



# City of Madison

City of Madison  
Madison, WI 53703  
[www.cityofmadison.com](http://www.cityofmadison.com)

## Proceedings - Approved COMMON COUNCIL

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Tuesday, June 21, 2011

6:30 PM

210 Martin Luther King, Jr. Blvd.  
Room 201 (City-County Building)

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### ROLL CALL

**Present:** 20 - Paul R. Soglin  
Lisa Subeck  
Bridget R. Maniaci  
Michael E. Verveer  
Shiva Bidar-Sielaff  
Marsha A. Rummel  
Steve King  
Scott J. Resnick  
Paul E. Skidmore  
Brian L. Solomon  
Chris Schmidt  
Satya V. Rhodes-Conway  
Sue Ellingson  
Tim Bruer  
Larry Palm  
Jill Johnson  
Joseph R. Clausius  
Anita Weier  
Mark Clear  
Matthew J. Phair

**Excused:** 1 - Lauren Cnare

### SPEAKING GUIDELINES

#### Speaking Limits:

**Public Hearing - 5 Minutes, Information Hearing - 5 Minutes, Other Items - 3 minutes.**

**You must register before your item is considered by the Council.**

**The use of audible cell phone ringers and active use and response to cellular phone technology by the governing body, staff and members of the public is discouraged in the Council Chambers while the Council is in session.**

**NOTIFIED ABSENCES: Ald. Lauren Cnare**

### OPENING REMARKS

**SUSPENSION OF RULES**

Suspend Rules 2.04 (order of business), 2.05 (introduction of business), 2.24 (ordinances), and 2.25 (resolutions) for items so designated on the agenda.

**A motion was made by Ald. Bidar-Sielaff, seconded by Ald. Verveer, to Suspend the Rules. The motion passed by voice vote/other.**

**HONORING RESOLUTIONS**

1. [22663](#) Proclamation to declare the month of July as Parks and Recreation Month and to recognize the benefits that Madison Parks provide for active and passive recreational opportunities.

**Sponsors:** Paul R. Soglin, Joseph R. Clausius and Mark Clear

**A motion was made by Ald. Clear, seconded by Ald. Bruer, to Adopt Under Suspension of Rules 2.04, 2.05, 2.24, and 2.25. The motion passed by voice vote/other.**

Enactment No: RES-11-00526

2. [22808](#) Recognizing June 26, 2011, as The Capital City Hues Day in Madison.

**Sponsors:** Paul R. Soglin, Shiva Bidar-Sielaff, Sue Ellingson, Michael E. Verveer, Marsha A. Rummel, Anita Weier, Joseph R. Clausius, Chris Schmidt, Steve King, Satya V. Rhodes-Conway, Tim Bruer, Mark Clear, Lauren Cnare, Jill Johnson, Bridget R. Maniaci, Larry Palm, Matthew J. Phair, Scott J. Resnick, Paul E. Skidmore, Brian L. Solomon and Lisa Subeck

**A motion was made by Ald. Bidar-Sielaff, seconded by Ald. Verveer, to Adopt Under Suspension of Rules 2.04, 2.05, 2.24, and 2.25. The motion passed by voice vote/other.**

Enactment No: RES-11-00527

3. [22884](#) Recognizing Black Hawk Middle School's Growing Together School and Community Garden.

**Sponsors:** Anita Weier

**A motion was made by Ald. Weier, seconded by Ald. Clausius, to Adopt Under Suspension of Rules 2.04, 2.05, 2.24, and 2.25. The motion passed by voice vote/other.**

Enactment No: RES-11-00528

- 4. [22912](#) Commending and congratulating Fire Chief Debra Amesqua on her nomination for "Chief of the Year" by the Wisconsin State Fire Inspectors Association.

**Sponsors:** Paul R. Soglin, Lauren Cnare, Paul E. Skidmore, Shiva Bidar-Sielaff, Tim Bruer, Joseph R. Clausius, Mark Clear, Sue Ellingson, Jill Johnson, Steve King, Bridget R. Maniaci, Larry Palm, Matthew J. Phair, Scott J. Resnick, Satya V. Rhodes-Conway, Marsha A. Rummel, Chris Schmidt, Brian L. Solomon, Lisa Subeck, Michael E. Verveer and Anita Weier

**A motion was made by Ald. Skidmore, seconded by Ald. Bidar-Sielaff, to Adopt Under Suspension of Rules 2.04, 2.05, 2.24, and 2.25. The motion passed by voice vote/other.**

Enactment No: RES-11-00529

**PETITIONS AND COMMUNICATIONS**

**EARLY PUBLIC COMMENT**

**SPECIAL ORDER OF BUSINESS AT 6:45 PM**

**PRESENTATION OF CONSENT AGENDA**

At this time, a consent agenda will be moved with the recommended action listed for each item EXCEPT:

- 1) items which have registrants wishing to speak.
- 2) items which require an extraordinary (roll call) vote and are not included on the consent agenda by unanimous consent.
- 3) items which alderperson(s) have separated out for discussion/debate purposes.

**RECESSED PUBLIC HEARINGS - BEGIN AT 6:45 PM**

**REPORT OF PLAN COMMISSION**

- 5. [15123](#) Creating Section 28.06(2)(a)3442. of the Madison General Ordinances rezoning property from A Agriculture District to RPSM Research Park - Specialized Manufacturing District. Proposed Use: 9 Retail/Office Lots & 1 Outlot, Building Demolition & Site Master Plan; 9th Aldermanic District: 9414 Silicon Prairie Parkway.

**Sponsors:** Common Council By Request

**A motion was made by Ald. Bidar-Sielaff, seconded by Ald. Verveer, to Place On File Without Prejudice. The motion passed by voice vote/other.**

- 6. [21604](#) Creating Section 28.06(2)(a)3523 of the Madison General Ordinances rezoning property from C Conservancy District to M1 Limited Manufacturing District. Proposed Use: Construct State of Wisconsin Joint Preservation Facility; 18th Aldermanic District; 402 Troy Drive.

