



# City of Madison

## Meeting Minutes - Final

### BOARD OF ESTIMATES

City of Madison  
Madison, WI 53703  
www.cityofmadison.com

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Monday, May 9, 2005

4:45 PM

215 MLKJ BLVD RM 260 (MMB)

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#### CALL TO ORDER

**Present:** Ald. Paul J. Van Rooy, Ald. Michael E. Verveer, Ald. Tim Bruer, Ald. Judy K. Olson, Ald. Zachariah Brandon and Chair Mayor Cieslewicz

**Absent:** Ald. Brian Benford

#### PUBLIC COMMENT

*There were 17 registrants.*

#### ITEMS CONSIDERED

- [01022](#) Authorizing the Mayor and City Clerk to execute amendments to the Operation and Cooperation Agreement with the Madison Cultural Arts District and to the Option Agreement with Overture Development Cooperation; to execute a credit agreement with a financial institution selected to restructure the Overture Center construction financing; and to execute such other documents that may be deemed necessary by the City Attorney to implement the transaction

**A motion was made by Ald. Van Rooy, seconded by Ald. Bruer, to RECOMMEND TO COUNCIL WITH THE FOLLOWING RECOMMENDATIONS - REPORT OF OFFICER Refer to a Special Meeting on May 17, 2005. Recommendation will be made from the Council floor. The motion passed by acclamation.**
- [01151](#) That the position (#777) of Account Clerk 2 in Compensation Group 20, Range 09, (occupied by K. Thompson) in the permanent salary detail of the Comptroller's Office budget is repealed and recreated as a position of Account Clerk 3 in Compensation Group 20, Range 11, thereof, and that the incumbent shall be reallocated to said position.

**A motion was made by Ald. Bruer, seconded by Ald. Verveer, to RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER. The motion passed by acclamation.**
- [01145](#) Amending Section 3.38(1)(e) of the Madison General Ordinances by creating the classification of Gift Shop Sales Leadworker in Compensation Group 20, Range 11, thereof.

**A motion was made by Ald. Bruer, seconded by Ald. Verveer, to RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER. The motion passed by acclamation.**

4. [01150](#) That the position (# 3782) of Sales Clerk, in Compensation Group 20, Range 06, (occupied by L. Sparks) in the permanent salary detail of the budget is repealed and recreated as an Gift Shop Sales Leadworker in Compensation Group 20, Range 11, thereof, and that the incumbent shall be reallocated to the said position.

**A motion was made by Ald. Bruer, seconded by Ald. Verveer, to RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER. The motion passed by acclamation.**

5. [01148](#) Amending Section 3.38(1)(i) of the Madison General Ordinances by creating the classification of Overture Center Group Sales Coordinator in Compensation Group 19, Range 07, thereof.

**A motion was made by Ald. Verveer, seconded by Ald. Olson, to RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER. The motion passed by the following vote:**

**Absent:** Benford

**Aye:** Van Rooy, Verveer, Bruer and Olson

**No:** Brandon

**Non Voting:** Cieslewicz

6. [01149](#) That the vacant position (#3989) of Overture Command Center Operator, in Compensation Group 16, Range 02, in the permanent salary detail of the Overture Center budget is repealed and recreated as an Overture Group Sales Coordinator, in Compensation Group 19, Range 07, thereof.

**A motion was made by Ald. Verveer, seconded by Ald. Olson, to RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER. The motion passed by the following vote:**

**Absent:** Benford

**Aye:** Van Rooy, Verveer, Bruer and Olson

**No:** Brandon

**Non Voting:** Cieslewicz

7. [01147](#) Amending Section 3.38(1)(b) of the Madison General Ordinances by deleting the classification of Botanical Center Director in Compensation Group 18, Range 10, and recreating said class in Compensation Group 18, Range 13, thereof.

