



City of Madison

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

Proceedings - Approved COMMON COUNCIL

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Tuesday, July 19, 2011

6:30 PM

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

ROLL CALL at 6:35 PM.

Present: 19 - Lisa Subeck
Bridget R. Maniaci
Lauren Cnare
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
Joseph R. Clausius
Anita Weier
Mark Clear
Matthew J. Phair

Excused: 1 - Jill Johnson

Non Voting: 1 - Paul R. Soglin

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. Johnson.

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. Cnare, seconded by Ald. Bidar-Sielaff, to Suspend the Rules. The motion passed by voice vote/other.

HONORING RESOLUTIONS

1. [23283](#) Commending Dean Brasser, Finance Director, on his retirement from the City of Madison after 35 years of exemplary service.
Sponsors: Paul R. Soglin, Lauren Cnare, 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, Paul E. Skidmore, Brian L. Solomon, Lisa Subeck, Michael E. Verveer and Anita Weier

A motion was made by Ald. Cnare, 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-11-00625

PETITIONS AND COMMUNICATIONS**PETITIONS REFERRED TO THIS MEETING**

2. [22959](#) Petition received in the Madison City Clerk's Office 06/20/2011 from Lucille A. Laughlin, regarding attachment from the Town of Middleton to the City of Madison.

This Petition was Accepted.

COMMUNICATIONS

3. [23240](#) Communication from Mary Koepel Fertel-Rust, filed July 10, 2011, regarding Lake Street construction, chairs in the lobby of the Madison Municipal Building, Salvation Army shelter, newspaper boxes on city streets, and signage kiosks on city streets.

This Communication was Accepted.

**MODIFICATION OF PRIOR COMMON COUNCIL PROCEEDINGS
(Requested by Alderperson Bidar-Sielaff)**

4. [23222](#) Modification of prior Common Council Proceedings of June 7, 2011 (Legistar 21733, Creating Section 28.06(2)(a)3526. of the Madison General Ordinances rezoning property from C2 General Commercial District to PUD(GDP) Planned Unit Development (General Development Plan) District and creating Section 28.06(2)(a)3527. 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 two residential structures to allow construction of a mixed-use building with 18 apartment units and 4,400 square feet of first floor commercial space; 13th Aldermanic District; 1907-1911 Monroe Street).

Sponsors: Shiva Bidar-Sielaff

A motion was made by Ald. Cnare, seconded by Ald. Bidar-Sielaff, to Accept the modification to the minutes to reflect the action taken by the Common Council at the meeting. The motion passed by voice vote/other.

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. [22443](#) Creating Section 28.06(2)(a)3536. 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)3537. 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: Relocate a portion of existing church/student center elsewhere on the same parcel and demolish remainder to allow construction of a 90-unit apartment building; 8th Aldermanic District;1001 University Avenue.

Sponsors: PLAN COMMISSION

Re-refer to the Common Council on 8-2-2011.

A motion was made by Ald. Resnick, seconded by Ald. Cnare, to Re-refer for Recessed Public Hearing to the COMMON COUNCIL. The motion passed by voice vote/other.

PUBLIC HEARINGS - BEGIN AT 6:45 PM

REPORT OF BOARD OF PUBLIC WORKS

6. [22862](#) Approving Plans, Specifications, And Schedule Of Assessments For Monona Drive Assessment Distict - 2011.

Sponsors: BOARD OF PUBLIC WORKS

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

Enactment No: RES-11-00626

7. [22970](#) Approving Plans, Specifications, And Schedule Of Assessments For Tradewinds Parkway Assessment District - 2011.

Sponsors: BOARD OF PUBLIC WORKS

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

Enactment No: RES-11-00627

8. [22971](#) Approving Plans, Specifications, And Schedule Of Assessments For Manufacturers Drive Assessment District - 2011.

Sponsors: BOARD OF PUBLIC WORKS

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

Enactment No: RES-11-00628

REPORT OF PLAN COMMISSION

9. [22619](#) Creating Section 28.06(2)(a)3540. of the Madison General Ordinances rezoning property from PUD(SIP) Planned Unit Development (Specific Implementation Plan) District to Amended PUD(GDP) Planned Unit Development (General Development Plan) District, and creating Section 28.06(2)(a)3541. of the Madison General Ordinances rezoning property from Amended PUD(GDP) Planned Unit Development (General Development Plan) District to Amended PUD(SIP) Planned Unit Development Plan (Specific Implementation Plan) District. Proposed Use: Modify plans for the renovation and expansion of the Charter Street Heating Plant west of N. Mills Street and to allow a parking lot to be constructed east of Mills on site of a future biomass storage/handling facility; 8th Aldermanic District; 117 N. Charter Street and 115 N. Mills Street.