**Sponsors:** Common Council By Request

**A motion was made by Ald. Bidar-Sielaff, seconded by Ald. Verveer, to Re-refer for Recessed Public Hearing to the PLAN COMMISSION. The motion passed by voice vote/other.**

**PUBLIC HEARINGS - BEGIN AT 6:45 PM**

**REPORT OF ALCOHOL LICENSE REVIEW COMMITTEE**

**REPORT OF BOARD OF PUBLIC WORKS**

- 7. [22732](#) Approving Plans, Specifications, And Schedule Of Assessments For Bartillon Drive and Kinsman Boulevard Sidewalk Assessment District. (17th AD)

**Sponsors:** BOARD OF PUBLIC WORKS

**A motion was made by Ald. Bidar-Sielaff, seconded by Ald. Verveer, to Adopt and Close the Public Hearing. The motion passed by voice vote/other.**

Enactment No: RES-11-00530

**REPORT OF PLAN COMMISSION**

- 8. [22172](#) Creating Section 28.06(2)(a)3533. of the Madison General Ordinances rezoning property from PUD(GDP) Planned Unit Development (General Development Plan) District to Amended PUD(GDP) Planned Unit Development (General Development Plan) District and creating Section 28.06(2)(a)3534. of the Madison General Ordinances rezoning property from Amended PUD(GDP) Planned Unit Development (General Development Plan) District to PUD(SIP) Planned Unit Development (Specific Implementation Plan) District. Proposed Use: Amend Attic Angels Prairie Point GDP to increase density of 2 multi-family lots along Elderberry Road and approve SIP for 13 townhouse units in 3 buildings. 9th Aldermanic District; 401 North Pleasant View Road.

**Sponsors:** Planning Division

**A motion was made by Ald. Bidar-Sielaff, seconded by Ald. Verveer, to Adopt with the Recommendation(s) and Close the Public Hearing. The motion passed by voice vote/other.**

Enactment No: ORD-11-00084

9. [22175](#) Creating Section 28.06(2)(a)3535. of the Madison General Ordinances rezoning property from C3 Highway Commercial District to C1 Limited Commercial District. Proposed Use: Plan Commission-Sponsored Down-Zoning to Reflect Adopted Plan Recommendations; 12th Aldermanic District: 2146 & 2202 East Johnson Street.

**Sponsors:** PLAN COMMISSION and Satya V. Rhodes-Conway

**A motion was made by Ald. Bidar-Sielaff, seconded by Ald. Verveer, to Adopt and Close the Public Hearing. The motion passed by voice vote/other.**

Enactment No: ORD-11-00085

10. [22452](#) Amending Secs. 28.08(2)(f)3., 28.08(3)(g)3., and 28.08(4)(f)3. of the Madison General Ordinances to change the rear yard requirement in the R1, R2, and R3 Districts.

**Sponsors:** Mark Clear and Lauren Cnare

**A motion was made by Ald. Bidar-Sielaff, seconded by Ald. Verveer, to Adopt and Close the Public Hearing. The motion passed by voice vote/other.**

Enactment No: ORD-11-00086

#### END OF PUBLIC HEARINGS

#### BUSINESS PRESENTED BY THE MAYOR

11. [22576](#) Report of the Mayor submitting citizen committee appointments (introduced 6-7-2011; action 6-21-2011).

**Sponsors:** Paul R. Soglin

**A motion was made by Ald. Bidar-Sielaff, seconded by Ald. Verveer, to Confirm. The motion passed by voice vote/other.**

12. [22763](#) AMENDED Report of the Mayor submitting citizen committee appointments (introduced 6-7-2011; action 6-21-2011).

**Sponsors:** Paul R. Soglin

Re-refer the appointment of Curtis V. Brink to the Housing Committee back the Mayor's Office.

**A motion was made by Ald. Maniaci, seconded by Ald. Rhodes-Conway, to Re-refer the appointment of Curtis V. Brink to the Housing Committee back to the Mayor's Office. The motion passed by voice vote/other.**

With the exception of Curtis V. Brink.

**A motion was made by Ald. Bidar-Sielaff, seconded by Ald. Verveer, to Confirm with Amendment(s): all appointments with the exception of Curtis V. Brink. The motion passed by voice vote/other.**

13. [22858](#) Report of the Mayor submitting citizen committee appointments (introduced 6-21-2011; action 7-5-2011).

**Sponsors:** Paul R. Soglin

Confirm 7-5-2011

**A motion was made by Ald. Bidar-Sielaff, seconded by Ald. Verveer, to Refer to a future Meeting to Confirm to the COMMON COUNCIL and should be returned by 7/5/2011. The motion passed by voice vote/other.**

14. [22866](#) Report of the Mayor submitting an Alder committee appointment.

**Sponsors:** Paul R. Soglin

**A motion was made by Ald. Bidar-Sielaff, seconded by Ald. Verveer, to Confirm. The motion passed by voice vote/other.**

## REPORTS OF OFFICERS

### REPORT OF BOARD OF ESTIMATES

15. [21501](#) This Resolution authorizes the signatories of the Treasurer and Clerk on checks issued by the City of Madison. This Resolution replaces any previous resolution regarding signatories on checks. There is a companion Ordinance, #22674, authorizing the signatories on checks to be the Clerk and Treasurer. This resolution and that ordinance should be considered together so that, if adopted, the change is made consistently.

**Sponsors:** Paul R. Soglin

**A motion was made by Ald. Bidar-Sielaff, seconded by Ald. Verveer, to Adopt. The motion passed by voice vote/other.**

Enactment No: RES-11-00531

16. [22275](#) Rescinding RES-11-00106 and Reauthorizing the Mayor and City Clerk to execute a five-year agreement with Trek Bicycle Corporation for the operation of a City-sponsored bicycle-sharing program in the City of Madison.