**A motion was made by Ald. Bruer, seconded by Ald. Verveer, to RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER. The motion passed by acclamation.**

8. [01128](#) That the position (#1516) of Botanical Center Director in Compensation Group 18, Range 10, (occupied by N. Ragland) in the permanent salary detail of the Parks Division budget is repealed and recreated as a position of Botanical Center Director in Compensation Group 18, Range 13, thereof, and that the incumbent shall be reallocated to said position.  
**A motion was made by Ald. Bruer, seconded by Ald. Verveer, to RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER. The motion passed by acclamation.**
9. [01033](#) That the new position tentatively identified as a "Fiscal Efficiency Auditor" (no Compensation Group/Range specified) in the permanent salary detail of the Mayor's Office budget is repealed and recreated as a position of "Administrative Analyst 3" in Compensation Group 18, Range 10, thereof.  
**A motion was made by Ald. Bruer, seconded by Ald. Verveer, to RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER. The motion passed by acclamation.**
10. [01159](#) Confirming the appointment of David C. Dryer to the position of City Traffic Engineer subject to the approval and execution of a five-year Employment Agreement.  
**A motion was made by Ald. Bruer, seconded by Ald. Verveer, to RECOMMEND TO COUNCIL TO ADOPT - CONFIRMATION HEARING. The motion passed by acclamation.**
11. [01162](#) Adopting and confirming an Employment Agreement between the City of Madison and David C. Dryer as City Traffic Engineer.  
**A motion was made by Ald. Bruer, seconded by Ald. Verveer, to RECOMMEND TO COUNCIL TO ADOPT - CONFIRMATION HEARING. The motion passed by acclamation.**
12. [01034](#) Substitute - To authorize a double fill in the Parks Administrative Services Manager position from May 29 June 5, 2005 through July 3, 2005.  
**A motion was made by Ald. Bruer, seconded by Ald. Verveer, to RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER. The motion passed by acclamation.**
13. [01127](#) Monona Terrace Event Booking Assistance: Fourth Quarter 2004 and First Quarter 2005  
**A motion was made by Ald. Olson, seconded by Ald. Verveer, to Accept. The motion passed by acclamation.**

14. [00731](#) Authorizing the Madison Department of Public Health to accept up to \$4000 from the State of Wisconsin Department of Health and Family Services (DHFS ) Division of Public Health's Children with Special Health Care Needs (CSHCN) program for the period January 1, 2005 through December 31, 2005 and authorizing the Mayor and City Clerk to sign the contract for the City.  
**A motion was made by Ald. Verveer, seconded by Ald. Olson, to RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER. The motion passed by acclamation.**
15. [00732](#) Authorizing the Madison Department of Public Health to accept up to \$100,000 from the Dane County Division of Public Health for the period January 1, 2005 through December 31, 2005 for public health emergency planning related to bio-terrorism or other infectious disease outbreaks, and authorizing the Mayor and City Clerk to sign for the City.  
**A motion was made by Ald. Verveer, seconded by Ald. Olson, to RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER. The motion passed by acclamation.**
16. [00977](#) Authorizing the Madison Department of Public Health (MDPH) to accept up to \$7,500 in store credit from a laboratory equipment company to be used towards the laboratory equipment, supplies or repairs and authorizing the Mayor and City Clerk to sign the contract for the City.  
**A motion was made by Ald. Olson, seconded by Ald. Verveer, to RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER. The motion passed by the following vote:**
- |                    |                                    |
|--------------------|------------------------------------|
| <b>Absent:</b>     | Benford                            |
| <b>Aye:</b>        | Van Rooy, Verveer, Bruer and Olson |
| <b>No:</b>         | Brandon                            |
| <b>Non Voting:</b> | Cieslewicz                         |
17. [00915](#) Authorizing the EOC Department to enter into a contract with the U.S. Equal Employment Opportunity Commission to provide complaint processing services.  
**A motion was made by Ald. Verveer, seconded by Ald. Brandon, to RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER. The motion passed by acclamation.**
18. [01016](#) Authorizing the City of Madison, through the Office of Community Services, to accept a Project Safe Neighborhoods Grant from the State of Wisconsin Office of Justice Assistance, and authorizing the City to enter into a purchase of service contract for the implementation of this grant.  
**A motion was made by Ald. Olson, seconded by Ald. Van Rooy, to RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER. The motion passed by acclamation.**