Sponsors: PLAN COMMISSION

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

Enactment No: ORD-11-00098

PUBLIC HEARING ITEMS REFERRED TO THIS MEETING

10. [23040](#) Repealing and recreating Section 15.02 of the Madison General Ordinances entitled "Wards and Ward Boundaries" to update existing Aldermanic Ward Boundaries.

Sponsors: Steve King, Lauren Cnare, Tim Bruer and Satya V. Rhodes-Conway

Re-refer to the Common Council meeting on 8-2-2011.

A motion was made by Ald. Cnare, seconded by Ald. Bidar-Sielaff, to Re-refer for Recessed Public Hearing to the COMMON COUNCIL. The motion passed by voice vote/other.

11. [23041](#) Repealing and recreating Section 15.03 of the Madison General Ordinances to update existing Aldermanic Districts.

Sponsors: Tim Bruer, Lauren Cnare, Steve King and Satya V. Rhodes-Conway

Re-refer to the Common Council meeting on 8-2-2011.

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

END OF PUBLIC HEARINGS

BUSINESS PRESENTED BY THE MAYOR

12. [23279](#) Opposing Assembly Bill 182 prohibiting Madison Water Utility from collecting unpaid municipal water bills using the property tax roll.
- Sponsors:** Paul R. Soglin, Lauren Cnare, Tim Bruer, Marsha A. Rummel, Satya V. Rhodes-Conway and Larry Palm

A motion was made by Ald. Cnare, 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-11-00629

BUSINESS PRESENTED BY THE PRESIDENT OF THE COMMON COUNCIL

13. [23301](#) Proclaiming opposition to the loss of local control, additional costs, and damage to the interests of the citizens of Madison as caused by changes to Wisconsin's redistricting statutes.
- Sponsors:** Chris Schmidt, Satya V. Rhodes-Conway, Shiva Bidar-Sielaff, Marsha A. Rummel and Mark Clear

A motion was made by Ald. Schmidt, seconded by Ald. Rhodes-Conway, to Adopt the Following Amendment(s): To remove two (2) Whereas clauses, #9 starting with "Whereas, yet another 'extraordinary session' has been called..." and #17 starting with "Whereas, the new maps renumber all Dane County Assembly...". The motion passed by voice vote/other.

- [23301](#) AMENDED Proclaiming opposition to the loss of local control, additional costs, and damage to the interests of the citizens of Madison as caused by changes to Wisconsin's redistricting statutes.
- Sponsors:** Chris Schmidt, Satya V. Rhodes-Conway, Shiva Bidar-Sielaff, Marsha A. Rummel and Mark Clear

A motion was made by Ald. Cnare, seconded by Ald. Bidar-Sielaff, to Adopt With Amendment(s). The motion passed by voice vote/other.

Enactment No: RES-11-00630

APPOINTMENTS

14. [23071](#) AMENDED Report of the Mayor submitting citizen appointments (introduced 7-5-2011; action 7-19-2011)
- Sponsors:** Paul R. Soglin

A motion was made by Ald. Cnare, seconded by Ald. Bidar-Sielaff, to Confirm with Amendment(s): All appointments are confirmed with the exception of C. Brink to the Housing Committee. The motion passed by voice vote/other.

15. [23246](#) Report of the Mayor submitting Alder committee appointments.
- Sponsors:** Paul R. Soglin
- A motion was made by Ald. Cnare, seconded by Ald. Bidar-Sielaff, to Confirm. The motion passed by voice vote/other.**
16. [23249](#) Report of the Mayor submitting citizen committee appointments (introduced 7-19-2011; action 8-2-2011).
- Sponsors:** Paul R. Soglin
- Confirm at the Common Council meeting on 8-2-2011.
- A motion was made by Ald. Cnare, seconded by Ald. Bidar-Sielaff, to Refer to a future Meeting to Confirm . The motion passed by voice vote/other.**