**Sponsors:** Paul R. Soglin, Mark Clear, Anita Weier, Joseph R. Clausius, Steve King, Scott J. Resnick, Chris Schmidt, Bridget R. Maniaci, Paul E. Skidmore, Jill Johnson, Michael E. Verveer, Satya V. Rhodes-Conway, Sue Ellingson, Larry Palm and Marsha A. Rummel

**A motion was made by Ald. Bidar-Sielaff, seconded by Ald. Verveer, to Adopt - 15 Votes Required. The motion passed by voice vote/other.**

Enactment No: RES-11-00532

17. [22341](#) To authorize the Mayor and City Clerk to execute a three year contract with the MAD-City Ski Team, Inc. for the 2011 through 2013 seasons.
- Sponsors:** Mark Clear and Joseph R. Clausius
- A motion was made by Ald. Bidar-Sielaff, seconded by Ald. Verveer, to Adopt. The motion passed by voice vote/other.**
- Enactment No: RES-11-00533
18. [22342](#) To authorize the Mayor and City Clerk to execute a three-year contract with the Isthmus Water Ski Club LTD. for the 2011 through 2013 seasons.
- Sponsors:** Joseph R. Clausius and Mark Clear
- A motion was made by Ald. Bidar-Sielaff, seconded by Ald. Verveer, to Adopt. The motion passed by voice vote/other.**
- Enactment No: RES-11-00534
19. [22343](#) Authorizing the Mayor and City Clerk to enter into an Agreement between the City and Bartolotta Fireworks Company, Inc. for the fireworks display at Elver Park. (AD 1)
- Sponsors:** Mark Clear, Joseph R. Clausius, Lisa Subeck and Matthew J. Phair
- A motion was made by Ald. Bidar-Sielaff, seconded by Ald. Verveer, to Adopt. The motion passed by voice vote/other.**
- Enactment No: RES-11-00535
20. [22441](#) Opposing 2011 Senate Bill 83 (changes to the eminent domain laws).
- Sponsors:** Paul R. Soglin
- A motion was made by Ald. Bidar-Sielaff, seconded by Ald. Verveer, to Adopt. The motion passed by voice vote/other.**
- Enactment No: RES-11-00536
21. [22560](#) Amending Secs. 33.03(1) and (6) of the Madison General Ordinances to revise the composition of the Board of Assessors and to update the amount of time to object to the determination from 10 days to 15 days.
- Sponsors:** Paul R. Soglin
- A motion was made by Ald. Bidar-Sielaff, seconded by Ald. Verveer, to Adopt. The motion passed by voice vote/other.**
- Enactment No: ORD-11-00087

22. [22617](#) Authorizing the Mayor and City Clerk to execute an agreement to fund a Madison Capital Revolving Fund loan to Cathay Pacific, Inc. to assist in making improvements to the building located at 2 South Mills Street and 1107 Regent Street.
- Sponsors:** Sue Ellingson
- A motion was made by Ald. Bidar-Sielaff, seconded by Ald. Verveer, to Adopt. The motion passed by voice vote/other.**
- Enactment No: RES-11-00537
23. [22622](#) Amending RES 10-00929 (File ID 20423) and Authorizing the Mayor and City Clerk to execute an agreement to fund a Madison Capital Revolving Fund loan to TJ's Taylor's One Price Cleaners, Inc. to purchase machinery and equipment and renovate the property at 4522 Verona Road into 8,800 SF of commercial space.
- Sponsors:** Brian L. Solomon
- A motion was made by Ald. Bidar-Sielaff, seconded by Ald. Verveer, to Adopt. The motion passed by voice vote/other.**
- Enactment No: RES-11-00538
24. [22629](#) Authorizing the execution of a lease at 126 S. Hamilton Street for the temporary relocation of the City of Madison's Central Public Library. (4th AD)
- Sponsors:** Michael E. Verveer
- A motion was made by Ald. Bidar-Sielaff, seconded by Ald. Verveer, to Adopt. The motion passed by voice vote/other.**
- Enactment No: RES-11-00539
25. [22633](#) Recreate the vacant position (#439) of Administrative Clerk 1 (CG32-04) as a Library Assistant 1 (CG32-05) in the Library budget.
- Sponsors:** Paul R. Soglin
- A motion was made by Ald. Bidar-Sielaff, seconded by Ald. Verveer, to Adopt. The motion passed by voice vote/other.**
- Enactment No: RES-11-00540



26. [22634](#) Authorizing the extension of use of currently allocated funds to Movin' Out Inc. for the provision of Rental Housing from December 31, 2011 to December 31, 2013.

**Sponsors:** Shiva Bidar-Sielaff, Tim Bruer and Matthew J. Phair

**A motion was made by Ald. Bidar-Sielaff, seconded by Ald. Verveer, to Adopt. The motion passed by voice vote/other.**

Enactment No: RES-11-00541

27. [22643](#) Recreate the vacant position (#3891) of Clerk Typist 2 (CG20-06) as an Information Clerk (CG20-07) in the CDA Housing Operations budget.

**Sponsors:** Paul R. Soglin

**A motion was made by Ald. Bidar-Sielaff, seconded by Ald. Verveer, to Adopt. The motion passed by voice vote/other.**

Enactment No: RES-11-00542

28. [22652](#) Establishing rules and procedures for Common Council deliberations on the City of Madison's 2012 Capital and Operating Budgets.

**Sponsors:** Lauren Cnare

**A motion was made by Ald. Bidar-Sielaff, seconded by Ald. Verveer, to Adopt. The motion passed by voice vote/other.**

Enactment No: RES-11-00543

29. [22669](#) Authorizing the award of a grant of BREWD funds in an amount not to exceed \$250,000 to 1102 South Park LLC for the demolition, remediation, and redevelopment of the former Bancroft Dairy property, and adjacent residential properties, into the UW Health Wingra Family Medical Center at 1102 South Park Street, the execution of a BREWD Grant Agreement by the Mayor and City Clerk, and amending the 2011 adopted budget of the Brownfields Remediation Revolving Loan Fund to allow for the additional expenditure.

**Sponsors:** Sue Ellingson

**A motion was made by Ald. Bidar-Sielaff, seconded by Ald. Verveer, to Adopt Unanimously. The motion passed by voice vote/other.**

Enactment No: RES-11-00544

30. [22672](#) Approving the reapportionment of \$19,930 in previously-approved EECBG funds for the Community Development Division's Business Energy Incentives Program (BEEP), and authorizing the Mayor and City Clerk to execute all requisite agreements with the designated recipient organization.

**Sponsors:** Tim Bruer

**A motion was made by Ald. Bidar-Sielaff, seconded by Ald. Verveer, to Adopt. The motion passed by voice vote/other.**

Enactment No: RES-11-00545

31. [22674](#) Amending Sec. 4.16(3) of the Madison General Ordinances to remove the mayor as a signatory of checks drawn from the reserve fund.

