



City of Madison

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

Meeting Minutes - Amended PUBLIC SAFETY REVIEW BOARD

Tuesday, March 11, 2008

5:00 PM

Room GR-27, City-County Building
210 Martin Luther King, Jr. Blvd.

Present: 6 -

Paul E. Skidmore; Eli Judge; Tyrone W. Bell; Michael S. Scott; Terry E. Moen and Amy R. Smith

Excused: 1 -

Larry Pasha

CALL TO ORDER / ROLL CALL

The meeting was called to order by Chair Moen at 5:00 PM.

APPROVAL OF MINUTES

Minutes of January 8, 2008 meeting -
<http://legistar.cityofmadison.com/calendar/#current>

A motion was made by Skidmore, seconded by Judge, to Approve the Minutes.
The motion passed by voice vote/other.

PUBLIC COMMENT

04272 - Tim Thompson, Janesville WI - works with vendor selling these vehicles in Janesville; supports the ordinance: zero emissions, meet federal government standards, 18,000 in use in CA, they enclose a safety flyer with each vehicle including information about the fact they are silent. Juan Olveda, Stoughton WI - are ecologically friendly, street legal; feels the ordinance fits City of Madison and community well; an alternate to other means of transportation. Lucy Zweep, Stoughton, WI - vehicles burn no fossil fuel so no exhaust, good for traveling 15-20 miles from home, less damage to streets, built in USA (WI), fun and safe to drive, have horn, lights, seatbelts, signals etc. Matt Schaefer, Madison WI - has been driving auto to work at 25mph past week and has encountered no problems, no irate drivers, test drove NEV in Janesville and has one on order pending approval of this ordinance, they get equivalent of 245 miles per gallon gasoline, fully loaded model: about \$17,000 for 2007 model. Alderman Clear - this is 3rd substitute, version 4 - changes made to comply with new State registration regulation. The Ordinance has been greatly simplified. City will look at signage issues if needed. If Milwaukee can legalize these (and they have), then Madison should be able to do so. Arthur Ross, Traffic Engineering - other states have same regulations as WI. Have been unable to identify where the proposal for 35 mph (as opposed to 25 mph) came from. Traffic Engineering supports the ordinance. UW is already using them illegally on city streets to get from one point to another on campus. Doesn't think we will actually see a lot of these at least for a while nor believe that owners will operate them where they feel it is unsafe to do so. PSRB members asked how safe these were on roadways with all the other motor vehicles? Ald. Clear responded that we already have a mixed

use of vehicles on city streets, and that these won't add significantly to that mix. Amy mentioned was that these vehicles are wider/bigger than say a moped so a motor vehicle would not be able to get around them if going too slow. An additional concern was their silent nature so others wouldn't realize they were near. Has any analysis been done on these concerns? Ross responded that there was no analysis, but the thought those people who would operate the NEVs would operate them "smart."

08798 - Adopting the Platinum Biking City Planning Committee's report, "Making Madison the Best Place in the County to Bicycle" and recommendations contained therein: Jay Ferm, Platinum Bike Planning Committee Co-Chair - plan is to educate all users and then enforce the laws. Tim Johnson also supported the measure. Alder Clear and Arthur Ross informed the Committee that this was a committee established by the Mayor last fall - Captain McLay of the Police Department was part of the committee.

UNFINISHED BUSINESS

1. [05831](#) Report of Police Chief dated February 27, 2007 re: Sensitive Crimes Interview Procedures.

Attachments: [05831CoverLetter.pdf](#)
[05831Report.pdf](#)

A motion was made by Skidmore, seconded by Judge, to RECOMMEND TO COUNCIL TO PLACE ON FILE WITHOUT PREJUDICE -REPORT OF OFFICER. The motion passed by voice vote/other.

2. [04272](#) THIRD SUBSTITUTE - Creating Section 12.792 entitled "Neighborhood Electric Vehicles Allowed" to permit and regulate the operation of such vehicles on Madison streets and amending Section 1.08(3)(a) of the Madison General Ordinances to establish a bail deposit amount for violations of the section.

Attachments: [04272-Original.pdf](#)
[04272- Substitute.pdf](#)
[04272-2ndSubstitute.pdf](#)
[NEV staff memo_ID04272.pdf](#)

A motion was made by Scott, seconded by Judge, to RECOMMEND TO COUNCIL WITH THE FOLLOWING RECOMMENDATIONS - REPORT OF OFFICER. The motion passed the following vote: 5 ayes, 1 no, 1 excused.

Skidmore asked if Police felt these vehicles were unsafe - the culture of driving now is that he often has to dodge traffic when driving the maximum legal speed. Asst. Chief Davenport replied that they were concerned about the speed and the significant public information is needed. Some users will self-select which streets to use but others will use all available because the ordinance says they can. Who and how will the education be done? What about an option to have headlights on at all times of operation (like motorcycles)? Police do have safety concerns - the community needs to be educated before these vehicles go out on the city streets. Bell commented that the Board is charged with "public safety" - will there be chaos on the streets if these vehicle hit the streets? Davenport replied that he couldn't give that assurance for any vehicle used on city streets - it is dependent on operators: skills, patience, how interact and sensibility. Scott said he had been looking for a green light from poilce before voting for the

measure but would now vote for it unless they gave a red light. Smith felt that the burden of safety was still the issue and their charge is public safety. Didn't feel there was significant information to show these are safe. Police could give no official support one way or the other nor a recommendation as to their safety. Chief Wray stated that if asked for an official position, they would take another look at this internally. Scott proposed having it built in to the ordinance that headlights be on at all times of operation. Arthur Ross explained that since these are now to be regulated by the State (and they don't have that regulation) instead of the City, it could be difficult for users to know this if coming from an adjoining community. He stated that the city ordinance was crafted as close to the state statute as possible. Skidmore added that they are something we would have to integrate and accept the problems with just as we have with other vehicles. Scott said that Milwaukee required the use of headlights on these vehicles at all times of operation and asked to have the city ordinance amended to include that requirement. With this proposed amendment as part of the ordinance, a vote was then taken.