CONFIRMATION HEARING

17. [22949](#) Submitting the name of Maribeth L. Witzel-Behl for confirmation of a five-year term as the City Clerk.
- Sponsors:** Paul R. Soglin
- A motion was made by Ald. Cnare, seconded by Ald. Bidar-Sielaff, to Adopt. The motion passed by voice vote/other.**
- Enactment No: RES-11-00631
18. [22953](#) Submitting the name of William T. Vandebrook for confirmation of a five-year term as the Fleet Service Superintendent.
- Sponsors:** Paul R. Soglin
- A motion was made by Ald. Cnare, seconded by Ald. Bidar-Sielaff, to Adopt. The motion passed by voice vote/other.**
- Enactment No: RES-11-00632

REPORTS OF OFFICERS

REPORT OF ALCOHOL LICENSE REVIEW COMMITTEE

19. [23288](#) Alcohol License Review Committee Report of Operator License Applications July 13, 2011. See attached report for list of operators.
- A motion was made by Ald. Cnare, seconded by Ald. Bidar-Sielaff, to Grant. The motion passed by voice vote/other.**

REPORT OF BOARD OF ESTIMATES

20. [22668](#) Amending the Park Division's 2011 Capital Budget and authorizing the Mayor and the City Clerk to enter into grant agreements with the United States Department of the Interior, Fish and Wildlife Service for oak savannah restoration at Edna Taylor Conservation and wetland restoration at Cherokee Marsh Conservation Park. ADs 16 & 18)

Sponsors: Joseph R. Clausius, Mark Clear, Jill Johnson and Anita Weier

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

Enactment No: RES-11-00633

21. [22810](#) Approve use of up to \$27,707 in HOME and \$9,293 in Home Match funds to Goodwill Industries of South Central Wisconsin, Inc. to make improvements to 10 rental units located at 301 N. Third Street in the form of a deferred loan secured by a mortgage, promissory note and land use restriction agreement with a 10-year affordability requirement and authorize the Mayor and City Clerk to sign any agreements required as part of this project.

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

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

Enactment No: RES-11-00634

22. [22811](#) Approve use of up to \$18,000 in HOME Match funds to Goodwill Industries of South Central Wisconsin, Inc. to make improvements to 10 rental units located at 2502 Perry Street in the form of a deferred loan secured by a mortgage, promissory note and land use restriction agreement with a 10-year affordability requirement and authorize the Mayor and City Clerk to sign any agreements required as part of this project.

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

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

Enactment No: RES-11-00635

23. [22814](#) Approve use of up to \$45,000 in HOME Match funds to Goodwill Industries of South Central Wisconsin, Inc. to make improvements to 8 rental units located at 73 Sunfish Court in the form of a deferred loan secured by a mortgage, promissory note and land use restriction agreement with a 15-year affordability requirement and authorize the Mayor and City Clerk to sign any agreements required as part of this project.

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

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

Enactment No: RES-11-00636

24. [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

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

Enactment No: RES-11-00637

25. [22947](#) Amending the Façade Improvement Grant Program Objectives and Criteria to specify that governmental entities and public and quasi-public authorities are ineligible for Façade Improvement Grants

Sponsors: Marsha A. Rummel, Tim Bruer, Shiva Bidar-Sielaff and Michael E. Verveer

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

Enactment No: RES-11-00638

26. [22955](#) Approving the reallocation of up to \$51,462 of City revenues previously approved for use by Project Home as a loan guarantee as part of a Home Repair contract with the City of Madison, and now to be used to assist with the replacement of water heaters for income eligible Madison homeowners; and authorizing the Mayor and City Clerk to modify the 2011 Home Repair Contract with Project Home.

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

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

Enactment No: RES-11-00639

27. [22967](#)

Authorizing the Mayor, City Clerk and Chief of Police to accept a law enforcement and public health grant award from the California Endowment in the amount of \$10,000 and to utilize these funds toward increasing community safety in Madison.

Sponsors: Paul R. Soglin and Matthew J. Phair

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

Enactment No: RES-11-00640

28. [23010](#)

Amending the 2011 Capital Budget to allow the construction of an assessable street project for the proposed Manufacturers Drive Assessment District-2011. (17th AD)

Sponsors: Joseph R. Clausius

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

Enactment No: RES-11-00641

29. [23069](#)

Amending the 2011 Operating Budget of the Engineering Division and Authorizing the Signing of an Agreement with Kronos Inc for a Computerized Timekeeping System.

Sponsors: Paul E. Skidmore

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

Enactment No: RES-11-00642

30. [23095](#)

Authorizing the execution of a lease at 2109 South Stoughton Road for the temporary relocation of the City of Madison's Central Public Library accessible storage facility for books and collections materials.

