



City of Madison

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

Proceedings - Approved COMMON COUNCIL

This meeting can be viewed LIVE on Madison City Channel, cable channel 98, digital channel 994, or at www.madisoncitychannel.tv.

Tuesday, May 21, 2013

6:30 PM

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

ROLL CALL @ 6:30 PM

Roll Call was taken at 6:30pm with Mayor Soglin in the Chair.

Present: 20 - Lisa Subeck
Ledell Zellers
Lauren Cnare
Michael E. Verveer
Shiva Bidar-Sielaff
Marsha A. Rummel
Steve King
Scott J. Resnick
Paul E. Skidmore
Maurice S. Cheeks
Chris Schmidt
Larry Palm
Sue Ellingson
John Strasser
David Ahrens
Denise DeMarb
Joseph R. Clausius
Anita Weier
Mark Clear
Matthew J. Phair

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: NONE

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 Schmidt, seconded by Resnick, to Suspend the Rules. The motion passed by voice vote/other.

HONORING RESOLUTIONS

1. [30103](#) Congratulating the Hooper Corporation on its 100th anniversary.

Sponsors: Larry Palm and David Ahrens

A motion was made by Palm, seconded by Schmidt, 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-13-00356

2. [30135](#) Proclaiming May 2013 to be "American Stroke Month" in Madison, Wisconsin.

Sponsors: Paul R. Soglin, Chris Schmidt, Scott J. Resnick, David Ahrens, Shiva Bidar-Sielaff, Maurice S. Cheeks, Joseph R. Clausius, Mark Clear, Lauren Cnare, Denise DeMarb, Sue Ellingson, Steve King, Larry Palm, Matthew J. Phair, Marsha A. Rummel, Paul E. Skidmore, John Strasser, Lisa Subeck, Michael E. Verveer, Anita Weier and Ledell Zellers

A motion was made by Schmidt, seconded by Resnick, 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-13-00357

3. [30228](#) Honoring Elvehjem Elementary School on the celebration of its 50th birthday during the 2012-2013 school year.

Sponsors: Denise DeMarb, Paul R. Soglin, Chris Schmidt, Scott J. Resnick, David Ahrens, Shiva Bidar-Sielaff, Maurice S. Cheeks, Joseph R. Clausius, Mark Clear, Lauren Cnare, Sue Ellingson, Steve King, Larry Palm, Matthew J. Phair, Marsha A. Rummel, Paul E. Skidmore, John Strasser, Lisa Subeck, Michael E. Verveer, Anita Weier and Ledell Zellers

A motion was made by DeMarb, seconded by Schmidt, 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-13-00358

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.

PUBLIC HEARINGS - BEGIN AT 6:45 PM**REPORT OF BOARD OF PUBLIC WORKS**

4. [29937](#) Approving plans, specifications and schedule of assessments for streetlights - Hauk Street Streetlight Assessment District. (6th AD)

Sponsors: BOARD OF PUBLIC WORKS

A motion was made by Schmidt, seconded by Resnick, 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-13-00359

5. [29938](#) Approving plans, specifications and schedule of assessments for streetlights - O'Brien Court Streetlight Assessment District. (3rd AD)

Sponsors: BOARD OF PUBLIC WORKS

A motion was made by Schmidt, seconded by Resnick, 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-13-00360

6. [29939](#) Approving plans, specifications and schedule of assessments for streetlights - 4000 Commercial Avenue Streetlight Assessment District. (17th AD)

Sponsors: BOARD OF PUBLIC WORKS

A motion was made by Schmidt, seconded by Resnick, 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-13-00361

7. [30018](#) Approving Plans, Specifications, And Schedule Of Assessments For Evan Acres Road Assessment District - 2013.

Sponsors: BOARD OF PUBLIC WORKS

A motion was made by Schmidt, seconded by Resnick, 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-13-00362

REPORT OF PLAN COMMISSION

8. [29643](#) SUBSTITUTE. Creating Section 28.022 - 00052 of the Madison General Ordinances rezoning property from A (Agricultural) District to TE (Traditional Employment) District and creating Section 28.022 - 00053 of the Madison General Ordinances rezoning property from A (Agricultural) District to TR-U2 (Traditional Residential-Urban District 2) District and creating Section 28.022 - 00054. of the Madison General Ordinances rezoning property from A (Agricultural) District to TR-C3 (Traditional Residential - Consistent District 3) District. Proposed Use: Royster Clark Development, creating 54 residential lots, 3 lots for employment and mixed use buildings, 1 lot for an existing utility use, 1 outlot for public stormwater management and 2 private outlots. No development is proposed at this time. 15th Aldermanic District; 310-402 Cottage Grove Road and 904 Dempsey Road.

Sponsors: Planning Division

A motion was made by Schmidt, seconded by Resnick, to Adopt with Conditions and Close the Public Hearing. The motion passed by voice vote/other.

Enactment No: ORD-13-00078

9. [29644](#) SUBSTITUTE. Creating Section 28.022 -- 00050 of the Madison General Ordinances rezoning property from A (Agricultural) District to TR-U1 (Traditional Residential - Urban District 1) District; and creating 28.022 - 00058 of the Madison General Ordinances rezoning property from A (Agricultural) District to SR-V2 (Suburban Residential - Varied District 2) District; and creating Section 28.022 - 00059 of the Madison General Ordinances rezoning property from A (Agricultural) District to TR-V2 (Traditional Residential - Varied District 2) District. Proposed Use: Highlands Community, creating 6 lots for future residential development with up to 390 dwelling units, 1 lot for future development, and 2 outlots for stormwater management; 9th Aldermanic District; 9601 Elderberry Road.

