

Chairperson: Supervisor Gerry Broderick
Clerk: Carol Mueller, 278-4228
Research Analyst: Julie Esch, 278-4430

PARKS, ENERGY AND ENVIRONMENT COMMITTEE

Tuesday, March 10, 2009 - 9:00 A.M.

Milwaukee County Courthouse - Room 201-B

MINUTES

SCHEDULED ITEMS:

PRESENT: Supervisors Sanfelippo, Coggs, Dimitrijevic, Rice, Larson, Lipscomb and Broderick (Chair)

Milwaukee Public Museum - 1

1. 09-28 From the Chief Financial Officer of the Milwaukee Public Museum (MPM), a report for the fiscal 2008 update. **(INFORMATIONAL UNLESS OTHERWISE DIRECTED BY THE COMMITTEE.)**

APPEARANCES:

Daniel Finley, CEO, President, MPM
Michael Bernatz, Chief Financial Officer, MPM

The year 2008 finished with a very positive report. Mr. Finley explained that the 2009 fiscal year is experiencing a down turn in projected donations and attendance due to the economy. MPM has taken steps to balance the budget. He gave profound thanks to the employees both represented and non-represented in taking concession toward meeting their budgeted goals. The staff has taken a 25 percent reduction and upper management a 75 percent reduction that was needed to stay within the proposed budget.

Mr. Bernatz explained that 30 percent of revenues come from donations (down 16%), 25 percent from Milwaukee County support and 45 percent from earned revenues (down 7.5%). While the attendance for the Titanic exhibit is meeting expectations, the attendance from school groups is down due to transportation costs. MPM is trying an in-house program to subsidize the cost of buses to encourage school groups to continue to visit the museum. MPM feels it can stay on line toward its fiscal goals with the steps noted above.

The Committee took no action on this informational item.

SCHEDULED ITEMS (CONTINUED):

Presentation - 1

2. 09-R01 From the Wisconsin Department of Transportation (WisDOT), a report on the Zoo Interchange reconstruction and its effect on the Zoo, Parks and County Grounds. **(INFORMATIONAL UNLESS OTHERWISE DIRECTED BY THE COMMITTEE.)**

APPEARANCES:

Tracy Gillian, WisDOT
Tim Anheuser, Consultant, Forward 45
Chuck Wikenhauser, Director Zoo

Mr. Gillian gave a brief presentation (copy attached to these original minutes) on the Zoo Interchange project. A lengthy discussion ensued.

Mr. Anheuser explained the areas of Milwaukee County that could be affected by the reconstruction. These include for the Parks the Underwood Creek Parkway/Oak Leaf Trail, Chippewa Park, Honey Creek Parkway, Wil-o-Way Center, Eschweiler buildings and the Parks Administration building. At the Zoo the removal/relocation of the Zoofari building, overflow parking lot, Zoo Maintenance building and some acres of land. Additionally, advertising signs and utilities would need to be relocated.

At this time the funding for Mitchell Interchange reconstruction will move forward. The Zoo Interchange environmental study will continue with estimated completion by 2011. No cost estimates are available for the project since this is only the environmental study portion of the project and preferred alternatives haven't been decided.

The Committee took no action on this informational item.

Ordinance - 1

3. 09-110 An ordinance to amend Section 47.32(a) and 47.32 (b) of the General Ordinances of Milwaukee County relating to admission charges and parking fees at the County Zoo and Mitchell Park Conservatory.

The adoption of the amended ordinance was overlooked after the budget was adopted.

MOTION BY: (Coggs) Approve (Vote 7-0)

AYES: Sanfelippo, Coggs, Dimitrijevic, Rice, Larson, Lipscomb and Broderick (Chair) - 7

NOES: - 0

SCHEDULED ITEMS (CONTINUED):

Zoo - 2

4. 09-108 From the Zoo Director, requesting authorization to execute a professional services contract with Red Arrow Advertising for 2009 and 2010 with an option for a two year renewal.

APPEARANCE:

Chuck Wikenhauser, Zoo Director

Questions regarding the actual cost of the contract were discussed. The Department is directed to provide the Committee with the hourly rates and the disadvantaged business enterprise component from the request for proposals for Red Arrow prior to the County Board meeting on March 19, 2009.