Sponsors: Michael E. Verveer

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

Enactment No: RES-11-00643

31. [23096](#) Authorizing the execution of a lease with East Washington LLC for a building with ancillary parking located at 802 East Washington Avenue.

Sponsors: Bridget R. Maniaci

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

Enactment No: RES-11-00644

REPORT OF BOARD OF PUBLIC WORKS

32. [22614](#) Determining a Public Purpose and Necessity and adopting Transportation Project Plat No. 5992-08-07 - Mineral Point Road / CTH S & South Junction Road / CTH M- South Junction Road (Watts Road - Isaac Drive) City of Madison for the acquisition of Plat of Land Interests required.

Sponsors: Paul E. Skidmore

A motion was made by Ald. Cnare, seconded by Ald. Bidar-Sielaff, to Adopt. The motion passed by voice vote/other. Ald. Rhodes-Conway requested to be recorded as voting No.

Enactment No: RES-11-00645

33. [22616](#) Accepting a Public Sidewalk Easement from TASC Force 2 LLC across property located at 2202-2204 East Johnson Street.

Sponsors: Satya V. Rhodes-Conway

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

Enactment No: RES-11-00646

34. [22684](#) SUBSTITUTE resolution Vacation/Discontinuance of a portion of Swanson Street from Anderson Street to the north terminus and a portion of Grimm Street north of Anderson Street, being located in part of the Southeast ¼ of the Southeast ¼ of Section 30, and part of the Northeast ¼ of the Northeast ¼ of Section 31, Town 08 North, Range 10 East, City of Madison, Dane County, Wisconsin. (17th AD)

Sponsors: Joseph R. Clausius

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

Enactment No: RES-11-00647

35. [22914](#) Approving plans and specifications and authorizing the Board of Public Works to advertise and receive bids for Forsythia Cunette Rehabilitation.

Sponsors: BOARD OF PUBLIC WORKS

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

Enactment No: RES-11-00648

36. [22972](#) Awarding Public Works Contract No. 6608, Anderson Street Water Main - 2011.

Sponsors: BOARD OF PUBLIC WORKS

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

Enactment No: RES-11-00649

37. [22973](#) Awarding Public Works Contract No. 6612, Local Road Traffic Calming & Arterial Pedestrian Enhancements - 2011.

Sponsors: BOARD OF PUBLIC WORKS

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

Enactment No: RES-11-00650

38. [22995](#) Determining a Public Purpose and Necessity and adopting Transportation Project Plat No. 5992-08-07 - 4.01 Mineral Point Road / CTH S & South Junction Road / CTH M- South Junction Road (Watts Road - Isaac Drive) City of Madison for the acquisition of Plat of Land Interests required.

Sponsors: Paul E. Skidmore

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

Enactment No: RES-11-00651

39. [23011](#) Approving plans and specifications for public improvements necessary for the project known as Charter Street Heating Plant and authorizing construction to be undertaken by the Developer, Private Contract No. 2249. (8th AD)

Sponsors: BOARD OF PUBLIC WORKS

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

Enactment No: RES-11-00652

40. [23012](#) Approving plans and specifications for public improvements necessary for the Subdivision known as Grimm Street Relocation, 2502 Anderson Street CSM and authorizing construction to be undertaken by the Developer, and amending the *Memorandum of Understanding Between Dane County and the City of Madison Regarding Stormwater Management on the Dane County Regional Airport*, Private Contract No. 2282. (17th AD)

Sponsors: BOARD OF PUBLIC WORKS

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

Enactment No: RES-11-00653

41. [23013](#) Approving plans and specifications for public improvements necessary for the project known as 1907-1911 Monroe Street PUD and authorizing construction to be undertaken by the Developer, Private Contract No. 2278. (13th AD)

Sponsors: BOARD OF PUBLIC WORKS

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

Enactment No: RES-11-00654

42. [23015](#) Improvements accepted for Resurfacing 2009 - Asphalt Paving Surface Only, Contract No. 6360.