19. [00959](#) Authorizing the Mayor and Chief of Police to accept a highway safety grant for \$7,000 from WI Department of Transportation for safety belt (Click It or Ticket Mobilization) campaign in 2005.  
**A motion was made by Ald. Verveer, seconded by Ald. Olson, to RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER. The motion passed by acclamation.**
20. [01180](#) Report of Police Chief dated April 26, 2005 re: 2004 Overtime & 1st Quarter 2005 Overtime.  
**A motion was made by Ald. Verveer, seconded by Ald. Olson, to RECOMMEND TO COUNCIL WITH THE FOLLOWING RECOMMENDATIONS - REPORT OF OFFICER Accept report. The motion passed by acclamation.**
21. [00980](#) Approving the City of Madison to contract with the State of Wisconsin Department of Military Affairs, Division of Emergency Management for the Fire Department services as a Regional Hazardous Materials Team.  
**A motion was made by Ald. Verveer, seconded by Ald. Olson, to RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER. The motion passed by acclamation.**
22. [01118](#) Approving City acceptance of a contract with the State of Wisconsin Department of Commerce for the City of Madison Fire Department to provide professional services for tank systems.  
**A motion was made by Ald. Verveer, seconded by Ald. Olson, to RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER. The motion passed by acclamation.**
23. [01126](#) Authorizing the Mayor and Clerk to sign a contract with May Vang, LLC for laundry services for the Fire Department. The contract period is eighteen months with options to renew for up to two one-year terms.  
**A motion was made by Ald. Van Rooy, seconded by Ald. Olson, to RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER. The motion passed by acclamation.**
24. [01187](#) Approving a contract with GeoAnalytics for technical services for GIS integration at the County Public Safety Communications Center (9-1-1 Center).  
**A motion was made by Ald. Van Rooy, seconded by Ald. Verveer, to RECOMMEND TO COUNCIL TO ADOPT UNDER SUSPENSION OF RULES 2.04, 2.05, 2.24, & 2.25 - REPORT OF OFFICER. The motion passed by acclamation.**

25. [01057](#) Authorizing the Parking Utility to sign an agreement with Adams Outdoor Advertising Limited Partnership to sell and manage advertising services for the City's Parking Utility.
- A motion was made by Ald. Verveer, seconded by Ald. Bruer, to Return to Lead with the Recommendation for Approval to the TRANSIT AND PARKING COMMISSION. The motion passed by acclamation.**
26. [01158](#) Authorizing the Mayor and City Clerk to sign Addendum IV to the Franchise Agreement with KMC Telecom to consent to the assignment of the Agreement to Century Tel Acquisitions, LLC.
- A motion was made by Ald. Olson, seconded by Ald. Verveer, to RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER. The motion passed by acclamation.**
27. [01142](#) Approving Rental Housing Project of the Community Development Authority of the City of Madison, Wisconsin located at 600 Northport Drive, a Cooperation Agreement with the Community Development Authority of the City of Ripon for a Rental Housing Project located in the City of Ripon, and the Issuance of Bonds for the Financing thereof.
- A motion was made by Ald. Bruer, seconded by Ald. Olson, to RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER. The motion passed by acclamation.**
28. [01041](#) Adopting a Program Framework for the HOME-funded American Dream Down-payment Initiative (ADDI), authorizing the Mayor or his/her designee to approve such loans, and authorizing the CDBG Commission to make additional changes in the guidelines as needed.
- A motion was made by Ald. Bruer, seconded by Ald. Verveer, to RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER. The motion passed by acclamation.**
29. [01054](#) Amending Madison's 2005-2006 Program Funding Framework for Community and Neighborhood Development to permit programs funded through the City CDBG Office for homebuyer, rehab, and rental housing development to offer assistance to undocumented immigrants who otherwise meet the guidelines for those programs, and authorizing the City funded rehab loans to undocumented immigrants.
- A motion was made by Ald. Bruer, seconded by Ald. Verveer, to RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER. The motion passed by the following vote:**
- |                    |                                      |
|--------------------|--------------------------------------|
| <b>Absent:</b>     | Benford                              |
| <b>Aye:</b>        | Van Rooy, Verveer, Bruer and Brandon |
| <b>Abstain:</b>    | Olson                                |
| <b>Non Voting:</b> | Cieslewicz                           |