Sponsors: Planning Division

A motion was made by King, seconded by Resnick, to Adopt with Conditions and Close the Public Hearing. The motion passed by voice vote/other.

Enactment No: ORD-13-00084

10. [29645](#) SUBSTITUTE. Creating Section 28.022 -- 00051 of the Madison General Ordinances rezoning property from PD-SIP (Planned Development- Specific Implementation Plan) District to Amended PD (GDP-SIP) Amended Planned Development (General Development Plan - Specific Implementation Plan) District. Proposed Use: Construct addition to Door Creek Church to include two 300-seat worship venues, meeting rooms, and office space, and construct additional parking. 3rd Aldermanic District; 6602 Dominion Drive.
- Sponsors:** Planning Division

A motion was made by Resnick, seconded by Cnare, to Adopt with Conditions and Close the Public Hearing. The motion passed by voice vote/other.

Enactment No: ORD-13-00085

11. [29671](#) SUBSTITUTE Amending various sections of Chapter 28 of the Madison General Ordinances to comply with Wis. Admin. Code § NR 116.
- Sponsors:** Chris Schmidt and Steve King

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

Enactment No: ORD-13-00086

12. [29731](#) Amending various chapters of the Madison General Ordinances to update obsolete references to the Zoning Code.
- Sponsors:** Steve King and Chris Schmidt

A motion was made by Resnick, seconded by Clear, to Adopt and Close the Public Hearing. The motion passed by voice vote/other.

Enactment No: ORD-13-00087

13. [29850](#) Amending Section 28.151 of the Madison General Ordinances to eliminate the zoning prohibition against street-facing automobile repair bays.
- Sponsors:** Joseph R. Clausius, Mark Clear and Paul E. Skidmore

A motion was made by Resnick, seconded by Clear, to Adopt and Close the Public Hearing. The motion passed by voice vote/other.

Enactment No: ORD-13-00088

END OF PUBLIC HEARINGS

BUSINESS PRESENTED BY THE MAYOR

14. [30023](#) Report of the Mayor submitting citizen committee appointments (introduction 5-7-2013; action 5-21-2013).
Sponsors: Paul R. Soglin

A motion was made by Schmidt, seconded by Resnick, to Confirm. The motion passed by voice vote/other.
15. [30151](#) Report of the Mayor submitting citizen committee appointments (introduction 5-21-2013; action 6-4-2013).
Sponsors: Paul R. Soglin
Confirm 6-4-2013 Common Council Meeting

A motion was made by Schmidt, seconded by Resnick, to Refer to the COMMON COUNCIL. The motion passed by voice vote/other.
16. [30157](#) Report of the Mayor designating emergency interim successors.
Sponsors: Paul R. Soglin

A motion was made by Schmidt, seconded by Resnick, to Confirm Under Suspension of Rules 2.04, 2.05, 2.24 & 2.25 (15 votes required). The motion passed by voice vote/other.

REPORTS OF OFFICERS**REPORT OF ALCOHOL LICENSE REVIEW COMMITTEE**

17. [30140](#) Alcohol License Review Committee Report of Operator License Applications May 21, 2013. See attached report for list of operators.

A motion was made by Schmidt, seconded by Resnick, to Grant. The motion passed by voice vote/other.

REPORT OF BOARD OF ESTIMATES

18. [29479](#) Authorizing the Mayor and City Clerk to execute an Assignment and Assumption Agreement and Subordination of Mortgage allowing Ponwood Circle, LLC to assume all obligations as Borrower on a loan originally made to the Wisconsin Initiatives in Sustainable Housing, Inc. d/b/a WISH Trust for the property located at 132 Ponwood Circle, Unit A.

Sponsors: Maurice S. Cheeks, Lauren Cnare and Matthew J. Phair

A motion was made by Schmidt, seconded by Resnick, to Adopt. The motion passed by voice vote/other.

Enactment No: RES-13-00363

19. [29834](#) Seeking Common Council approval of the 2013-2014 Arts Grants awards funding as recommended by the Madison Arts Commission.

Sponsors: Marsha A. Rummel

A motion was made by Schmidt, seconded by Resnick, to Adopt. The motion passed by voice vote/other.

Enactment No: RES-13-00364

20. [29848](#) Authorizing the acceptance, at no cost to the City, of a warranty deed from FHB Investments, LLC for a wetland parcel located at 5302 Femrite Drive.

Sponsors: Denise DeMarb

A motion was made by Schmidt, seconded by Resnick, to Adopt. The motion passed by voice vote/other.

Enactment No: RES-13-00365

21. [29878](#) Creating the classification of "Plumber" in Compensation Group 71, Range 04.

Sponsors: Paul R. Soglin

A motion was made by Schmidt, seconded by Resnick, to Adopt. The motion passed by voice vote/other.

Enactment No: RES-13-00366

22. [29879](#) Recreate the 1.0 FTE position #3583 of Maintenance Worker (CG16, R 11), currently occupied by K. Humphrey, as a 1.0 FTE Maintenance Mechanic 1 (CG16, R 13) within the Water Utility budget, and reallocate the incumbent to the new position.

Sponsors: Paul R. Soglin

A motion was made by Schmidt, seconded by Resnick, to Adopt. The motion passed by voice vote/other.

Enactment No: RES-13-00367

23. [29880](#) Recreating position #1070 as an Engineer 4 in the Engineering budget and reallocating incumbent James Wolfe to the new position.

Sponsors: Paul R. Soglin

A motion was made by Schmidt, seconded by Resnick, to Adopt. The motion passed by voice vote/other.