Sponsors: BOARD OF PUBLIC WORKS

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

Enactment No: RES-11-00655

43. [23016](#) Improvements accepted for Midvale Blvd., Tokay Blvd., & Waite Circle Resurfacing Assessment District, Contract No. 6370.
Sponsors: BOARD OF PUBLIC WORKS
- A motion was made by Ald. Cnare, seconded by Ald. Bidar-Sielaff, to Adopt. The motion passed by voice vote/other.**
Enactment No: RES-11-00656
44. [23017](#) Improvements accepted for Darwin Road Sidewalk Assessment District - 2010, Contract No. 6453.
Sponsors: BOARD OF PUBLIC WORKS
- A motion was made by Ald. Cnare, seconded by Ald. Bidar-Sielaff, to Adopt. The motion passed by voice vote/other.**
Enactment No: RES-11-00657
45. [23021](#) Approving plans and specifications and authorizing the Board of Public Works to advertise and receive bids for Spring Harbor Dredging, Contract No. 6712. (19th AD)
Sponsors: BOARD OF PUBLIC WORKS
- A motion was made by Ald. Cnare, seconded by Ald. Bidar-Sielaff, to Adopt. The motion passed by voice vote/other.**
Enactment No: RES-11-00658
46. [23084](#) Approving plans and specifications for public improvements required to serve the Subdivision known 401 N. Pleasant View Rd PUD (Attic Angels) be undertaken by the Developer, Private Contract No. 2250.
Sponsors: BOARD OF PUBLIC WORKS
- A motion was made by Ald. Cnare, seconded by Ald. Bidar-Sielaff, to Adopt. The motion passed by voice vote/other.**
Enactment No: RES-11-00659

47. [23085](#) Approving plans and specifications for public improvements required to serve Phase I of the Subdivision known as University Research Park Pioneer and authorizing construction to be undertaken by the Developer, Private Contract No. 2283.

Sponsors: BOARD OF PUBLIC WORKS

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

Enactment No: RES-11-00660

REPORT OF CITY CLERK'S OFFICE

48. [23202](#) To grant the following 2011-2012 Theater License Renewal (application filed late):
- Broom Street Theater Ltd, dba Broom Street Theater, 1119 Williamson St

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

REPORT OF COMMON COUNCIL ORGANIZATIONAL COMMITTEE

49. [22440](#) Authorizing the Mayor and City Clerk to execute an Annual Performance Contract with Overture Center Foundation, Inc. for the 2012 operations of the Overture Center, and providing for a grant from the City

Sponsors: Shiva Bidar-Sielaff, Mark Clear, Michael E. Verveer, Chris Schmidt and Lauren Cnare

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

Enactment No: RES-11-00661

REPORT OF PARKS DIVISION

50. [23280](#) To authorize the City of Madison to accept a playground from *KaBoom!* in collaboration with the Goodman Community Center for Wirth Court Park.

Sponsors: Marsha A. Rummel, Mark Clear, Joseph R. Clausius and Paul E. Skidmore

A motion was made by Ald. Cnare, 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-11-00662

REPORT OF DEPARTMENT OF PLANNING AND COMMUNITY AND ECONOMIC DEVELOPMENT

51. [23112](#) Approving a minor change to the Environmental Corridor within the Madison College Campus.

Sponsors: Larry Palm

A motion was made by Ald. Cnare, 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-11-00663

52. [23268](#) Approving a Certified Survey Map of property owned by Echosixtysix, LLC located at 1907-1911 Monroe Street. 13th Ald. Dist.

A motion was made by Ald. Cnare, 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-11-00664

REPORT OF RISK MANAGER

53. [18974](#) American Family Ins. for D. and S. Schey, 2117 Anvil Ln., Madison, 53716 - vehicle damage - \$2,712.36.

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

54. [22943](#) S. Zink, for Bedford Court Condominium Assoc., 533 W. Main St., Madison, 53703 - property damage - \$74.68.

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

55. [22950](#) D. Studesville, 6806 Raymond Rd., Madison, 53719 - property loss - \$401.47.

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

56. [22987](#) M. Martin, 2501 Greenway View, Madison, 53713 - illegal entry and personal injury - \$100,000.00.

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

57. [22988](#) S. Burke, 2501 Greenway View, Madison, 53713 - false arrest - \$150,000.00.

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

58. [22996](#) D. Buchanan, 4726 Crescent Rd., Madison, 53711 - property loss - \$199.00.

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

ITEMS REFERRED TO THIS MEETING

ORDINANCES

59. [22922](#) Creating Sec. 12.128(18) and amending Sec. 12.141(6) of the Madison General Ordinances to regulate and enforce parking in the Dutch Mill Park-and-Ride and amending Sec. 1.08(3)(a) to establish a bail deposit for a violation thereof.

