



City of Madison

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

Meeting Minutes - Approved PUBLIC SAFETY REVIEW BOARD

Tuesday, June 10, 2008

5:00 PM

210 Martin Luther King, Jr. Blvd.
Room 103-A (City-County Building)

1. CALL TO ORDER / ROLL CALL

Present: 7 -

Paul E. Skidmore; Eli Judge; Larry Pasha; Tyrone W. Bell; Michael S. Scott; Terry E. Moen and Bret M. Gundlach

Excused: 1 -

Amy R. Smith

2. INTRODUCTION OF NEW MEMBER: Bret Gundlach

New member, Bret Gundlach, as well as other members introduced themselves.

3. ELECTION OF CHAIR & VICE-CHAIR OF PUBLIC SAFETY REVIEW BOARD

On a motion by Skidmore, seconded by Scott, Moen was re-elected as Chair; motion by Bell, seconded by Skidmore, Pasha was re-elected as Vice-Chair.

4. APPROVAL OF MINUTES

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

Excused: 1 -

Amy R. Smith

5. PUBLIC COMMENT

Rosemary Lee - 40 year resident of downtown Madison and community activist. Opposes Item #12 - Pilot Program for 2-way traffic on 400 block of West Gilman Street. If you are not able bodied it is hard to cross this street now as a one-way street - it will be even harder and more dangerous if two-way. It would eliminate parking spaces on West Gilman. Businesses are located on University or State Street corners, the rest is residential, so it wouldn't increase the businesses' trade that much. Safety should be paramount here. There are many who have signed petitions against changing the street to 2-way traffic.

Gregg Waterman - owes 4-unit apartment at 421 West Gilman. Also opposes Item #12 - the 120 day trial period is a waste of \$50,000. This lane of traffic would flow away from State Street so wouldn't give better circulation. Increased trade for businesses - they are clustered near intersections and are visible. There are 170 residential units and 2-way traffic will create compulsive drivers who will try to beat the light at University. Also concerned will create an overflow when Gorham Street is congested. Drivers will be on a downhill grade looking to the green light at the end, checking to their left but there are pedestrians coming from the right and elsewhere. Included in the Council packet is a document in which many oppositions are signed.

DISCUSSION ITEM

6. [10802](#) Discussion Item: Environmental Design & Presentation at City Planning & Next Steps

Skidmore moved/Pasha seconded to take this item out of order (before Public Comment) since staff had another commitment and had to leave by 5:45.

Brad Murphy, City Planning, attended this training. It was well attended - some 20-25 from several different departments. It gave an overview of crime prevention through environmental design, worldwide. The question is would the PSRB like this pursued in a more formal, rigorous manner? If so, what are the next steps? Need to find out where there are training opportunities, then budget specifically for this purpose. Scott added that there is a lot of detailed expertise out there - it is a well developed field and has been around for 30-35 years with planners, architects, etc. Sgt. Jim Dexheimer of the Madison Police Dept attended special training in Ottawa, Canada.

Mayoral Aide Joel Plant said the mayor wants to institutionalize this city-wide and then go into the private and/or non-profit sectors. "CPTED" (Crime Prevention Through Environmental Design) - can train city staff - more than just Police and Planning. Can also look for these skills in new hires and look for consulting outlets. There is very little formal CPTED actually being used in what he's seen. Standards could be set for private developers. It could be a very minimal cost with a large benefit. Perhaps money will be included in the 2009 budget for this. It would be too much for one person to do (a CPTED "czar") and also it is not just a police problem. Right now, Sgt. Dexheimer is the "go to" person, but Plant advocates against housing it all in one person.

Scott said nearly all city agencies have some part in CPTED so you can't funnel it through only one entity. Design review is only one part.

Plat said that right now CPTED is being done on a piecemeal basis. Several cities (like Gilbert, AZ) and countries (like Great Britain and Canada for example) have this in place as do developing communities. It is easier to do this fresh (as developing) rather than as when rebuilding. We want to have a holistic approach - the "natural step process." CAN start in key places and then blossom out. The N neighborhood Resource Teams (divided by police districts in the city) are a good platform from which to start.

Pasha was concerned about public authority and private property rights - are

there conflicts with this? Will the City make regulatory practices and the police enforce? Or may the City have the role of advising?

Murphy replied "education before regulation." There is the potential for an ordinance or regulation in the future. Moen stated that we want educated Fire and Police Departments to be influential with someone to take this on as a part of their job. Plant said that it would be an incremental training process - PSRB should recommend a framework for the preferred next steps and focal points. "Institutionalize it" - the long-term solution. Scott added that you don't always need mandatory codes; can have building design guidelines and standards by which planners appraise them.

A PSRB sub-committee on CPTED will consist of: Scott, Moen, Skidmore and perhaps Pasha.