Enactment No: RES-13-00368

24. [29887](#) Create a new 1.0 FTE position of Water Community Outreach Specialist in the Water Utility Budget in CG18, Range 4 to be filled through internal competition. Upon filling the position, the non-represented position (#1859) of Secretary 1 (CG17/R10) will be deleted.

Sponsors: Paul R. Soglin

A motion was made by Schmidt, seconded by Resnick, to Adopt. The motion passed by voice vote/other.

Enactment No: RES-13-00369

25. [29888](#) Recreate the 1.0 FTE position #2191 of "Fire Inspector" (CG13-04), currently occupied by R. Riphon, as a 1.0 FTE position of "Management Information Specialist 3" (CG18-10) in the Fire Department budget upon the incumbent's retirement, expected to occur no later than August 6, 2013.

Sponsors: Paul R. Soglin

A motion was made by Schmidt, seconded by Resnick, to Adopt. The motion passed by voice vote/other.

Enactment No: RES-13-00370

26. [29893](#) Recreate the 1.0 FTE position of Risk Manager (#787) in the Finance Department Budget in CG18, Range 15 and reallocate the incumbent to the same step in the new salary range with the same anniversary date.

Sponsors: Paul R. Soglin

A motion was made by Schmidt, seconded by Resnick, to Adopt. The motion passed by voice vote/other.

Enactment No: RES-13-00371

27. [29895](#) Amending Section 3.54(1)(b) of the Madison General Ordinances by creating the classification of "Water Community Outreach Specialist" in Compensation Group 18, Range 04.

Sponsors: Paul R. Soglin

A motion was made by Schmidt, seconded by Resnick, to Adopt. The motion passed by voice vote/other.

Enactment No: ORD-13-00079

28. [29897](#) Resolution approving the third amendment to the project plan and boundary for Tax Incremental District (TID) #32 (Upper State Street).

Sponsors: Michael E. Verveer

A motion was made by Schmidt, seconded by Resnick, to Adopt. The motion passed by voice vote/other.

Enactment No: RES-13-00372

29. [29898](#) 1) Authorizing an amendment to the 2013 Capital Budget and 2) authorizing the Mayor and City Clerk to execute development agreement to fund a \$225,000 Tax Incremental Finance (TIF) Loan to Dane County Data Exchange LLC ("Borrower") to assist in the renovation of the former Rodeway Inn at 4916 and 4930 East Broadway as a 115,000 SF headquarters facility to be leased and occupied by Facility Gateway Corporation, a Subchapter (s) corporation ("Facility Gateway") that is the operating company of Borrower located within TID #39 (Stoughton Road) ("Project").

Sponsors: Denise DeMarb

A motion was made by Schmidt, seconded by Resnick, to Adopt Unanimously. The motion passed by voice vote/other.

Enactment No: RES-13-00373

30. [29902](#) Amending Section 3.31 and 3.16 of the Madison General Ordinances to require that the Clerk, Deputy Clerk and Municipal Court Clerks file an official bond.

Sponsors: Paul R. Soglin

A motion was made by Schmidt, seconded by Resnick, to Adopt. The motion passed by voice vote/other.

Enactment No: ORD-13-00080

31. [29919](#) Amending the 2013 adopted operating budget of the Planning Division to accept grant monies not to exceed \$24,364 from the Wisconsin Historical Society's Certified Local Government Subgrant for Historic Preservation and authorizing the Department of Planning and Community and Economic Development to contract with a consultant or consultants.

Sponsors: Chris Schmidt and Marsha A. Rummel

A motion was made by Schmidt, seconded by Resnick, to Adopt Unanimously. The motion passed by voice vote/other.

Enactment No: RES-13-00374

32. [29920](#) SUBSTITUTE Authorizing the execution of a Purchase and Sale Agreement between the City of Madison and FHB Investments LLC for the purchase of parcels located at 5102 and 5152 Femrite Drive, 3101 and 3218 Dairy Drive, 4949 Prairie Dock Drive, 45 Marsh Court and 2698 I 90-39 for the location of a fire station and firefighter development center, the transfer of 45 Marsh Court to the Storm Water Utility and an amendment to the 2013 Capital Budget to provide funds for the purchase of the parcels and design services.

Sponsors: Denise DeMarb

A motion was made by Schmidt, seconded by Resnick, to Adopt Unanimously. The motion passed by voice vote/other.

Enactment No: RES-13-00375

33. [29926](#) Amending Section 3.54(1)(b) of the Madison General Ordinances by deleting the classification of "Risk Manager" in CG18, Range 12, and creating the classification of "Risk Manager" in CG18, Range 15.

Sponsors: Paul R. Soglin

A motion was made by Schmidt, seconded by Resnick, to Adopt. The motion passed by voice vote/other.

Enactment No: ORD-13-00081

34. [29966](#) Authorizing the execution of a First Amendment to the Purchase and Sale Agreement executed between the City and Hovde Properties, LLC.
Sponsors: Michael E. Verveer

A motion was made by Schmidt, seconded by Resnick, to Adopt. The motion passed by voice vote/other.
Enactment No: RES-13-00376
35. [29983](#) Authorizing the Mayor and City Clerk to execute an agreement to fund a \$7,500 Daycare Center Rehabilitation Loan to Woodland Montessori School to fund the construction of a fence at 1124 Colby Street.
Sponsors: Denise DeMarb and Sue Ellingson

A motion was made by Schmidt, seconded by Resnick, to Adopt. The motion passed by voice vote/other.
Enactment No: RES-13-00377
36. [29993](#) Report of Chief of Police: Police Overtime for 2012 and 1st Quarter 2013