MOTION BY: (Sanfelippo) Approve (Vote 7-0)

AYES: Sanfelippo, Coggs, Dimitrijevic, Rice, Larson, Lipscomb and Broderick (Chair) - 7

NOES: - 0

5. 09-109 From the Zoo Director, requesting authorization to execute a professional services contract with Robert Zigman Marketing for the Milwaukee al a Carte for 2009 and 2010, with an option for a two-year renewal.

APPEARANCE:

Chuck Wikenhauser, Zoo Director

Mr. Wikenhauser explained to the Committee that additional money could be generated through sponsors to pay any costs above the \$176,700 contract for 2009. This is a two-year contract and the Department will be requesting a budget increase for 2010 to increase the contract to \$200,000. If the budget increase is not approved, the contract has a clause whereby either party, with a 15-day notice can terminate the contract.

MOTION BY: (Sanfelippo) Approve (Vote 7-0)

AYES: Sanfelippo, Coggs, Dimitrijevic, Rice, Larson, Lipscomb and Broderick (Chair) - 7

NOES: - 0

SCHEDULED ITEMS (CONTINUED):

Transportation and Public Works - 4

6. 09-85 From the Interim Director of Transportation and Public Works, requesting authorization to apply for an accept a Wisconsin Department of Agriculture, Trade and Consumer Protection (DATCP) support grant for partial funding of the County Conservationist's office for the 2010 fiscal year.

APPEARANCE:

Stevan Keith, Director of Sustainability

MOTION BY: (Dimitrijevic) Approve (Vote 7-0)

AYES: Sanfelippo, Coggs, Dimitrijevic, Rice, Larson, Lipscomb and Broderick (Chair) - 7

NOES: - 0

7. 09-86 From the Director of Transportation and Public Works requesting authority to apply for and accept a Milwaukee Metropolitan Sewerage District (MMSD) Stormwater Best Management Practices 2009 Partnership grant offset the cost of pretreatment at McKinley Beach Park.

APPEARANCE:

Stevan Keith, Director of Sustainability

MOTION BY: (Dimitrijevic) Approve (Vote 7-0)

AYES: Sanfelippo, Coggs, Dimitrijevic, Rice, Larson, Lipscomb and Broderick (Chair) - 7

NOES: - 0

8. 09-92 From the Interim Director of Transportation & Public Works requesting authority to extend the contract through March 31, 2010 for the operation and maintenance of the remediation systems at the Franklin and Doyme Park landfills.

APPEARANCE:

Stevan Keith, Director of Sustainability

This extension is consistent with a provision in the current contract.

MOTION BY: (Sanfelippo) Approve (Vote 7-0)

AYES: Sanfelippo, Coggs, Dimitrijevic, Rice, Larson, Lipscomb and Broderick (Chair) - 7

NOES: - 0

SCHEDULED ITEMS (CONTINUED):

9. 08-133 From the Director, Transportation and Public Works, an annual report to the
(a) Wisconsin Department of Natural Resources (WDNR) providing status updates on
NR 216 Stormwater Permit. **(INFORMATIONAL UNLESS OTHERWISE
DIRECTED BY THE COMMITTEE.)**

APPEARANCE:

Stevan Keith, Director of Sustainability

The report shows the actions taken in 2008 to comply with the permit.

Supervisor Dimitrijevic requested the Department include a section in the report for the South Shore beach stormwater run-off and provide a copy of the report to her prior to the County Board meeting on March 19, 2009.

Mr. Keith noted only two beaches are referenced in the permit, Bradford and McKinley, but would comply with the Supervisor's request.

The Committee took no action on this informational item.

Parks – 5

10. 09-113 From the Director, Parks, Recreation and Culture, requesting authorization to
accept a private donation from the Jake Knapp Memorial Fund of a climbing
structure for the Hales Corners Park.

APPEARANCES:

Sue Black, Director, Parks, Recreation and Culture

John Knapp

Mary Jo Knapp

Josh Knapp

This item was taken out of order in the agenda.

This money is gifted to the Parks Department from a fund-raiser held by family and friends in honor of Jake Knapp. Jake Knapp was an avid climber. This is the family's way of giving back to the community where the family lived and attended school.

MOTION BY: (Dimitrijevic) Approve (Vote 7-0)

AYES: Sanfelippo, Coggs, Dimitrijevic, Rice, Larson, Lipscomb and Broderick (Chair) - 7

NOES: - 0

SCHEDULED ITEMS (CONTINUED):

11. 09-87 From the Director, Parks, Recreation and Culture, a report regarding a request from 1857 E Kenilworth, LLC for an access easement to accommodate the construction of a new five story apartment and retail building at 1857 E. Kenilworth Avenue, Milwaukee.