Sponsors: Jill Johnson

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

Enactment No: ORD-11-00099

INTRODUCTION OF NEW BUSINESS FOR REFERRAL WITHOUT DEBATE

ORDINANCES

60. [23204](#) Amending Sec. 16.23(3)(a)4., creating new Sec. 33.19(5)(i)1., renumbering current Secs. 33.19(5)(i)1. through 4. to 2. through 5., respectively, of the Madison General Ordinances to include Landmarks Commission review of land divisions and plats of landmark sites and properties in Historic Districts.

Sponsors: Shiva Bidar-Sielaff and Marsha A. Rummel

Additional Referral: Landmarks Commission.

This Ordinance was Referred to the PLAN COMMISSION

61. [23258](#) Adopting and confirming Revision No. 275 of the Madison General Ordinances as of June 15, 2011 to incorporate the changes pursuant to Wis. Stat. § 66.0103.

Sponsors: Common Council By Request

This Ordinance was Referred to the COMMON COUNCIL

62. [23260](#) Amending Section 3.54(1)(b) of the Madison General Ordinances by deleting the classification of Monona Terrace Business Manager in Compensation Group 18, Range 10, and deleting the classification of Monona Terrace Associate-Director Marketing, Events, Community and Public Relations in Compensation Group 18, Range 14, thereof.

Sponsors: Paul R. Soglin

Additional Referral: Personnel Board.

This Ordinance was Referred to the BOARD OF ESTIMATES

63. [23261](#) Amending Section 3.54(1)(b) of the Madison General Ordinances to create the classification of Grant Writer in Compensation Group 18, Range 8, thereof.

Sponsors: Paul R. Soglin

Additional Referral: Personnel Board.

This Ordinance was Referred to the BOARD OF ESTIMATES

64. [23300](#) Creating Sec. 9.13(11) of the Madison General Ordinances, UW Football Game Day Vending Area, establishing procedures for assignment of street vending sites in this new vending area and prohibiting street vendors from using equipment within this area except from an assigned site.

Sponsors: Scott J. Resnick and Michael E. Verveer

This Ordinance was Referred to the VENDING OVERSIGHT COMMITTEE

65. [23310](#) Creating Section 25.10 of the Madison General Ordinances to prohibit Nuisance Parties and amending Section 1.08(3)(a) of the Madison General Ordinances to establish bail amounts for this section.

Sponsors: Paul E. Skidmore and Paul R. Soglin

Additional Referrals: Alcohol License Review Committee, Housing Committee, Economic Development Committee.

This Ordinance was Referred to the PUBLIC SAFETY REVIEW COMMITTEE

RESOLUTIONS

66. [23070](#) Authorizing the Transit General Manager to enter into agreements with qualified human service agencies to purchase social service agency fare media for agency trips for their ADA complementary paratransit eligible clients at the Agency Fare Rate established in the Metro Fare Tariff.

Sponsors: Lisa Subeck, Chris Schmidt and Bridget R. Maniaci

Additional Referral: Board of Estimates

This Resolution was Referred to the TRANSIT AND PARKING COMMISSION

67. [23120](#) Approving the extension of the contract with the City for Fire Department Regional Hazardous Materials Response Team Services. The contract is with the State of Wisconsin, Department of Military Affairs, Division of Emergency Management.

Sponsors: Paul R. Soglin, Paul E. Skidmore and Lauren Cnare

This Resolution was Referred to the BOARD OF ESTIMATES

68. [23121](#) Submitting the name of Mark E. Hanson for confirmation of a five-year term as the City Assessor.

Sponsors: Paul R. Soglin

This Resolution was Referred to the BOARD OF ESTIMATES

69. [23135](#) Authorizing the Mayor and City Clerk to sign an Agreement with the Board of Regents of the University of Wisconsin for the City to be a Sub-Recipient under the Grant awarded by the National Telecommunications and Information Administration of the United States Department of Commerce.

Sponsors: Mark Clear and Marsha A. Rummel

This Resolution was Referred to the BOARD OF ESTIMATES

70. [23218](#) Authorizing the acceptance of a quit claim deed from Madison Gas and Electric Company for the purposes of clearing title to existing University Avenue public right of way.

Sponsors: Mark Clear

Additional Referral: Plan Commission.

A motion was made to Referred to the BOARD OF PUBLIC WORKS. The motion passed by voice vote/other.

71. [23235](#) Classify the position of Grant Writer in the Community Development Division Budget in CG 18-08.