**Sponsors:** Paul R. Soglin

**A motion was made by Ald. Bidar-Sielaff, seconded by Ald. Verveer, to Adopt. The motion passed by voice vote/other.**

Enactment No: ORD-11-00088

32. [22676](#) Authorizing the award of a grant of BREWD funds in an amount not to exceed \$325,000 to Hovde Properties LLC for the demolition, remediation, and redevelopment of the former Mautz Paint property at 925 E. Washington Avenue, the execution of a BREWD Grant Agreement by the Mayor and City Clerk, and amending the 2011 adopted budget of the Brownfields Remediation Revolving Loan Fund to allow for the additional expenditure.

**Sponsors:** Marsha A. Rummel

**A motion was made by Ald. Bidar-Sielaff, seconded by Ald. Verveer, to Adopt Unanimously. The motion passed by voice vote/other.**

Enactment No: RES-11-00546

#### REPORT OF BOARD OF PARK COMMISSIONERS

33. [22385](#) Authorizing the Common Council to accept ownership from Capital City Chapter of Muskies Inc. and the Dane County Environmental Council of an interpretive sign to be located in Vilas Park adjacent to the Wingra Dam, along North Wingra Drive.

**Sponsors:** Sue Ellingson

**A motion was made by Ald. Bidar-Sielaff, seconded by Ald. Verveer, to Adopt. The motion passed by voice vote/other.**

Enactment No: RES-11-00547

34. [22686](#) To authorize the Mayor and City Clerk to execute an agreement with Blessed Sacrament Congregation for the planting and maintaining of an edible landscape to be located in Hollister Avenue Triangle Park. (AD 10)

**Sponsors:** Brian L. Solomon, Joseph R. Clausius and Mark Clear

**A motion was made by Ald. Bidar-Sielaff, seconded by Ald. Verveer, to Adopt.  
The motion passed by voice vote/other.**

Enactment No: RES-11-00548

#### REPORT OF BOARD OF PUBLIC WORKS

35. [22083](#) Declaring the City of Madison's intention to exercise its police powers establishing the Tradewinds Parkway Assessment District - 2011. (16th AD)

**Sponsors:** BOARD OF PUBLIC WORKS

**A motion was made by Ald. Bidar-Sielaff, seconded by Ald. Verveer, to Adopt.  
The motion passed by voice vote/other.**

Enactment No: RES-11-00549

36. [22118](#) Accepting the Compliance Maintenance Annual Report (CMAR) of the City Engineer for Operation and Maintenance of the Madison Sewer Utility. (City Wide)

**Sponsors:** BOARD OF PUBLIC WORKS

**A motion was made by Ald. Bidar-Sielaff, seconded by Ald. Verveer, to Adopt.  
The motion passed by voice vote/other.**

Enactment No: RES-11-00550

37. [22507](#) Approving plans and specifications and authorizing the Board of Public Works to advertise and receive bids for Quann Park Tennis Court Reconstruction.

**Sponsors:** BOARD OF PUBLIC WORKS

**A motion was made by Ald. Bidar-Sielaff, seconded by Ald. Verveer, to Adopt.  
The motion passed by voice vote/other.**

Enactment No: RES-11-00551

38. [22608](#) Approving plans and specifications and authorizing the Board of Public Works to advertise and receive bids for Booster Station 118 (14th AD).  
**Sponsors:** BOARD OF PUBLIC WORKS
- A motion was made by Ald. Bidar-Sielaff, seconded by Ald. Verveer, to Adopt. The motion passed by voice vote/other.**
- Enactment No: RES-11-00552
39. [22609](#) Determining a Public Purpose and Necessity and adopting a Relocation Order for the acquisition of land interests required for the construction and maintenance of public sidewalk improvements along the south side of Kinsman Boulevard from the existing sidewalk adjacent to the McDonald's site located at 3709 Kinsman Blvd. east to Bartillon Drive. (17th AD)  
**Sponsors:** Joseph R. Clausius
- A motion was made by Ald. Bidar-Sielaff, seconded by Ald. Verveer, to Adopt. The motion passed by voice vote/other.**
- Enactment No: RES-11-00553
40. [22613](#) Improvements accepted for Capitol Square Streetscape Updates - 2010, Contract No. 6415.  
**Sponsors:** BOARD OF PUBLIC WORKS
- A motion was made by Ald. Bidar-Sielaff, seconded by Ald. Verveer, to Adopt. The motion passed by voice vote/other.**
- Enactment No: RES-11-00554
41. [22662](#) Approving plans and specifications and authorizing the Board of Public Works to advertise and receive bids for the Madison Water Utility Pressure Zone 4 Test Well (16th AD).  
**Sponsors:** BOARD OF PUBLIC WORKS
- A motion was made by Ald. Bidar-Sielaff, seconded by Ald. Verveer, to Adopt. The motion passed by voice vote/other.**
- Enactment No: RES-11-00555

42. [22670](#) Improvements Accepted for Elizabeth Link Peace Park Redevelopment, Contract No. 6340.  
**Sponsors:** BOARD OF PUBLIC WORKS  
  
**A motion was made by Ald. Bidar-Sielaff, seconded by Ald. Verveer, to Adopt. The motion passed by voice vote/other.**  
Enactment No: RES-11-00556
43. [22671](#) Improvements Accepted for Street Tree Installation 2010, Contract No. 6476  
**Sponsors:** BOARD OF PUBLIC WORKS  
  
**A motion was made by Ald. Bidar-Sielaff, seconded by Ald. Verveer, to Adopt. The motion passed by voice vote/other.**  
Enactment No: RES-11-00557
44. [22726](#) Approving plans and specifications and authorizing the Board of Public Works to advertise and receive bids for Bridge Maintenance and Repairs - 2011, Contract No. 6602.  
**Sponsors:** BOARD OF PUBLIC WORKS  
  
**A motion was made by Ald. Bidar-Sielaff, seconded by Ald. Verveer, to Adopt. The motion passed by voice vote/other.**  
Enactment No: RES-11-00558
45. [22728](#) Authorizing the Mayor and City Clerk to enter into an agreement with Royal Oak & Associates for surveying services for 2012 Group A Street and Sewer reconstruction projects. (Various ADs)  
**Sponsors:** BOARD OF PUBLIC WORKS  
  
**A motion was made by Ald. Bidar-Sielaff, seconded by Ald. Verveer, to Adopt. The motion passed by voice vote/other.**  
Enactment No: RES-11-00559
46. [22730](#) Approving plans and specifications and authorizing the Board of Public Works to advertise and receive bids for Zeier Road Greenway - Brushing. (17th AD)  
**Sponsors:** BOARD OF PUBLIC WORKS  
  
**A motion was made by Ald. Bidar-Sielaff, seconded by Ald. Verveer, to Adopt. The motion passed by voice vote/other.**

Enactment No: RES-11-00560

47. [22736](#) Approving final plans for the installation of speed humps on Allied Drive and Jenewein Road (10th AD)

**Sponsors:** BOARD OF PUBLIC WORKS

**A motion was made by Ald. Bidar-Sielaff, seconded by Ald. Verveer, to Adopt. The motion passed by voice vote/other.**

Enactment No: RES-11-00561

48. [22738](#) Approving plans and specifications and authorizing the Board of Public Works to advertise and receive bids for Contract No. 6704, Garner Park Shelter Masonry Repairs.