REFERRALS FROM COMMON COUNCIL

7. [07734](#) SUBSTITUTE - Creating Sections 27.05(2)(aa), (bb), (cc), and (dd) and Section 29.20(21) of the Madison General Ordinances to require bulbs with an energy efficiency of at least thirty (30) lumens in some common areas and dwelling units in residential buildings.

Sponsors: Larry Palm and Brian L. Solomon

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

Moen spoke with George Dreckman in the city's recycling program, who felt there was a greater good in the overall use of these bulbs than the concern about the occasional bulb breaking and there being some small mercury leak. Moen felt that if LED could match the current energy efficient bulbs in two years, it would be preferable. Judge commended that he has seen the Sierra Club presentation 8-9 times and feels this is a good ordinance.

Staff wondered what the effects of broken bulbs and mercury from them would be. Moen would like to know the status of LED technology. If an alternative that has no harmful (mercury) problems could be found, it would be preferable. As a crime prevention ordinance, where is the 30 lumens mentioned? Many say it is too little for people to read/see by. These don't have to be fluorescent bulbs. Housing Committee minutes have much detail and PSRB members were encouraged to read them.

A motion was made by Skidmore, seconded by Scott, to Refer to the PUBLIC SAFETY REVIEW BOARD, due back on 7/8/2008. The motion passed by the following vote:

Excused: 1 -

Amy R. Smith

Ayes: 7 -

Eli Judge; Larry Pasha; Tyrone W. Bell; Michael S. Scott; Bret M. Gundlach; Paul E. Skidmore and Terry E. Moen

8. [10158](#) Adopting a policy regarding the use of security cameras by City agencies and directing agencies which use cameras to file their policies with the City Clerk's Office by September 15, 2008.

Sponsors: Brenda K. Konkel and Marsha A. Rummel

Attachments: [adhocfinalrpt.pdf](#)
[survey.pdf](#)
[surveysummary2.pdf](#)
[surveysummary2.pdf](#)
[2ndsurveysummary.pdf](#)
[zilavymemo.pdf](#)
[VIDEO CAMERA POLICIES.pdf](#)
[followupsurveysummary2.pdf](#)

Skidmore feels that this is a good public policy as well as built-in legal protection. Members asked if this was a Resolution or an APM (Administrative Procedure Memorandum) or both? Joel Plant (Mayor's Office) said that the mayor had requested an APM be done but this hadn't happened yet. Scott added that these are already in use - this policy would ask that agencies which use them, have their policy regulating them on record which would also assist from a legal standpoint. Pasha asked if the internal policies go far enough. Who is going to look at these? Who can extract data? Where will the camera tapes end up? Scott added that these are guidelines for guidelines if cameras are used.

Capt. Bach (Police) said there is already extensive use of cameras: in-car video has a policy and they are treated as public records. Surveillance (eg, Halloween) tapes are put in Evidence. IT and Madison Metro area also now big users of security cameras.

Plant said agencies have until 9/15/08 to file their policies - no mention of an APM so there is a discrepancy as it currently only is a Resolution.

Motion to approve the measure added the recommendation that language be included in the document to state that a mayoral APM will be part of the policy. Each department has its own policy - as opposed to a city-wide policy - because the needs and level of security are different for them.

A motion was made by Judge, seconded by Pasha, to RECOMMEND TO COUNCIL WITH THE FOLLOWING RECOMMENDATIONS - REPORT OF OFFICER. The motion passed by the following vote:

Excused: 1 -

Amy R. Smith

Ayes: 7 -

Eli Judge; Larry Pasha; Tyrone W. Bell; Michael S. Scott; Bret M. Gundlach; Paul E. Skidmore and Terry E. Moen

9. [10426](#) Amending Sec. 26.13(1) of the Madison General Ordinances creating a definition for performance space and adding this language into the definition of child safety zone.

Sponsors: Zachariah Brandon

This Ordinance has been reworked and redefined but it is still very vague. Members request the sponsor attend the July meeting. Is there a specific location this was drafted for? What is the issue it is trying to address? Are there laws on the books which already cover this?

Police feeling on this was asked for. Bach said that if the goal is to keep convicted sex offenders away and all the conditions listed have to be fulfilled, it would be difficult to utilize.

A motion was made by Bell, seconded by Judge, to Refer to the PUBLIC SAFETY REVIEW BOARD, due back on 7/8/2008. The motion passed by the following vote:

Excused: 1 -

Amy R. Smith

Ayes: 7 -

Eli Judge; Larry Pasha; Tyrone W. Bell; Michael S. Scott; Bret M. Gundlach; Paul E. Skidmore and Terry E. Moen

10. [10427](#)

Amending Section 1.08(3)(a) of the Madison General Ordinances to create a lower bail deposit for first time violations of MGO 34.31, unlawful fireworks.