30. [01055](#) Approving additional Federal ESG funds to assist St. Vincent de Paul in completing a housing repair that will serve as transitional housing, and authorizing the Mayor and City Clerk to sign an agreement to implement the project.
- A motion was made by Ald. Bruer, seconded by Ald. Olson, to RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER. The motion passed by acclamation.**
31. [01056](#) Authorizing the provision of CDBG Acquisition/Rehab funds to help Centro Hispano acquire property for a new office center facility in a project that addresses City, Community and Neighborhood Development Objectives.
- A motion was made by Ald. Verveer, seconded by Ald. Olson, to RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER. The motion passed by the following vote:**
- Absent:** Benford
- Aye:** Van Rooy, Verveer, Olson and Brandon
- Abstain:** Bruer
- Non Voting:** Cieslewicz
32. [00935](#) Authorizing the Mayor and City Clerk to enter into a Second Amendment to the Agreement between the City and Madison Fireworks Fund, In (MFF) to allow MFF to operate a full event on any rescheduled rain date.
- A motion was made by Ald. Van Rooy, seconded by Ald. Olson, to Return to Lead with the Recommendation for Approval to the BOARD OF PARK COMMISSIONERS. The motion passed by acclamation.**
33. [00984](#) Authorizing additional funds for the acquisition of an 8-unit apartment building located at 902 Magnolia Lane and the execution of a property management agreement with Broihahn Management & Consulting, LLC.
- A motion was made by Ald. Bruer, seconded by Ald. Verveer, to RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER. The motion passed by the following vote:**
- Absent:** Benford
- Aye:** Van Rooy, Verveer, Bruer and Olson
- No:** Brandon
- Non Voting:** Cieslewicz

34. [00855](#) Authorizing the use of non-standard indemnification language in a Permanent Limited Easement for Public Pedestrian /Bicycle Path between the City and Board of Regents of the University of Wisconsin System to provide for the construction and maintenance of the Southwest Bike Path Phase IV from Randall Avenue to Murray Street.
- A motion was made by Ald. Verveer, seconded by Ald. Olson, to RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER. The motion passed by acclamation.**
35. [01190](#) SUBSTITUTE: Authorizing the City to amend the Engineering Department's 2005 Adopted Capital Expenditure Budget for infrastructure improvements on Pierstorff, Pearson and Wright Streets related to the expansion of Covance Laboratories, Inc. and authorizing additional City expenditures not to exceed \$ 2,464,750. Said improvements include storm sewer, sanitary sewer, water main, street reconstruction and new street and sidewalk construction. (17th AD )
- The Economic Development Commission is scheduled to consider this item on May 12, 2005. Recommendation will be made from the Council floor.*
- A motion was made by Ald. Bruer, seconded by Ald. Olson, to RECOMMEND TO COUNCIL TO ADOPT (15 VOTES REQUIRED) - REPORT OF OFFICER. The motion passed by acclamation.**
36. [01155](#) Authorizing the City to apply for a State DOT Transportation Facilities Economic Assistance Grant and authorizing the Mayor and City Clerk to execute a Transportation Economic Assistance Jobs Guarantee with the State DOT and to execute a Project Agreement with Covance Laboratories, Inc. for a transportation infrastructure project on Pearson, Pierstorff and Wright Streets.
- The Economic Development Commission is scheduled to consider this item on May 12, 2005. Recommendation will be made from the floor.*
- A motion was made by Ald. Bruer, seconded by Ald. Olson, to RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER. The motion passed by acclamation.**
37. [00890](#) Retaining Attorney Ronald Ragatz and DeWitt, Ross & Stevens, S.C. for landfill remediation work and amending the 2005 Engineering Division Operating Budget to allow for the expenditure of \$150,000 in related legal fees and costs.
- A motion was made by Ald. Bruer, seconded by Ald. Olson, to RECOMMEND TO COUNCIL TO ADOPT (15 VOTES REQUIRED) - REPORT OF OFFICER. The motion passed by acclamation.**