**Sponsors:** BOARD OF PUBLIC WORKS

**A motion was made by Ald. Bidar-Sielaff, seconded by Ald. Verveer, to Adopt. The motion passed by voice vote/other.**

Enactment No: RES-11-00562

49. [22739](#) Approving plans and specifications and authorizing the Board of Public Works to advertise and receive bids for Fire Station #12 Roof Replacement.

**Sponsors:** BOARD OF PUBLIC WORKS

**A motion was made by Ald. Bidar-Sielaff, seconded by Ald. Verveer, to Adopt. The motion passed by voice vote/other.**

Enactment No: RES-11-00563

50. [22740](#) Approving plans and specifications for public improvements necessary for the project known as Madison College Allied Health Building and authorizing construction to be undertaken by the Developer, Private Contract No. 2280. (17th AD)

**Sponsors:** BOARD OF PUBLIC WORKS

**A motion was made by Ald. Bidar-Sielaff, seconded by Ald. Verveer, to Adopt. The motion passed by voice vote/other.**

Enactment No: RES-11-00564

51. [22741](#) Approving future phase contract for public improvements necessary for the Subdivision known as Hawks Valley be undertaken by the Developer, Private Contract No. 2271. (1st AD)

**Sponsors:** BOARD OF PUBLIC WORKS

**A motion was made by Ald. Bidar-Sielaff, seconded by Ald. Verveer, to Adopt. The motion passed by voice vote/other.**

Enactment No: RES-11-00565

52. [22744](#) Awarding Public Works Contract No. 6450, Bike Paths - 2011.

**Sponsors:** BOARD OF PUBLIC WORKS

**A motion was made by Ald. Bidar-Sielaff, seconded by Ald. Verveer, to Adopt. The motion passed by voice vote/other.**

Enactment No: RES-11-00566

53. [22745](#) Approving plans and specifications for public improvements necessary for the project known as Madison College Gateway Building and Ingenuity Center and authorizing construction to be undertaken by the Developer, Private Contract No. 2281. (17th AD)

**Sponsors:** BOARD OF PUBLIC WORKS

**A motion was made by Ald. Bidar-Sielaff, seconded by Ald. Verveer, to Adopt. The motion passed by voice vote/other.**

Enactment No: RES-11-00567

54. [22746](#) Awarding Public Works Contract No. 6544, Sycamore Drains.

**Sponsors:** BOARD OF PUBLIC WORKS

**A motion was made by Ald. Bidar-Sielaff, seconded by Ald. Verveer, to Adopt. The motion passed by voice vote/other.**

Enactment No: RES-11-00568

55. [22747](#) Awarding Public Works Contract No. 6609, Pickford Street and Stang Street Reconstruction Assessment District - 2011.

**Sponsors:** BOARD OF PUBLIC WORKS

**A motion was made by Ald. Bidar-Sielaff, seconded by Ald. Verveer, to Adopt. The motion passed by voice vote/other.**

Enactment No: RES-11-00569

56. [22748](#) Awarding Public Works Contract No. 6610, Jefferson Street Reconstruction Assessment District - 2011.

**Sponsors:** BOARD OF PUBLIC WORKS

**A motion was made by Ald. Bidar-Sielaff, seconded by Ald. Verveer, to Adopt. The motion passed by voice vote/other.**

Enactment No: RES-11-00570

57. [22749](#) Awarding Public Works Contract No. 6651, Warning Sirens - 2011.

**Sponsors:** BOARD OF PUBLIC WORKS

**A motion was made by Ald. Bidar-Sielaff, seconded by Ald. Verveer, to Adopt. The motion passed by voice vote/other.**

Enactment No: RES-11-00571

58. [22750](#) Awarding Public Works Contract No. 6652, HVAC Upgrade for the West Street Facility Office.

**Sponsors:** BOARD OF PUBLIC WORKS

**A motion was made by Ald. Bidar-Sielaff, seconded by Ald. Verveer, to Adopt. The motion passed by voice vote/other.**

Enactment No: RES-11-00572

59. [22751](#) Awarding Public Works Contract No. 6681, Breese Stevens Entrance Improvements.

**Sponsors:** BOARD OF PUBLIC WORKS

**A motion was made by Ald. Bidar-Sielaff, seconded by Ald. Verveer, to Adopt. The motion passed by voice vote/other.**

Enactment No: RES-11-00573

60. [22755](#) Authorizing the Mayor and City Clerk to execute agreements AT&T, and Charter Communications for the under grounding of overhead utilities on Mendota Court.

**Sponsors:** Scott J. Resnick

**A motion was made by Ald. Bidar-Sielaff, seconded by Ald. Verveer, to Adopt. The motion passed by voice vote/other.**

Enactment No: RES-11-00574



61. [22760](#) Approving plans and specifications and authorizing the Board of Public Works to advertise and receive bids for Door Creek Cross Country Ski/Hiking Trail Grading.