Sponsors: Paul R. Soglin

Additional Referral: Personnel Board.

This Resolution was Referred to the BOARD OF ESTIMATES

72. [23236](#) Reallocating the incumbent, E. Stenson, of position #878, currently classified as a Human Resources Analyst 2 (CG18-08), to the budgeted position of Labor Relations Specialist (CG18-12) within the Human Resources Department budget.

Sponsors: Paul R. Soglin

Additional Referral: Personnel Board.

This Resolution was Referred to the BOARD OF ESTIMATES

73. [23239](#) Fill position #102 of Monona Terrace Associate Director through competition, and upon filling the position, delete position #3264 of Monona Terrace Business Manager currently occupied by K. Hurtgen; retitle the position (#3245) of Monona Terrace Associate Director-Marketing, Events, Community and Public Relations as a Monona Terrace Associate Director and reallocate the incumbent (W. Zeinemann) to the new position, all in the Monona Terrace budget.

Sponsors: Paul R. Soglin

Additional Referral: Personnel Board.

This Resolution was Referred to the BOARD OF ESTIMATES

74. [23253](#) Approving Facade Improvement Grant to 752 East Gorham Street (The Livingston Inn).

Sponsors: Bridget R. Maniaci

This Resolution was Referred to the BOARD OF ESTIMATES

75. [23255](#) Authorizing the grant of a permanent limited easement to American Transmission Company for an electric transmission line in a portion of the City's Stormwater Utility Parcel 532-533, located along IH 39/90 and Kipp Street.

Sponsors: Lauren Cnare

Additional Referrals: Board of Public Works, Plan Commission.

This Resolution was Referred to the BOARD OF ESTIMATES

76. [23263](#) Creating Tax Incremental Finance (TIF) District #41 (University - Whitney) City of Madison and approving a Project Plan and Boundary for said TIF District.

Sponsors: Mark Clear and Chris Schmidt

Additional Referral: Plan Commission.

This Resolution was Referred to the BOARD OF ESTIMATES

77. [23270](#) Approving an extension of the provisional appointment of Aaron Olver to the position of Economic Development Division Director until the position is filled on a permanent basis.

Sponsors: Paul R. Soglin, Lauren Cnare, Shiva Bidar-Sielaff, Marsha A. Rummel and Steve King

This Resolution was Referred to the COMMON COUNCIL

78. [23271](#) Authorizing the Mayor and the City Clerk to extend a contract with George E. Austin (dba, AVA Civic Enterprises) for project director services for the Judge James E. Doyle Square Master Planning project.

Sponsors: Paul R. Soglin, Lauren Cnare and Shiva Bidar-Sielaff

This Resolution was Referred to the BOARD OF ESTIMATES

79. [23276](#) Amending the 2011 Information Technology operating budget to appropriate \$9,802 to WYOU Community Access Television Station for the January 2011 Public, Educational and Government (PEG) fee distribution.

Sponsors: Lauren Cnare and Marsha A. Rummel

This Resolution was Referred to the BOARD OF ESTIMATES

PRESENTATION OF CLAIMS AGAINST THE CITY OF MADISON

CLAIMS - REFER TO RISK MANAGER

80. [23082](#) D. Uren, 1133 Erin St., Madison, 53715 - personal injury and property damage - \$7,722.17.

This Claim was Referred to the Risk Manager

81. [23111](#) D. Regina, 300 Stone Ter., Madison, 53716 - vehicle damage - \$275.20.

This Claim was Referred to the Risk Manager

82. 23114 Hannah Smith, Progressive Insurance, for D. Nichols, 1 Hodgson Ct.,
Madison, 53717 - vehicle damage - \$780.71.

This Claim was Referred to the Risk Manager

83. [23245](#) NOTICE OF INJURY - M. Margaret Rose Koepel Fertel-Rust, c/o Salvation
Army Shelter, 630 E. Washington Ave., 53703 or P.O. Box 1123, Milwaukee,
53201-1123 - personal injury - amount to be determined.

This Claim was Referred to the Risk Manager

84. [23267](#) Melissa Sarrazin, Erie Insurance, for L. Schwendemann, 5118 Comanche
Way, 53704 - vehicle damage - \$3,460.23.

This Claim was Referred to the Risk Manager

85. [23274](#) M.A. McGreevy, 3904 Maher Ave., Madison, 53716 - property damage -
\$310.00.