A motion was made by Schmidt, seconded by Resnick, to Accept. The motion passed by voice vote/other.
37. [30017](#) Authorizing the execution of a lease at 30 West Mifflin Street for the temporary relocation of administrative space for the City of Madison's Fire Department.
Sponsors: Michael E. Verveer

A motion was made by Schmidt, seconded by Resnick, to Adopt. The motion passed by voice vote/other.
Enactment No: RES-13-00378
38. [30039](#) Amending the Monona Terrace Community and Convention Center 2013 Capital Budget to apply \$600,000 of its reserve fund to support the planned 2014 renovation.
Sponsors: Michael E. Verveer

A motion was made by Schmidt, seconded by Resnick, to Adopt Unanimously. The motion passed by voice vote/other.
Enactment No: RES-13-00379

39. [30043](#) Authorizing the expenditure of unexpended funds associated with 2012 PCED Capital Budget project No. 10, "Microfiche Conversion," Account No. 810701, to allow remaining funds of approximately \$100,000 to be used for microfiche conversions for other City agencies.

Sponsors: Paul R. Soglin

A motion was made by Schmidt, seconded by Resnick, to Adopt Unanimously. The motion passed by voice vote/other.

Enactment No: RES-13-00380

REPORT OF BOARD OF PARK COMMISSIONERS

40. [29519](#) Authorizing the execution of an Underground Electric Line Easement to Madison Gas and Electric Company across a portion of the Cypress Spray Park, located at 902 Magnolia Lane.

Sponsors: Shiva Bidar-Sielaff, Chris Schmidt and Tim Bruer

A motion was made by Schmidt, seconded by Resnick, to Adopt. The motion passed by voice vote/other.

Enactment No: RES-13-00381

41. [29654](#) Authorizing the execution of an Underground Electric Line Easement to Madison Gas and Electric Company across a portion of the Monona Golf Course, located at 111 East Dean Avenue.

Sponsors: Larry Palm

A motion was made by Schmidt, seconded by Resnick, to Adopt. The motion passed by voice vote/other.

Enactment No: RES-13-00382

42. [29881](#) Authorizing the execution of an Underground Utility Easement and Easement Release to Madison Gas and Electric Company across a portion of Henry Vilas Zoo property, located at 702 S. Randall Avenue.

Sponsors: Sue Ellingson

A motion was made by Schmidt, seconded by Resnick, to Adopt. The motion passed by voice vote/other.

Enactment No: RES-13-00383

43. [29978](#) Amending Sections 8.188 and 1.08(3)(a) of the Madison General Ordinances regarding the use of specified City piers and boat launches.

Sponsors: John Strasser, Joseph R. Clausius, Mark Clear, Paul R. Soglin and Matthew J. Phair

A motion was made by Schmidt, seconded by Resnick, to Adopt. The motion passed by voice vote/other.

Enactment No: ORD-13-00082

44. [29994](#) Creating Sections 8.24(1)(gg) and (hh) of the Madison General Ordinances to ban alcohol from Mayfair Park and Sherry (O.B.) Park.

Sponsors: Joseph R. Clausius and David Ahrens

A motion was made by Schmidt, seconded by Resnick, to Adopt. The motion passed by voice vote/other.

Enactment No: ORD-13-00083

45. [30019](#) Authorizing the City of Madison to accept ownership from Cherokee Park Neighborhood Association of an existing neighborhood entrance sign located in Cherokee Marsh Conservation Park.

Sponsors: Anita Weier

A motion was made by Schmidt, seconded by Resnick, to Adopt. The motion passed by voice vote/other.

Enactment No: RES-13-00384

46. [30021](#) Authorizing the City of Madison to accept ownership from Lake Edge Neighborhood Association of a gathering circle to be located in Lake Edge Park.

Sponsors: David Ahrens

A motion was made by Schmidt, seconded by Resnick, to Adopt. The motion passed by voice vote/other.

Enactment No: RES-13-00385

REPORT OF BOARD OF PUBLIC WORKS

47. [29630](#) Vacation/Discontinuance of Jeffy Trail right-of-way located in part of the SE ¼ of the NE ¼ of Section 3, Township 06 North, Range 08 East, in the City of Madison, Dane County, Wisconsin. (1st AD)
- Sponsors:** Lisa Subeck
- A motion was made by Schmidt, seconded by Resnick, to Adopt. The motion passed by voice vote/other.**
- Enactment No: RES-13-00386
48. [29736](#) Vacation/Discontinuance of a portion of N. Park Street, lying adjacent to Lot 1, Block 2, Madison Original Plat, being located in part of the Southwest one-quarter (1/4) of the Southwest one-quarter (1/4) Section 14, Township 7 North, Range 9 East, City of Madison, Dane County, Wisconsin. (8th AD)
- And authorizing the Mayor and City Clerk to accept public dedication for N. Park Street, being a part of Lot 10, Block 1, Madison Original Plat being located in part of the Southwest one-quarter (1/4) of the Southwest one-quarter (1/4) Section 14, Township 7 North, Range 9 East, City of Madison, Dane County, Wisconsin. (8th AD)
- And approving a maintenance agreement between the City of Madison and University of Wisconsin for the University of Wisconsin to maintain private improvements within the N. Park Street public right of way. The Mayor and City Clerk are hereby authorized and directed to execute an agreement between The City of Madison and University of Wisconsin for the Maintenance of portions of the N. Park Street public right of way.
- Sponsors:** Scott J. Resnick
- A motion was made by Schmidt, seconded by Resnick, to Adopt. The motion passed by voice vote/other.**
- Enactment No: RES-13-00387
49. [29839](#) Assessing *Partial* Benefits - Tradewinds Parkway Assessment District - 2011. (17th AD)
- Sponsors:** BOARD OF PUBLIC WORKS
- A motion was made by Schmidt, seconded by Resnick, 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-13-00388

50. [29908](#) Assessing Benefits - Resurfacing 2012.