APPEARANCES:

Sue Black, Director, Parks, Recreation and Culture

Kevin Haley, Parks, Landscape Architect

Paul Votto, Dermond Properties Investment (registered to answer questions)

The developer will construct a small sidewalk that will connect to the Oak Leaf trail. They will also provide maintenance and landscaping for the area. Recent policy allows the Director of Parks to establish the easement fee and come to the Committee to explain the reasoning. This request has a very small impact to Milwaukee County property. The maintenance to Parks property would be in lieu of payment for the easement.

MOTION BY: (Sanfelippo) Approve (Vote 7-0)

AYES: Sanfelippo, Coggs, Dimitrijevic, Rice, Larson, Lipscomb and Broderick (Chair) - 7

NOES: - 0

12. 09-111 From the Director, Parks, Recreation and Culture, requesting authorization for a permanent easement for the City of South Milwaukee (CSM) to construct, operate and maintain a relief storm sewer near 15th Avenue in Oak Creek Parkway.

APPEARANCES:

Sue Black, Director, Parks, Recreation and Culture

Kevin Haley, Parks, Landscape Architect

The City of South Milwaukee will put in a stormwater sewer. They will be responsible for upkeep to prevent flooding and maintenance to the area.

Supervisor Sanfelippo requested an amendment to the resolution to reflect the easement fees have been waived.

Supervisor Rice requested the Parks Department provide the Committee with a report for the April cycle on how easements are granted, determination of fees and waivers involving reciprocal agreements. This report should also be submitted to the Committee on Economic and Community Development.

SCHEDULED ITEMS (CONTINUED):

MOTION BY: (Sanfelippo) Amend the resolution on line 58 by adding the following: BE IT FURTHER RESOLVED, that the Parks Director has the authority to waive any fees as related to the execution of the easement, if it is deemed appropriate in accordance with the terms of the easement. **(Vote 7-0)**

AYES: Sanfelippo, Coggs, Dimitrijevic, Rice, Larson, Lipscomb and Broderick (Chair) - 7

NOES: - 0

MOTION BY: (Sanfelippo) Approve as amended. **(Vote 7-0)**

AYES: Sanfelippo, Coggs, Dimitrijevic, Rice, Larson, Lipscomb and Broderick (Chair) - 7

NOES: - 0

13. 09-112 From the Director, Parks, Recreation and Culture, requesting authorization to enter into a five-year cooperative agreement for the years 2009 to 2013 with the State of Wisconsin Department of Natural Resources (DNR) and the U. S. Department of Agriculture Animal Plant Health Inspection Service (APHIS) to administer the wildlife damage abatement program.

APPEARANCE:

James Keegan, Chief of Planning and Development

This is a pass-through grant where the Parks Department is the Countywide sponsor to dispense payments to farmers for agriculture damage due to wildlife.

MOTION BY: (Dimitrijevic) Approve **(Vote 7-0)**

AYES: Sanfelippo, Coggs, Dimitrijevic, Rice, Larson, Lipscomb and Broderick (Chair) - 7

NOES: - 0

14. 08-345 **Adopted Budget Amendment 1B009**, directing the Estabrook Dam Rehabilitation (a) Workgroup to provide a report to the County Board for consideration at its January 2009 meeting cycle as to the recommended course of action. It is understood that the County may need to take steps in 2009 to comply with the WDNR Order. This may require an amendment to the 2009 general obligation bond issuance to accommodate the Estabrook Dam Rehabilitation project or the reprioritization of existing or planned capital improvement projects. **(INFORMATIONAL UNLESS OTHERWISE DIRECTED BY THE COMMITTEE.)**

APPEARANCES:

Sue Black, Director, Parks, Recreation and Culture

Kevin Haley, Parks, Landscape Architect

Julie Esch, Research Analyst

John Schapekahn, Principal Assistant, Corporation Counsel

SCHEDULED ITEMS (CONTINUED):

Carl Stave, Contract Manager Site Development
Tanya Meyer, WDNR
Bill Sturtevant, Project Engineer, WDNR
Will Wawrzyn, Water & Fisheries Biologist WDNR
Marsha Burzynski, WDNR

Ms. Esch gave an overview of the workgroup's report including options for the dam.

Supervisor Lipscomb, as an author of the budget amendment, felt the report has many omissions and encompasses options that were not part of the directive of the amendment. He also voiced his disappointment regarding consideration for removal of the dam.