This Claim was Referred to the Risk Manager

86. 23275 M. Morgenthaler, 2746 Chamberlain Ave., Madison, 53705 - personal injury -
\$15.00.

This Claim was Referred to the Risk Manager

87. 23277 K. Atkinson, 6 Autumn Jade Ct., Madison, 53719 - property damage -
\$175.00.

This Claim was Referred to the Risk Manager

THE FOLLOWING ITEMS WERE INTRODUCED FROM THE FLOOR AT THE LAST
COMMON COUNCIL MEETING, AND ARE ON THIS AGENDA PURSUANT TO SEC.
2.05(1)(B), MGO SOLELY FOR THE PURPOSE OF ADDING ADDITIONAL REFERRALS.

88. [23095](#) Authorizing the execution of a lease at 2109 South Stoughton Road for the
temporary relocation of the City of Madison's Central Public Library
accessible storage facility for books and collections materials.

Sponsors: Michael E. Verveer

Enactment No: RES-11-00643

Also on the agenda as item #30 under the Report of the Board of Estimates.

89. [23096](#) Authorizing the execution of a lease with East Washington LLC for a building with ancillary parking located at 802 East Washington Avenue.
- Sponsors:** Bridget R. Maniaci
- Enactment No: RES-11-00644

Also on the agenda as item #31 under the Report of the Board of Estimates.

ADDENDUM

LATE ITEMS

90. [23336](#) Appeal received from LZ, LLC regarding Legistar file number 22443 and the decision regarding the property located at 1001 University Avenue.
- Refer to the Common Council meeting on 8-2-2011.
- A motion was made to Refer to the COMMON COUNCIL. The motion passed by voice vote/other.**

ANNOUNCEMENTS & INTRODUCTION OF ITEMS FROM THE FLOOR

- [23309](#) Creating the Northport-Warner Park-Sherman Neighborhood Public Art Selection Committee.
- Sponsors:** Satya V. Rhodes-Conway and Anita Weier
- Refer to the Common Council meeting on 8-2-2011.
- A motion was made by Ald. Rhodes-Conway, seconded by Ald. Verveer, to Refer to the COMMON COUNCIL. The motion passed by voice vote/other.**
- [23328](#) Submitting the name of David P. Schmiedicke for confirmation of a five-year term as the Finance Director.
- Sponsors:** Paul R. Soglin and Lauren Cnare
- A motion was made by Ald. Bidar-Sielaff, seconded by Ald. Verveer, to Refer to the BOARD OF ESTIMATES. The motion passed by voice vote/other.**
- [23329](#) Approving plans and specifications and authorizing the Traffic Engineering Division to reallocate roadway width via pavement markings on Segoe Rd from Mineral Point Road to Odana Rd and providing buffered bicycle lanes.
- Sponsors:** Matthew J. Phair
- Additional Referral: Board of Public Works.
- A motion was made by Ald. Phair, seconded by Ald. Bidar-Sielaff, to Refer to the PEDESTRIAN/BICYCLE/MOTOR VEHICLE COMMISSION. The motion passed by voice vote/other.**

[23331](#)

Amending Sections 4.25(5)(b) and (6)(d) of the Madison General Ordinances, Procurement of Items of Apparel, to authorize the Committee on Sweatfree Purchases to establish procedures to rank bidders compliance with the bidder disclosure statement requirement.

Sponsors: Satya V. Rhodes-Conway

A motion was made by Ald. Rhodes-Conway, seconded by Ald. Verveer, to Refer to the COMMITTEE ON SWEATFREE PURCHASES. The motion passed by voice vote/other.

[23344](#)

Creating Secs. 9.13(1)(b)3., 4. and 5. of the Madison General Ordinances to prohibit street vending on city streets and sidewalks immediately surrounding the Dane County Alliant Energy Center, prohibiting street vending on bicycle paths, bicycle ways, and recreational trails owned, operated or maintained by the City, and creating a procedure to temporarily prohibit street vending in specific locations throughout the city during conventions.

Sponsors: Paul R. Soglin

A motion was made by Ald. Bidar-Sielaff, seconded by Ald. Verveer, to Refer to the VENDING OVERSIGHT COMMITTEE. The motion passed by voice vote/other.

ADJOURNMENT at 8:33 PM.

A motion was made by Ald. Bidar-Sielaff, seconded by Ald. Verveer, to Adjourn AT 8:33 PM. The motion passed by voice vote/other.