**Sponsors:** BOARD OF PUBLIC WORKS

**A motion was made by Ald. Bidar-Sielaff, seconded by Ald. Verveer, to Adopt. The motion passed by voice vote/other.**

Enactment No: RES-11-00575

#### REPORT OF CITY CLERK

62. [22856](#) To grant the following 2011-2012 Theater License Renewal (application filed late):

- Barrymore Theater Corporation, 2090 Atwood Ave

**A motion was made by Ald. Bidar-Sielaff, seconded by Ald. Verveer, to Grant. The motion passed by voice vote/other.**

63. [22857](#) To grant the following 2011-2012 Secondhand Article Dealer, Secondhand Jewelry Dealer, Secondhand Textbook Dealer, and/or Pawnbroker License Renewals (applications filed late):

- Pawn America Wisconsin LLC, 2301 East Springs Dr
- Nebraska Book Company Inc, dba Underground Textbook Exchange, 664 State St
- Madison Area Technical College, dba Madison College Truax Bookstore, 3550 Anderson St
- Madison Area Technical College, dba Madison College DTEC Bookstore, 211 N Carroll St
- Madison Area Technical College, dba Madison College West Bookstore, 302 S Gammon Rd

**A motion was made by Ald. Bidar-Sielaff, seconded by Ald. Verveer, to Grant. The motion passed by voice vote/other.**

#### REPORT OF COMMUNITY DEVELOPMENT BLOCK GRANT COMMITTEE

64. [21867](#) Amending Resolution RES-10-00642, ID 19049 to expand the planning study area and public participation approach for the Arbor Hills-Leopold Neighborhood Plan.

**Sponsors:** Tim Bruer

**A motion was made by Ald. Bidar-Sielaff, seconded by Ald. Verveer, to Adopt. The motion passed by voice vote/other.**

Enactment No: RES-11-00576

**REPORT OF PLAN COMMISSION**

65. [15499](#) Approving the preliminary and final plats of Silicon Prairie Community Plat located at 9414 Silicon Prairie Parkway. 9th Ald. Dist.

**Sponsors:** Common Council By Request

**A motion was made by Ald. Bidar-Sielaff, seconded by Ald. Verveer, to Place On File Without Prejudice. The motion passed by voice vote/other.**

66. [22456](#) Accepting the East Wilson Street/Schley Pass/Dewey Court Neighborhood Conservation Study Report dated April 20, 2011

**Sponsors:** Marsha A. Rummel

**A motion was made by Ald. Bidar-Sielaff, seconded by Ald. Verveer, to Adopt with the Recommendation(s). The motion passed by voice vote/other.**

Enactment No: RES-11-00577

**REPORT OF RISK MANAGER**

67. [22543](#) Steven Zarnowitz, attorney for Madison Inn Limited Partnership, Campus Inn Hotel, 601 Langdon St., Madison, 53703 - property damage - \$32,318.78.

**A motion was made by Ald. Bidar-Sielaff, seconded by Ald. Verveer, to Disallow. The motion passed by voice vote/other.**

68. [22551](#) T. Ewing, 205 Swanton Rd., #2, Madison, 53714 - property loss - \$34.00.

**A motion was made by Ald. Bidar-Sielaff, seconded by Ald. Verveer, to Disallow. The motion passed by voice vote/other.**

69. [22572](#) HealthProviders USA for M. Seim, 203 W. Kansas St., Boscobel, 53805 - personal injury - \$634.95.

**A motion was made by Ald. Bidar-Sielaff, seconded by Ald. Verveer, to Disallow. The motion passed by voice vote/other.**

70. [22604](#) J. Hilgers, Tamarack Trails Community Services Assoc. Inc. for J. Morse, 7381 Tree Ln., Madison, 53717 - property damage - \$76.00.

**A motion was made by Ald. Bidar-Sielaff, seconded by Ald. Verveer, to Disallow. The motion passed by voice vote/other.**

71. [22624](#) R. Askey, 2105 Regent St., Madison, 53721 - property damage - \$268.97.

**A motion was made by Ald. Bidar-Sielaff, seconded by Ald. Verveer, to Disallow. The motion passed by voice vote/other.**

72. [22626](#) C. Ring, 122 N. Third St., Madison, 53704 - property damage - \$27.43.

**A motion was made by Ald. Bidar-Sielaff, seconded by Ald. Verveer, to Disallow. The motion passed by voice vote/other.**

73. [22659](#) E. Erb, 7707 N. Brookline Dr., # 311, Madison, 53719 - property damage - \$50.00.

**A motion was made by Ald. Bidar-Sielaff, seconded by Ald. Verveer, to Disallow. The motion passed by voice vote/other.**

#### REPORT OF URBAN DESIGN COMMISSION

74. [22501](#) Creating Sec. 31.04(3)(j) to allow approval of historic legacy signs by the Urban Design Commission and creating criteria for such approval, amending Sec. 31.03(2) to create a definition of legacy sign, amending Sec. 31.043(4) (b)2. regarding additional sign code approvals and comprehensive design review, repealing and recreating Sec. 31.045(3)(e) and amending Sec. 31.07(1) of the Madison General Ordinances regarding signs posted to or affixed directly to a wall.

**Sponsors:** Michael E. Verveer and Marsha A. Rummel

**A motion was made by Ald. Bidar-Sielaff, seconded by Ald. Verveer, to Adopt. The motion passed by voice vote/other.**

Enactment No: ORD-11-00089

#### ITEMS REFERRED TO THIS MEETING

##### RESOLUTIONS

75. [21454](#) SUBSTITUTE - Accepting the Development Process Initiative Report.

**Sponsors:** Sue Ellingson, Chris Schmidt, Paul R. Soglin, Mark Clear and Joseph R. Clausius

Add Amendment no. 1 as new Appendix A.

**A motion was made by Ald. Rummel, seconded by Ald. Verveer, to Adopt the following Amendment(s) to the Substitute: Add Amendment 1 as new Appendix A. The motion passed by voice vote/other.**

In Amendment 3, in the first sentence of the second paragraph, change the word "are" to "should be."

**A motion was made by Ald. Schmidt, seconded by Ald. Bidar-Sielaff, to Adopt the following Amendment(s) to the Substitute: Change one word in Amendment 3 in the first sentence of the second paragraph from "are" to "should be". The motion passed by voice vote/other.**

In the first sentence of the first paragraph, insert the word "budget" after the word "postage," so it reads, "and postage budget to enable..."