Sponsors: BOARD OF PUBLIC WORKS

A motion was made by Schmidt, seconded by Resnick, 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-13-00389

51. [29918](#) Approving plans and specifications and authorizing the Board of Public Works to advertise and receive bids for Rennebohm Park Tennis Court Lighting, Contract No. 7047.

Sponsors: BOARD OF PUBLIC WORKS

A motion was made by Schmidt, seconded by Resnick, 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-13-00390

52. [29967](#) Authorizing the City of Madison to accept ownership from Junction Ridge Neighborhood Association of two neighborhood entrance signs to be located in the public right-of-way of Junction Road.

Sponsors: Paul E. Skidmore

A motion was made by Schmidt, seconded by Resnick, to Adopt. The motion passed by voice vote/other.

Enactment No: RES-13-00391

53. [29970](#) Approving plans and specifications and authorizing the Board of Public Works to advertise and receive bids for Local Road Traffic Calming & Arterial Pedestrian Enhancements - 2013. (Various ADs)

Sponsors: BOARD OF PUBLIC WORKS

A motion was made by Schmidt, seconded by Resnick, 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-13-00392

54. [29984](#) Declaring the City of Madison's intention to exercise its police powers establishing the Wolfe Addition to Hawk's Creek Assessment District - 2013.

Sponsors: BOARD OF PUBLIC WORKS

A motion was made by Schmidt, seconded by Resnick, 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-13-00393

55. [29985](#) Awarding Public Works Contract No. 6987, Merrill Crest Drive Assessment District - 2013.

Sponsors: BOARD OF PUBLIC WORKS

A motion was made by Schmidt, seconded by Resnick, 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-13-00394

56. [29987](#) Awarding Public Works Contract No. 6998, North Henry Street and Iota Court Assessment District - 2013.

Sponsors: BOARD OF PUBLIC WORKS

A motion was made by Schmidt, seconded by Resnick, 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-13-00395

57. [29988](#) Awarding Public Works Contract No. 7066, Tenney Park Lagoon Outlet Gate.

Sponsors: BOARD OF PUBLIC WORKS

A motion was made by Schmidt, seconded by Resnick, 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-13-00396

58. [29989](#) Awarding Public Works Contract No. 7071, Highland Ave Water Main Replacement.
- Sponsors: BOARD OF PUBLIC WORKS
- A motion was made by Schmidt, seconded by Resnick, 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-13-00397
59. [29990](#) Awarding Public Works Contract No. 7030, Forest Hill Cemetery - Masonry Repairs to the Receiving Vault and Chapel
- Sponsors: BOARD OF PUBLIC WORKS
- A motion was made by Schmidt, seconded by Resnick, 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-13-00398
60. [29991](#) Approving plans and specifications for public improvements required to serve Phase 1 of the Subdivision known as Hawks Woods Estates and authorizing construction to be undertaken by the Developer, Private Contract No. 2236 (1st AD)
- Sponsors: BOARD OF PUBLIC WORKS
- A motion was made by Schmidt, seconded by Resnick, 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-13-00399
61. [30012](#) Approving plans and specifications for public improvements required to serve Phase 19 of the Subdivision known as Grandview Commons and authorizing construction to be undertaken by the Developer, Private Contract No. 2352. (3rd AD)
- Sponsors: BOARD OF PUBLIC WORKS
- A motion was made by Schmidt, seconded by Resnick, 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-13-00400

62. [30013](#) Approving plans and specifications for public improvements required to serve Phase 18 of the Subdivision known as Grandview Commons and authorizing construction to be undertaken by the Developer, Private Contract No. 2351. (3rd AD)

Sponsors: BOARD OF PUBLIC WORKS

A motion was made by Schmidt, seconded by Resnick, 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-13-00401

63. [30014](#) Approving plans and specifications for public improvements required to serve Phase 7 of the Subdivision known as Eighth Addition to Blackhawk Subdivision and authorizing construction to be undertaken by the Developer, Private Contract No. 2356. (9th AD)

Sponsors: BOARD OF PUBLIC WORKS

A motion was made by Schmidt, seconded by Resnick, 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-13-00402

64. [30015](#) Approving plans and specifications for public improvements necessary for the project known as 413-429 Yellowstone Drive Storm Sewer Relocation, construction to be undertaken by the Developer, Private Contract No. 2341. (19th AD)

Sponsors: BOARD OF PUBLIC WORKS

A motion was made by Schmidt, seconded by Resnick, 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-13-00403

65. [30016](#) Approving plans and specifications for public improvements necessary for the project known as UW Health at the American Center (4602 Eastpark Boulevard) construction to be undertaken by the Developer, Private Contract No. 2339, and rescinding resolution RES-13-00134, File No. 28984. (17th AD)

Sponsors: BOARD OF PUBLIC WORKS

A motion was made by Schmidt, seconded by Resnick, to Adopt Under Suspension of Rules 2.04, 2.05, 2.24, and 2.25. The motion passed by voice vote/other. Alder Bidar-Sielaff recused herself from this item.

Enactment No: RES-13-00404

66. [30020](#) Authorizing the acceptance of a Permanent Limited Easement for Public Sidewalk Purposes from the Board of Regents University of Wisconsin System over a portion of the property located at 451 S. Pleasant View Road.

Sponsors: Paul E. Skidmore

A motion was made by Schmidt, seconded by Resnick, to Adopt. The motion passed by voice vote/other.