Mr. Haley explained the areas of the river and dam including terminology that would be used in the presentations.

Ms. Meyer of the Wisconsin Department of Natural Resources gave a presentation on the history of the dam. The presentation revealed areas of deterioration, failure, debris collections, mud flats, and prior communications to Milwaukee County for a study and required repairs to the dam.

Mr. Wawrzyn informed the Committee of fish habitation in the Milwaukee River at this area and the North Avenue Dam. He relayed how different species have flourished after removal of the North Avenue Dam. He went on to explain the issue regarding removal of the PCBs in the sediment. This is a separate issue from the Estabrook Dam and will need to be addressed no matter what action is taken on the Dam. It was later said that the costs associated with removal of the dam does not include contaminated sediment removal.

A lengthy period of comments and questions ensued.

Supervisor Dimitrijevic asked the Department to provide the Committee with the STS Inc. study from 2006.

The Committee took a short break from noon until 12:10 p.m. A roll call was taken whereby all members but Supervisor Coggs were present. Supervisor Coggs appeared shortly thereafter.

The following people appeared and spoke on this item:

Randal Farnum, Milwaukee River Association and property owner
Tamara Blaeske, Milwaukee River Preservation Association and property owner
Suzanne Kreuziger, property owner
David Dorner, Milwaukee River Preservation Association

SCHEDULED ITEMS (CONTINUED):

Vicki Ross, property owner
Janet Marie Tierney, The Parks People
Glen Goebel, Milwaukee River Preservation Association
Jeff Goulee, Milwaukee River Preservation Association and property owner
Richard Frecska, Milwaukee County resident
Bob Orvis, property owner
Cheryl Nenn, Milwaukee Riverkeepers Association
John-Paul Kastner, property owner
Barb Dubinski, Milwaukee River Preservation Association
Richard Yahr, Lincoln Park Historical Society
Amy Monahan, Preservation of Estabrook Dam (didn't speak)

The majority of the speakers were in favor of repairing the dam. A few suggested the best course of action is for the removal of the dam.

Mr. Sturtevant explained his experience with dam removals, noting the same arguments occur in all cases. In his opinion the workgroup's report is not unreasonable. The dam is old and in need of substantial work. Historically, the costs associated with the removal of dams are one-third to one-half of the costs for repairs. He also said the dam project was included in the Governor's stimulus package submitted to the Federal Government. Overall the WDNR is making no recommendations for removal or repairs. They will assist Milwaukee County in their efforts upon a decision.

The WDNR confirmed for Supervisor Lipscomb that if the dam is in compliance with the current order of the WDNR, it could be operated.

The Committee will hold a public hearing on this subject, Tuesday, March 24, 2009 at 6 p.m. in the Harbor Lights Room located at 909 E. Michigan Street, Milwaukee, Wisconsin.

MOTION BY: (Sanfelippo) Receive and Place on File the report from the workgroup. **(Vote 4-1)**

AYES: Sanfelippo, Dimitrijevic, Larson and Broderick (Chair) - 4

NOES: - Lipscomb - 1

EXCUSED: Coggs and Rice - 2

SCHEDULED ITEMS (CONTINUED):

This meeting was recorded. Committee files contain copies of the subject reports, communications, resolutions, and ordinances, which may be reviewed upon request to the Chief Committee Clerk. The official copy of these minutes, along with the audio recording of this meeting, are available in the County Board Committee Services Division.

Length of meeting: 9:05 a.m. until approximately 1:20 p.m.
Carol Mueller, Committee Clerk

Staff Present:

Mr. Chuck Wikenhauser, Zoo Director
Mr. Stevan Keith, Director of Sustainability
Ms. Sue Black, Director, Parks, Recreation and Culture
Mr. Kevin Haley, Landscape Architect
Mr. James Keegan, Chief of Planning and Development
Ms. Julie Esch, Research Analyst
Mr. John Schapekahm, Principal Assistant Corporation Counsel
Mr. Carl Stave, Contract Manager Site Development

DEADLINE FOR THE PARKS, ENERGY AND ENVIRONMENT COMMITTEE:

The next regular meeting for the Parks Committee is April 14, 2009. **All items for the agenda must be in the Committee Clerk's possession by the end of the business day on Tuesday, March 31, 2009.**

ADA accommodation requests should be filed with the Milwaukee County Office for Persons with Disabilities 278-3932 (voice) or 278-3937 (TTY) upon receipt of this notice.