Excused: 1 -

Larry Pasha

Ayes: 3 -

Eli Judge; Michael S. Scott and Terry E. Moen

Noes: 3 -

Paul E. Skidmore; Tyrone W. Bell and Amy R. Smith

3. [08820](#)

Creating new Section 12.1335(4)(d), renumbering current Section 12.1335(4)(d) to Section 12.1335(4)(e), amending Section 12.1339, amending Section 12.141(2), creating new Section 12.141(3), renumbering current Sections 12.141(3)-(9) to Sections 12.141(4)-(10), and amending Section 1.08(3)(a) of the Madison General Ordinances to further deter snow parking violations and more efficiently allow for cleaning of the streets.

Mayoral Aide Joel Plant explained that the impetus for this was the removal of snow starting in December of 2007. It serves to 1) increase the fine from \$30 to \$60 and 2) expand the clean streets/clean lakes ordinance to become year-round. Judge encouraged the Board to move approval - public parking lots and municipal lots have been made available for free parking during these dates from 9:00 pm - 7:00 am. Getting the word out on these policies needs to increase however. Amy wondered if a \$60 fine was enough since it is \$110 to owners who don't clear their sidewalks. It was felt the Mayor would support the higher fine if the alders backed it, but this is a doubling of the current fine. It is part of the deterrent model. Smith moved/Scott seconded to have ordinance amended to increase the fine to \$100 to align it with that for sidewalks. The motion failed on a vote of 5 nays, 1 aye.

A motion was made by Scott, seconded by Judge, to RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER. The motion passed by the following vote:

Excused: 1 -

Larry Pasha

Ayes: 6 -

Eli Judge; Tyrone W. Bell; Michael S. Scott; Amy R. Smith; Paul E. Skidmore and Terry E. Moen

4. [07734](#)

SUBSTITUTE - Creating Sections 27.05(2)(aa), (bb), (cc), and (dd) and Section 29.20(21) of the Madison General Ordinances to require bulbs with an energy efficiency of

at least thirty (30) lumens in some common areas and dwelling units in residential buildings.

Attachments: [07734-Version 1.pdf](#)
[07734-Version 2-SUB.pdf](#)

This would provide for more efficient, effective and safe lighting in: Common areas (exterior), outside areas and inside rental units. The Sierra Club has attended most other committee meetings - demonstrated the lights and they were very bright. Tenants and landlords agreed on the common and outside areas. It was unknown what the fiscal impact would be on the inside of rental units. There is a service where these costs can be subsidized. Sixty percent of our buildings are rental units. The mercury component of the fluorescent bulbs was a concern of some members - however all businesses that sell these bulbs must also recycle old ones by Ordinance. Police offered no view on the matter, but did feel that more light is always good. The ordinance will be referred to the April meeting with the request that the Sierra Club and/or the ordinance sponsor come to the meeting to give their input.

5. [08798](#) Adopting the Platinum Biking City Planning Committee's report, "Making Madison the Best Place in the Country to Bicycle," and recommendations contained therein.

Attachments: [Platinum Biking Final Rpt Dec2007 Summary BOH Interest Platinum Bike Report .pdf](#)

Scott was concerned about bike parking furniture - with the fear of bikes being stolen, people are less apt to ride bikes. A motion was made by Scott, seconded by Judge, to Return to Lead with the Recommendation for Approval to the PEDESTRIAN/BICYCLE/MOTOR VEHICLE COMMISSION. The motion passed by the following vote:

Excused: 1 -

Larry Pasha

Ayes: 4 -

Eli Judge; Tyrone W. Bell; Michael S. Scott and Terry E. Moen

Abstentions: 2 -

Amy R. Smith and Paul E. Skidmore

REPORTS

6. [08204](#) Standing Committee Report: 911 Center Committee
Due to time limitations, this item was not discussed.
7. [08205](#) Standing Committee Report: Dane County Commission on Sensitive Crimes
Due to time limitations, this item was not discussed.

DISCUSSION ITEMS

8. [08203](#) Police Data/Statistics Information

This item will be discussed at a future meeting.

9. [08207](#) City Planning/Environmental Design

Other involved City staff were unable to come to the meeting so this item was not discussed in this forum (see Item 11 presentation).

10. [08208](#) 911 Center "Dropped Calls"

This item will be discussed at a future meeting.

PRESENTATION

11. [09505](#) Presentation: Environmental Design and Planning - Mike Scott

Mike Scott gave a presentation highlighting "defensible space" and "crime prevention through environmental design." This detailed how crime and its prevention can be impacted by the design of structures. To do so, police and fire need to be able to work with City Planning and lay out a timeline from the very beginning of a project to the finish. These would be long term projects. The Board felt it would be advantageous to have a sub-committee created to create a product which would bring forward as a recommended plan so that these key safety/crime prevention elements are involved from the very beginning to the very end. Businesses would also be brought to the table so they would understand the benefits of such involvement. Planning and prevention are needed.

ADJOURNMENT

A motion was made by Scott, seconded by Judge, to Adjourn. The motion passed by voice vote/other.