Enactment No: RES-13-00405

67. [30022](#) Authorizing the Mayor and City Clerk to execute a contract for the conversion of private streets to public right-of-way for the World Dairy Campus, authorizing execution of related documents, approving plans and specifications, and authorizing the solicitation of bids. (16th AD)

Sponsors: BOARD OF PUBLIC WORKS

A motion was made by Schmidt, seconded by Resnick, 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-13-00406

68. [30025](#) Approving plans and specifications and authorizing the Board of Public Works to advertise and receive bids for Contract 7124 - CIPP Rehabilitation of Water Mains - 2013 (Citywide).

Sponsors: BOARD OF PUBLIC WORKS

A motion was made by Schmidt, seconded by Resnick, 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-13-00407

69. [30030](#) Authorizing the Mayor and City Clerk to execute a contract with Montgomery Associates for providing engineering services for alum treatment of storm water at the Marion Dunn Pond .

Sponsors: BOARD OF PUBLIC WORKS

A motion was made by Resnick, seconded by Clear, 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-13-00408

70. [30044](#) Awarding Public Works Contract No. 7034, MPD Training Center Parking Lot Expansion - Phase 2.

Sponsors: BOARD OF PUBLIC WORKS

A motion was made by Schmidt, seconded by Resnick, 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-13-00409

71. [30045](#) Awarding Public Works Contract No. 7042, Utility Replacement with Resurfacing 2013 Assessment District.

Sponsors: BOARD OF PUBLIC WORKS

A motion was made by Schmidt, seconded by Resnick, 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-13-00410

72. [30046](#) Awarding Public Works Contract No. 7043, Breese Stevens Field Concrete Deck Repairs.

Sponsors: BOARD OF PUBLIC WORKS

A motion was made by Schmidt, seconded by Resnick, 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-13-00411

73. [30053](#) Approving plans and specifications for public improvements necessary for the project known as 5302 Tancho Drive PUD, construction to be undertaken by the Developer, Private Contract No. 2345 and rescinding resolution RES-13-00217, File No. 29321. (17th AD)

Sponsors: BOARD OF PUBLIC WORKS

A motion was made by Schmidt, seconded by Resnick, 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-13-00412

REPORT OF COMMON COUNCIL ORGANIZATIONAL COMMITTEE

74. [29473](#) 2ND SUBSTITUTE Creating Section 33.53 of the Madison General Ordinances establishing the Digital Technology Committee.
Sponsors: Paul R. Soglin, Scott J. Resnick, Mark Clear and Maurice S. Cheeks

A motion was made by Schmidt, seconded by Resnick, to Adopt. The motion passed by voice vote/other.

Enactment No: ORD-13-00089

75. [29732](#) Amending Section 33.32(1)(a) of the Madison General Ordinances to modify the composition of the Joint West Campus Area Committee.
Sponsors: Paul R. Soglin

A motion was made by Schmidt, seconded by Resnick, to Adopt. The motion passed by voice vote/other.

Enactment No: ORD-13-00090

76. [29801](#) Amending Section 33.32(2)(a) of the Madison General Ordinances to modify the composition of the Joint Southeast Campus Area Committee.
Sponsors: Paul R. Soglin

A motion was made by Schmidt, seconded by Resnick, to Adopt. The motion passed by voice vote/other.

Enactment No: ORD-13-00091

77. [29903](#) Repealing Section 7.01(1)(a) of the Madison General Ordinances to eliminate the Pest Management Advisory Committee.
Sponsors: Paul R. Soglin

Re-refer to the Common Council to adopt on 6/4/13.

A motion was made by Verveer, seconded by Cnare, to Re-refer to a Future Meeting to Adopt to the COMMON COUNCIL. The motion passed by voice vote/other.

78. [29913](#) Amending Section 8.41 of the Madison General Ordinances to re-focus the charge of the Downtown Coordinating Committee.
Sponsors: Michael E. Verveer and Ledell Zellers

A motion was made by Schmidt, seconded by Resnick, to Adopt. The motion passed by voice vote/other.

Enactment No: ORD-13-00092

79. [29916](#) Repealing Section 39.02(3)(b) and renumbering Sections 39.02(3)(c) and (d) to Sections 39.02(3)(b) and (c), respectively, of the Madison General Ordinances to eliminate the alternate member positions of the Affirmative Action Commission.

Sponsors: Paul R. Soglin

A motion was made by Schmidt, seconded by Resnick, to Adopt. The motion passed by voice vote/other.

Enactment No: ORD-13-00093

REPORT OF MONONA TERRACE COMMUNITY AND CONVENTION CENTER BOARD

80. [29914](#) Authorizing the Monona Terrace Community and Convention Center Board to accept a sponsorship from Great Dane Pub and Brewing Company, Inc. in the amount of \$10,000 to help offset the cost of 2013 summer concerts at Monona Terrace and amending the Monona Terrace operating budget accordingly.

Sponsors: Michael E. Verveer

A motion was made by Schmidt, seconded by Resnick, to Adopt Unanimously. The motion passed by voice vote/other.

Enactment No: RES-13-00413

REPORT OF PLAN COMMISSION

81. [29561](#) Approving the preliminary plat of Highlands Community generally located at 9601 Elderberry Road; 9th Ald. Dist.

A motion was made by King, seconded by Resnick, 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-13-00414

82. [29562](#) Approving the preliminary plat and final plat of Royster Clark Development generally located at 310-402 Cottage Grove Road and 904 Dempsey Road; 15th Ald. Dist.