**A motion was made by Ald. Schmidt, seconded by Ald. Bidar-Sielaff, to Adopt the following Amendment(s) to the Substitute: In the first sentence of the first paragraph, insert the word "budget" after the word "postage" so it reads, "printing and postage budget to enable Alders..." The motion passed by voice vote/other.**

**A motion was made by Ald. Rummel, seconded by Ald. Rhodes-Conway, to Adopt the following Amendment(s) to the Substitute: To remove the final "Be it finally resolved," paragraph. The motion passed by voice vote/other.**

**A motion was made by Ald. Bidar-Sielaff, seconded by Ald. Rhodes-Conway, to Adopt Substitute As Amended. The motion passed by voice vote/other.**

Enactment No: RES-11-00578

76. [22070](#)

Determining a Public Purpose and Necessity and adopting Transportation Project Plat No. 5992-08-18-4.01-4.07 - Relocation Order University Avenue - (C.T.H. MS) Allen Boulevard to Segoe Road, City of Madison, Dane County, Wisconsin, for the acquisition of Plat of Land Interests required for University Avenue (Allen Boulevard to Segoe Road) Engineering Project No. 53W0518, authorizing the Mayor and City Clerk to execute all necessary documents relative to the acquisition of the necessary real estate interests to perform the improvements;

and;

Declaring a 0.020 acre portion of existing University Avenue public right-of-way adjacent to the Stop-N-Go convenience store located at 5445 University Ave as shown on Sheet 4.04 of Transportation Project Plat No. 5992-08-18-4.01-4.07 as surplus public right-of-way and authorizing the Mayor and City Clerk execute all necessary documents relative to the disposal of the declared surplus right-of-way to the adjacent property owner.

**Sponsors:** Chris Schmidt and Mark Clear

**A motion was made by Ald. Bidar-Sielaff, seconded by Ald. Verveer, to Adopt. The motion passed by voice vote/other.**

Enactment No: RES-11-00579

**INTRODUCTION OF NEW BUSINESS FOR REFERRAL WITHOUT DEBATE**

**ORDINANCES**

- 77. [22843](#) Authorizing the Mayor and City Clerk to execute an airspace lease with the Board of Regents of the University of Wisconsin System for use of the public right-of-way over East Campus Mall for an enclosed elevated gallery connecting two buildings comprising the Chazen Museum of Art.

**Sponsors:** Scott J. Resnick

Additional referrals to Plan Commission

**This Ordinance was Referred to the BOARD OF PUBLIC WORKS**

- 78. [22848](#) Creating Section 28.06(2)(a)3546. of the Madison General Ordinances rezoning property from R6 General Residence District to PUD(GDP) Planned Unit Development (General Development Plan) District and creating Section 28.06(2)(a)3547. of the Madison General Ordinances rezoning property from PUD(GDP) Planned Unit Development (General Development Plan) District to PUD(SIP) Planned Unit Development (Specific Implementation Plan) District. Proposed Use: Construct 14-unit apartment building adjacent to Acacia apartments/fraternity. 2nd Aldermanic District; 229 West Lakelawn Place.

**Sponsors:** Planning Division

**This Ordinance was Referred for Public Hearing to the PLAN COMMISSION**

- 79. [22849](#) Creating Section 28.06(2)(a)3548. of the Madison General Ordinances rezoning property from PUD(GDP) Planned Unit Development (General Development Plan) District to R2T Single-Family Residence District. Proposed Use: Rezone and replat 4 two-family residential lots (8 units) into 12 single-family residential lots. 9th Aldermanic District; 9335, 9401, 9429 & 9501 Elderberry Road & 9336, 9402, 9444 & 9502 Spirit Street.

**Sponsors:** Planning Division

**This Ordinance was Referred for Public Hearing to the PLAN COMMISSION**

80. [22850](#) Creating Section 28.06(2)(a)3544. of the Madison General Ordinances rezoning property from C1 Limited Commercial District to PUD(GDP) Planned Unit Development (General Development Plan) District and creating Section 28.06(2)(a)3545. of the Madison General Ordinances rezoning property from PUD(GDP) Planned Unit Development (General Development Plan) District to PUD(SIP) Planned Unit Development (Specific Implementation Plan) District.  
Proposed Use: Demolish auto repair garage to allow construction of a mixed-use building with 18 apartment units and 3,300 square feet of first floor commercial space. 3502 Monroe Street, 10th Aldermanic District.  
**Sponsors:** PLAN COMMISSION

**This Ordinance was Referred for Public Hearing to the PLAN COMMISSION**

## RESOLUTIONS

81. [22767](#) Amending the 2011 Fire Capital Budget for coverage from the insurance fund for damages from the sprinkler system at Fire Station No. 5.  
**Sponsors:** Paul R. Soglin, Lauren Cnare and Paul E. Skidmore
- This Resolution was Referred to the BOARD OF ESTIMATES**
82. [22774](#) Approving the acceptance of a Homeland Security patient tracking grant if awarded by the Wisconsin Office of Justice Assistance for the Madison Fire Department.  
**Sponsors:** Paul R. Soglin, Lauren Cnare and Paul E. Skidmore
- This Resolution was Referred to the BOARD OF ESTIMATES**
83. [22812](#) Authorizing the Mayor and City Clerk to execute an air space lease with the Board of Regents of the University of Wisconsin System for use of the public right-of-way over East Campus Mall for an enclosed elevated gallery connecting two buildings comprising the Chazen Museum of Art.  
**Sponsors:** Scott J. Resnick  
Additional referral to Plan Commission
- This Resolution was Referred to the BOARD OF PUBLIC WORKS**
84. [22840](#) Approving the schedule of 2012 Common Council meeting dates and times.  
**Sponsors:** Lauren Cnare, Shiva Bidar-Sielaff, Tim Bruer, Mark Clear, Sue Ellingson, Steve King, Larry Palm and Chris Schmidt  
Adopt July 5, 2011

**This Resolution was Referred to the COMMON COUNCIL**

85. [22841](#) Authorizing the Mayor to enter into the Yahara Future Memorandum of Understanding with Dane County, the Wisconsin Department of Natural Resources, and the Wisconsin Department of Agriculture, Trade and Consumer Protection Regarding Efforts to Improve Water Quality in the Yahara River Chain of Lakes.
- Sponsors:** Paul R. Soglin
- Additional referral to Committee on the Environment
- This Resolution was Referred to the BOARD OF PUBLIC WORKS**
86. [22845](#) Authorizing the Mayor and City Clerk to execute the Fourth Addendum to Agreement between the City of Madison and Dane County for the City's purchase of space in the City-County Building.
- Sponsors:** Marsha A. Rummel
- Additional referral to Board of Estimates
- This Resolution was Referred to the CITY-COUNTY LIAISON COMMITTEE**
87. [22851](#) Authorizing the City of Madison, through the Madison Senior Center, to accept an 18 month OASIS Institute grant, funded by the WellPoint Foundation to implement CATCH Healthy Habits program in Madison, WI, and amending the 2011 Adopted Operating Budget of the Community Development Division to recognize additional grant revenues and associated expenditures.
- Sponsors:** Michael E. Verveer
- Additional referral to Senior Center Board of Directors
- This Resolution was Referred to the BOARD OF ESTIMATES**
88. [22859](#) Accessible Housing Resolution
- Sponsors:** Mark Clear
- Additional Referrals: Community Development Block Grant, Housing Committee, Community Development Authority
- This Resolution was Referred to the COMMISSION ON PEOPLE WITH DISABILITIES**
89. [22861](#) Amending RES-11-00453, File No. 22235, regarding the Royster Clark BREWD grant to remove the contingency requiring the issuance of a building permit prior to funding.
- Sponsors:** Larry Palm
- This Resolution was Referred to the BOARD OF ESTIMATES**