38. [00937](#) Approving Plans and Specifications for a Parking Lot and Relocation of a Basketball Court at 4701 Jenewein Road, Authorizing a Lease with the Boys and Girls Club, and Amending the 2005 Capital Budget. (10th AD)  
**A motion was made by Ald. Bruer, seconded by Ald. Van Rooy, to RECOMMEND TO COUNCIL TO ADOPT (15 VOTES REQUIRED) - REPORT OF OFFICER. The motion passed by acclamation.**
39. [01100](#) Authorizing the Mayor and the City Clerk to execute an amended agreement with the State of Wisconsin Department of Transportation for the construction of the East Johnson Street Pedestrian Underpass, and amending the 2005 Capital Budget for Bikeways. (2nd AD)  
**A motion was made by Ald. Olson, seconded by Ald. Verveer, to RECOMMEND TO COUNCIL TO ADOPT (15 VOTES REQUIRED) - REPORT OF OFFICER. The motion passed by acclamation.**
40. [00982](#) Awarding Public Works Contract No. 5839, Engineering Service Building Expansion - 2005 and Amending the 2005 Capital Budget to provide an additional \$500,000 of funds necessary for construction. (14th AD)  
**A motion was made by Ald. Bruer, seconded by Ald. Verveer, to RECOMMEND TO COUNCIL TO ADOPT (15 VOTES REQUIRED) - REPORT OF OFFICER. The motion passed by the following vote:**
- Absent:** Benford  
**Aye:** Van Rooy, Verveer, Bruer and Olson  
**No:** Brandon  
**Non Voting:** Cieslewicz

### CLOSED SESSION

**A motion was made by Ald. Van Rooy, seconded by Ald. Bruer, to Convene into Closed Session. The motion passed by the following vote:**

- Absent:** Benford  
**Aye:** Van Rooy, Verveer, Bruer, Olson and Brandon  
**Non Voting:** Cieslewicz

41. [00653](#) Communication dated December 9, 2004 from T. Wall Properties, 2418 Crossroads Dr., Madison re: the Center for Industry and Commerce Proposed Amendment.  
**A motion was made by Ald. Brandon, seconded by Ald. Bruer, to RECOMMEND TO COUNCIL WITH THE FOLLOWING RECOMMENDATIONS - REPORT OF OFFICER Accept the City Attorney's Report. The motion passed by acclamation**

42. [01102](#) Communication from T. Wall regarding TIF District # 34.  
**A motion was made by Ald. Bruer, seconded by Ald. Olson, to RECOMMEND TO COUNCIL WITH THE FOLLOWING RECOMMENDATIONS - REPORT OF OFFICER Accept TIF Coordinator's Recommendation. The motion passed by acclamation.**
43. [01204](#) Staff briefing regarding American Family tax litigation.  
*No formal action was taken on this item.*

### **Reconvene in Open Session**

**A motion was made by Ald. Verveer, seconded by Ald. Bruer, to Reconvene. The motion passed by acclamation.**

### **ADJOURNMENT**

**A motion was made by Ald. Verveer, seconded by Ald. Bruer, to Adjourn. The motion passed by acclamation.**