Community Development Committee

None

COMMITTEE ON INTERGOVERNMENTAL RELATIONS

By the Committee on Intergovernmental Relations

None

From the Committee on Intergovernmental Relations

None

RESOLUTIONS / ORDINANCES BY AND FROM SELECT OR
SPECIAL COMMITTEES

None

**RESOLUTIONS AND ORDINANCES PRESENTED UNDER
SUSPENSION OF THE RULES**

RECESS

A motion was made by Supervisor Romo West that this meeting be
RECESSED. The motion PREVAILED by unanimous vote.

The meeting RECONVENED at 3:20 PM.

ROLL CALL

Present 18 - Alexander, Borkowski, Bowen, Broderick, Cullen, Dimitrijevic, Haas, Johnson Jr., Jursik, Lipscomb Sr., Mayo Sr., Rainey, Romo West, Schmitt, Stamper II, Staskunas, Taylor and Weishan

Supervisor Schmitt asked unanimous consent to SUSPEND THE RULES to consider a resolution by Supervisor Schmitt authorizing the Department of Administrative Services to enter into a Memorandum of Agreement with the City of Wauwatosa for the transfer of seven Milwaukee County water utility customers and the West Water Tower to the City of Wauwatosa.

Supervisor Weishan OBJECTED.

A motion was made by Supervisor Schmitt that THE RULES BE SUSPENDED to consider the aforementioned resolution. The motion PREVAILED by the following vote:

Aye: 14 - Alexander, Borkowski, Cullen, Dimitrijevic, Haas, Johnson Jr., Jursik, Lipscomb Sr., Mayo Sr., Rainey, Romo West, Schmitt, Staskunas and Taylor

No: 4 - Bowen, Broderick, Stamper II and Weishan

[13-636](#)

A resolution authorizing the Department of Administrative Services to enter into a Memorandum of Agreement with the City of Wauwatosa for the transfer of seven Milwaukee County water utility customers and the West Water Tower to the City of Wauwatosa.

Sponsors: Schmitt

Attachments: [REPORT](#)
[RESOLUTION](#)
[FISCAL NOTE](#)
[MEMORANDUM OF AGREEMENT](#)
[BUTTERFLY ZONE MAP](#)

A motion was made by Supervisor Schmitt that this Action Report be ADOPTED. The motion PREVAILED by the following vote:

Aye: 13 - Alexander, Borkowski, Cullen, Dimitrijevic, Haas, Johnson Jr., Jursik, Lipscomb Sr., Mayo Sr., Romo West, Schmitt, Stamper II and Taylor

No: 5 - Bowen, Broderick, Rainey, Staskunas and Weishan

Supervisor Scmitt asked unanimous consent to **SUSPEND THE RULES** to consider a resolution to enter into a **Second Amendment to the Development Agreement with UWM Innovation Park, LLC and UWM Real Estate Foundation, Inc.** to provide for the development of an extended stay hotel at Innovation Park.

Supervisor Weishan **OBJECTED**

A motion was made by Supervisor Scmitt that **THE RULES BE SUSPENDED** to consider the aforementioned resolution. The motion **FAILED** by the following vote:

Aye: 8 - Alexander, Borkowski, Broderick, Dimitrijevic, Haas, Jursik, Schmitt and Taylor

No: 10 - Bowen, Cullen, Johnson Jr., Lipscomb Sr., Mayo Sr., Rainey, Romo West, Stamper II, Staskunas and Weishan

RECESS

A motion was made by Supervisor Romo West that this meeting be **RECESSED**. The motion **PREVAILED** by unanimous vote.

The meeting **RECONVENED** at 4:45 pm.

ROLL CALL

Present 18 - Alexander, Borkowski, Bowen, Broderick, Cullen, Dimitrijevic, Haas, Johnson Jr., Jursik, Lipscomb Sr., Mayo Sr., Rainey, Romo West, Schmitt, Stamper II, Staskunas, Taylor and Weishan

ANNOUNCEMENTS

County Clerk Czarnezki announced that the Clerk's office will be open from **9:00 AM - 4:00 PM** to issue marriage licences at the City Campus Building.

Supervisor Taylor reminded people about the County Board Golf Outing on July 26, 2013.

Supervisors Jursik and Mayo, Sr. thanked the County Board Staff for their hard work and efforts despite the Courthouse fire.

Supervisors Jursik also thanked County Clerk Czarnezki for his extraordinary in providing marriage licenses to constituents during the Courthouse closure.

ADJOURNMENT

A motion was made by Supervisor Romo West that this meeting be **ADJOURNED** to July 25, 2013 at 9:30 AM. The motion **PREVAILED** unanimously.

The meeting adjourned at 4:55 PM.