90. [22894](#) Issuing a Request for Proposals for a Performing Arts Study and amending the 2011 adopted City operating budget to appropriate \$125,000 from the Contingent Reserve.

Sponsors: Paul R. Soglin

**This Resolution was Referred to the BOARD OF ESTIMATES**

91. [22910](#) Authorizing the Mayor and the City Clerk to enter into an agreement with the consultant team of Kimley-Horn and Associates, Inc., for master planning services for the City of Madison.

Sponsors: Paul R. Soglin

Additional referrals to Transit and Parking Commission, Plan Commission

**This Resolution was Referred to the BOARD OF ESTIMATES**

## PRESENTATION OF CLAIMS AGAINST THE CITY OF MADISON

### CLAIMS - REFER TO RISK MANAGER

92. [22734](#) K. Cors, 1108 Schefelker Ln., Stoughton, 53589 - vehicle damage - \$892.18.

**This Claim was Referred to the Risk Manager**

93. [22764](#) P. Tipnis, 1019 River Birch Rd., Middleton, 53562 - property damage - \$290.13.

**This Claim was Referred to the Risk Manager**

94. [22788](#) D. Selz, 926 Allison St., Sun Prairie, 53590 - vehicle damage - \$253.98.

**This Claim was Referred to the Risk Manager**

95. [22792](#) J. Cram, 4510 E. Buckeye Rd., Madison, 53716 - property damage - \$75.93.

**This Claim was Referred to the Risk Manager**

96. [22793](#) M. Joseph, 2925 Wimbledon Way, Madison, 53713 - property damage - \$146.51.

**This Claim was Referred to the Risk Manager**



97.      **22809**            J. Morgan, 1351 South St., # 15, Madison, 53715 - property damage - \$194.00.
- This Claim was Referred to the Risk Manager**
98.      [22824](#)            E. Bogen, 23 Walworth Ct., Madison, 53705 - vehicle damage - \$531.03.
- This Claim was Referred to the Risk Manager**
99.      [22826](#)            S. Addante, 702 S. Randall Ave., Madison, 53715 - vehicle damage - \$357.54.
- This Claim was Referred to the Risk Manager**
100.     [22827](#)            K. Robinson, Farmers' Insurance Group, for S. Ceesay, 2413 Calypso Rd., # 4, Madison, 53704 - vehicle damage - \$5511.08.
- This Claim was Referred to the Risk Manager**
101.     **22838**            G. Gehrke, 201 Van Deusen, Madison, 53715 - property damage - \$\$385.00.
- This Claim was Referred to the Risk Manager**
102.     [22847](#)            N. Griswold, 101 E. Mifflin St., #610, Madison, 53703 - personal injury - \$11,078.20.
- This Claim was Referred to the Risk Manager**
103.     **22867**            J. Lottes, 1945 Skaalen Rd., Stoughton, 53589 - vehicle damage - \$353.35.
- This Claim was Referred to the Risk Manager**
104.     **22877**            J. Jerred and Y. Gen, 860 Woodrow St., Madison, 53711 - property damage - \$15,161.42.
- This Claim was Referred to the Risk Manager**

**\*\*ADDENDUM\*\***

**LATE ITEMS**

105. [22231](#) Creating Sec. 3.21 of the Madison General Ordinances to clarify the district an alderperson will represent after redrawing of district boundaries following the decennial census.

**Sponsors:** Mark Clear, Larry Palm and Satya V. Rhodes-Conway

**A motion was made by Ald. Solomon, seconded by Ald. Verveer, to Adopt Substitute: Reappointment and redistricting of wards and the districts of alderpersons (following the decennial census) shall take effect on the January 1 following adoption of the redistricting ordinances for purposes of all subsequent elections (except recall elections). for all other purposes, the prior wards and districts shall remain in effect until the next aldermanic election. The motion FAILED by voice vote/other.**

Enactment No: ORD-11-00090

**A motion was made by Ald. Subeck, seconded by Ald. Maniaci, to Adopt With Amendment(s): That a sentence be added after the final sentence stating, "Redistricting shall not cause a vacancy of the office of any alderperson." The motion FAILED by voice vote/other.**

Enactment No: ORD-11-00090

**A motion was made by Ald. Bidar-Sielaff, seconded by Ald. Verveer, to Adopt Main Motion. The motion passed by voice vote/other.**

Enactment No: ORD-11-00090

**CLAIMS - REFER TO ATTORNEY'S OFFICE**

106. [22940](#) UNLAWFUL TAXATION: D. Willett, Land O' Lakes, Inc., P.O. Box 64101 MS-4015, St. Paul, MN 55164-0101 - unlawful taxation - amount to be determined.

**A motion was made to Referred to the Attorney's Office. The motion passed by voice vote/other.**

ITEM(S) INTRODUCED FROM THE COUNCIL FLOOR

[22927](#)

Authorizing the City to apply to the Wisconsin Department of Natural Resources for a Ready to Reuse Brownfields Cleanup loan in an amount not to exceed \$2,000,000 for the purpose of assisting in the remediation and demolition of the former Royster Clark property.

**Sponsors:** Larry Palm

**A motion was made by Ald. Palm, seconded by Ald. Rhodes-Conway, to Refer to the BOARD OF ESTIMATES. The motion passed by voice vote/other.**

**ADJOURNMENT at 8:21 PM.**

**A motion was made by Ald. Bruer, seconded by Ald. Verveer, to Adjourn at 8:21 pm. The motion passed by voice vote/other.**