A motion was made by Schmidt, seconded by Resnick, 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-13-00415

REPORT OF RISK MANAGER

83. [22660](#) Steven L. Toney, Toney Law Office, Attorney for G. Harris - personal injury - \$50,000.

A motion was made by Schmidt, seconded by Resnick, to Disallow. The motion passed by voice vote/other.

84. [29015](#) C. Bates - vehicle damage - greater than \$1.00.

A motion was made by Schmidt, seconded by Resnick, to Disallow. The motion passed by voice vote/other.

85. [29924](#) L. McIntosh for AnSR for S. Bates - vehicle damage - \$1,886.91

A motion was made by Schmidt, seconded by Resnick, to Disallow. The motion passed by voice vote/other.

86. [29959](#) J. Laufenberg - vehicle damage - \$648.21.

A motion was made by Schmidt, seconded by Resnick, to Disallow. The motion passed by voice vote/other.

87. [29960](#) S. Seeliger - property damage - \$609.54.

A motion was made by Schmidt, seconded by Resnick, to Disallow. The motion passed by voice vote/other.

88. [30024](#) J. Holgate - personal injury - greater than \$1.00.

A motion was made by Schmidt, seconded by Resnick, to Disallow. The motion passed by voice vote/other.

REPORT OF URBAN DESIGN COMMISSION

89. [29768](#) Repealing and recreating Chapter 31, Sign Control Ordinance, of the Madison General Ordinances to coincide with the new Madison Zoning Code (Chapter 28).

Sponsors: Marsha A. Rummel and Chris Schmidt

A motion was made by Schmidt, seconded by Resnick, to Adopt. The motion passed by voice vote/other.

Enactment No: ORD-13-00094

ITEMS REFERRED TO THIS MEETING

LICENSES

- 90. [30097](#) A RESOLUTION granting Special Vending Approvals under MGO 9.13(6)(k) for 2013 Special Events as detailed on the accompanying special event resolution table.

Sponsors: Michael E. Verveer and Scott J. Resnick

A motion was made by Schmidt, seconded by Resnick, to Adopt. The motion passed by voice vote/other.

Enactment No: RES-13-00416

RESOLUTIONS

- 91. [30011](#) Resilient Communities for America Agreement

Sponsors: Paul R. Soglin, Denise DeMarb, Chris Schmidt, David Ahrens, Shiva Bidar-Sielaff, Maurice S. Cheeks, Joseph R. Clausius, Mark Clear, Lauren Cnare, Sue Ellingson, Steve King, Larry Palm, Matthew J. Phair, Scott J. Resnick, Marsha A. Rummel, Paul E. Skidmore, John Strasser, Lisa Subeck, Michael E. Verveer, Anita Weier and Ledell Zellers

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

Enactment No: RES-13-00417

INTRODUCTION OF NEW BUSINESS FOR REFERRAL WITHOUT DEBATE

ORDINANCES

92. [30144](#) Creating Section 15.01(586) of the Madison General Ordinances entitled "City Boundaries" and being part of the chapter entitled "Aldermanic Districts and Wards" attaching to the 9th Aldermanic District the Murphy Attachment; creating Section 15.02(122) of the Madison General Ordinances to assign the attached property to Ward 122; amending Section 15.03(1) to add Ward 122 to Aldermanic District 9; creating Section 28.022 - 00057 to zone the property SR-C1 (Suburban Residential - Consistent 1 District) for an existing single-family residence and potential future residential subdivision; and authorizing an application to amend the Central Urban Service Area to include the property.

Sponsors: Paul R. Soglin

This Ordinance was Referred to the PLAN COMMISSION

93. [30149](#) Amending Section 28.060(2)(a) of the Madison General Ordinances to eliminate requirement that primary entrance face a public street.

Sponsors: Joseph R. Clausius and Paul E. Skidmore

Additional Referral: Urban Design Commission

This Ordinance was Referred to the PLAN COMMISSION

94. [30150](#) Amending Section 33.07(7)(e) of the Madison General Ordinances to revise the best value contracting prequalification period.

Sponsors: David Ahrens

This Ordinance was Referred to the BOARD OF PUBLIC WORKS

95. [30154](#) Amending Section 3.35(5)(i)6. of the Madison General Ordinances to permit a former incumbent to appear before a city body under certain circumstances to express their views on a policy matter.

Sponsors: Paul R. Soglin, Mark Clear, Shiva Bidar-Sielaff, Larry Palm, Matthew J. Phair, Chris Schmidt, Lisa Subeck, Sue Ellingson, Michael E. Verveer and Steve King

Additional Referral: Ethics Board

This Ordinance was Referred to the COMMON COUNCIL ORGANIZATIONAL COMMITTEE

96. [30229](#) Repealing Section 9.24(14) of the Madison General Ordinances to eliminate the sunset provision in licensing fees of secondhand dealers.

Sponsors: Michael E. Verveer

Additional Referral: Board of Estimates

This Ordinance was Referred to the PUBLIC SAFETY REVIEW COMMITTEE

RESOLUTIONS

97. [29653](#) Establishing a recycling program for mattresses and box springs and authorizing the Mayor and City Clerk to enter into a contract with Ohio Mattress Recycling to transport and recycle the mattresses and box springs collected by the Streets Division.
- Sponsors:** Paul R. Soglin, Paul E. Skidmore and Steve King
- Additional Referrals: Solid Waste Advisory Committee, Board of Estimates
- This Resolution was Referred to the BOARD OF PUBLIC WORKS**
98. [30060](#) A resolution authorizing the Mayor and the City Clerk to enter into an agreement with the consultant team of Nelson/Nygaard Consulting Associates, Inc., for Sustainable Madison Transportation Master Plan services for the City of Madison.
- Sponsors:** Paul R. Soglin
- This Resolution was Referred to the BOARD OF ESTIMATES**
99. [30074](#) Amending the 2013 adopted City operating budget to appropriate _____ from the City's Fund Balance to the Community Development Division to support additional purchase of service contracts for the expansion of youth-oriented employment initiatives and other out-of-school- time programs.
- Sponsors:** Paul R. Soglin
- This Resolution was Referred to the BOARD OF ESTIMATES**
100. [30095](#) Authorizing the Mayor and the City Clerk to execute a Professional Services Agreement with (to be recommended by the Water Utility Board) for architectural programming, public participation support, the preparation of final construction drawings and specifications, permitting, bidding, and construction administration for the reconstruction of the Utility's Operations Center (6th AD).
- Sponsors:** Lauren Cnare
- Additional Referral: Board of Estimates
- This Resolution was Referred to the WATER UTILITY BOARD**
101. [30139](#) Releasing a right of way reservation established by Certified Survey Map across 3901 Hanson Road; 17th Ald. Dist.
- Sponsors:** Joseph R. Clausius
- This Resolution was Referred to the PLAN COMMISSION**

102. [30152](#) Authorizing the Mayor and City Clerk to accept a grant from the Wisconsin State Energy Office for the testing of compostable bioplastics in an anaerobic digester and the use of material shredding devices for preparing source separated organics for an anaerobic digester, and amending the 2013 Streets Division and Fleet Service Division Operating Budgets as appropriate.

Sponsors: Paul R. Soglin, David Ahrens, Paul E. Skidmore, Lisa Subeck, Michael E. Verveer and Larry Palm

This Resolution was Referred to the BOARD OF ESTIMATES

103. [30153](#) Authorizing the Mayor and City Clerk to execute a contract with Raymond P. Cattell, Inc., and amending the 2013 adopted Parking Utility capital budget to provide additional expenditure authority.

Sponsors: Chris Schmidt

Additional Referral: Transit and Parking Commission

This Resolution was Referred to the BOARD OF ESTIMATES

104. [30171](#) Authorizing the Madison Police Department to apply for and accept an FY2013 COPS Hiring grant for the purpose of hiring three police officers for a new Youth Violence Prevention Team to improve public safety in middle schools and among middle school students in the community.

Sponsors: Paul R. Soglin and Paul E. Skidmore

This Resolution was Referred to the BOARD OF ESTIMATES

105. [30173](#) Authorizing the Mayor and the City Clerk to execute a Release of Public Storm and Sanitary Sewer Easement pertaining to a property located at 5739 Tokay Boulevard.

Sponsors: Mark Clear

Additional Referral: Plan Commission.

This Resolution was Referred to the BOARD OF PUBLIC WORKS

106. [30180](#) Divestment of Fossil Fuels by the City of Madison

Sponsors: Paul R. Soglin, Shiva Bidar-Sielaff, Joseph R. Clausius, Sue Ellingson, Matthew J. Phair, Scott J. Resnick, Marsha A. Rummel, Larry Palm, Chris Schmidt, John Strasser, Michael E. Verveer, Anita Weier, Steve King, Maurice S. Cheeks and Lisa Subeck

Additional Referral: Board of Estimates

This Resolution was Referred to the COMMITTEE ON THE ENVIRONMENT

107. [30227](#) Authorizing the Execution of a Municipal Revenue Sharing Agreement Between the City of Madison and the Town of Blooming Grove.
- Sponsors:** Paul R. Soglin, David Ahrens and Lauren Cnare
- Additional Referrals: Board of Public Works, Water Utility Board
- A motion was made to Referred to the BOARD OF ESTIMATES. The motion passed by voice vote/other.**

PRESENTATION OF CLAIMS AGAINST THE CITY OF MADISON

CLAIMS - REFER TO RISK MANAGER

108. [30072](#) A. Perkins - vehicle damage - \$105.95.
- This Claim was Referred to the Risk Manager**
109. [30085](#) S. Hayes - property damage - \$671.77.
- This Claim was Referred to the Risk Manager**
110. [30086](#) K. Yuds - vehicle damage - \$172.20.
- This Claim was Referred to the Risk Manager**
111. [30087](#) J. Dudley, Howard, Solocheck & Weber, attorney for K. and J. Berry - property damage - \$9,902.50.
- A motion was made to Referred to the Risk Manager. The motion passed by voice vote/other.**
112. [30088](#) J. Moorefield, Automotive Resources International, for State of WI DOT - vehicle damage - \$628.00.
- This Claim was Referred to the Risk Manager**
113. [30089](#) C. Hackett, Allstate Property and Casualty Insurance Co. for D. Lickel - vehicle damage - \$8,249.10.
- A motion was made to Referred to the Risk Manager. The motion passed by voice vote/other.**

114. [30141](#) J. Spitzer-Resnick - vehicle damage - \$238.43.

This Claim was Refer to the Risk Manager

ANNOUNCEMENTS & INTRODUCTION OF ITEMS FROM THE FLOOR

[30266](#) To grant Class A Liquor, Class A Beer, Class B Beer, Class B Combination Liquor & Beer, Class C Wine 2013-2014 License Renewals with restrictions as previously approved and to include any change of corporate structure and amended conditions as set forth in the report.

A motion was made by Verveer, seconded by Bidar-Sielaff, to Refer to the ALCOHOL LICENSE REVIEW COMMITTEE. The motion passed by voice vote/other.

ADJOURNMENT @ 8:29 PM

A motion was made by Resnick, seconded by King, to Adjourn at 8:29 PM. The motion passed by voice vote/other.