Sponsors: Lauren Cnare and Satya V. Rhodes Conway

Both police and fire departments have an interest in this subject, but mostly police enforce. Many in police department feel the current fine amount seems punitive and excessive when compared to other violations. Often they leave it at a warning level rather than an inordinately high ticket amount. Police are not a "fireworks enforcement unit." Police Department would like to see the fine lowered and might then give more tickets; Fire Department also endorses this change. A second offense goes up to \$300 + costs. There is the potential for writing more tickets by police and therefore getting more of a deterrent in place. Skidmore asked that his disagreement with this ordinance change be noted.

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

Excused: 1 -

Amy R. Smith

Ayes: 6 -

Eli Judge; Larry Pasha; Tyrone W. Bell; Michael S. Scott; Bret M. Gundlach and Terry E. Moen

Noes: 1 -

Paul E. Skidmore

11. [10501](#)

Creating new Section 12.128(16), renumbering current Section 12.128(16) to Section 12.128(17), respectively, amending Section 12.141(2), and amending Section 1.08(3)(a) of the Madison General Ordinances to deter parking in front of and in close proximity to mailboxes located near the roadway.

Sponsors: Lauren Cnare and Judy Compton

Captain Bach said there was not ordinance nor statute which prohibits this, and that the U.S. Mail won't deliver mail if the box is blocked. Tickets are written upon the complaint of the resident - doesn't see this as having a huge impact on Police. Members felt this should continue to be something done only at the request of the resident.

A motion was made by Judge, seconded by Scott, to RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER. The motion FAILED the following vote: 6 Noes, 1 Abstention, 1 Excused

Captain Bach said there was not ordinance nor statute which prohibits this, and that the U.S. Mail won't deliver mail if the box is blocked. Tickets are written upon the complaint of the resident - doesn't see this as having a huge impact on Police. Members felt this should continue to be something done only at the request of the resident.

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

Excused: 1 -

Amy R. Smith

Noes: 6 -

Eli Judge; Larry Pasha; Tyrone W. Bell; Michael S. Scott; Bret M. Gundlach and Terry E. Moen

Abstentions: 1 -

Paul E. Skidmore

12. [10674](#)

Approving plans and specifications and authorizing the Board of Public Works to conduct a 120-day pilot for the testing of two-way traffic on the 400 block of West Gilman Street including traffic signal changes at the intersection of University Avenue and Gilman and Frances Street. (4th AD)

Sponsors: Michael E. Verveer

Attachments: [G. Waterman Letter to D. McCormick May 24 2008](#)
[G. Waterman Letter on W. Gilman Reconstruction 5/28/08](#)
[G. Waterman Letter to T. Crabb June 9 2008](#)
[Public Comment](#)
[Gilman St pilot G Waterman ltr 6.19.08.pdf](#)
[gilman two-way public hearing letter.pdf](#)
[June 11 2008 TCT Article Gilman Street 2 way traffic](#)
[June 19, 2008 G. Waterman Letter to Council.pdf](#)

Judge moved/Scott seconded to take this item out of order so that public comment and staff associated with the study could have input. Chris Petykowski of the City Engineering Department gave background relating to the project: a piece of State Street and adjacent streets adopted a plan in 2002 which would have changed the are to two-way traffic. West Gilman Street is currently, or soon to be, under construction. Engineering is considering one of the following three options: 1) right in/right out option - a two-way street option; 2) two-way street with an extra signal (timing on University Avenue signal); 3) keep the street one-way with a narrowing of the street to create more terrance area. Opposition came out in force initially against the 2-way street but now Alder Veveer has heard both sides and is now backing the test

for residents to try the 120-day test for 2-way movement to see how it would work before the city actually remodels the street.

Concerns include: traffic counts (how movement affects University Avenue), safety (accidents at both intersections) and evaluation of any economic vitality which might result from 2-way street.

Scott asked if the real impetus was to inject commercial vitality. Answer: yes, some. It is currently an ugly street and needs reconstruction. He would be inclined to have less motor vehicles and more pedestrians as an improved and more attractive street.

Captain Bach stated that the Central Police District Captain, Mary Schauf, does not really favor the 2-way street. The #1 issue is safety concerns - mostly pedestrians. It is already a complex intersection with a shortened signal. Traffic will be much worse with back up traffic flowing onto University on football Saturdays, etc. Feel may be asking for trouble with a 2-way street. State/Gilman/Broom would become the new problem area - the other end. Student safety is paramount. Stop sign would be confusing - what is needed is further discussion and better data - specific vehicle and pedestrian counts during the school term, not in summer (as test would have in part) - needs to be checked when UW is in session.

The cost for city staff to reset signals and redo signs would be about \$50,000. Feeling is that this should be kept a one-way street and enhance the terrace/sidewalk area with beautification.

Members felt a stop sign would be asking for crashes. We should ask what we can do with the street as its best use. The current proposal looks like a solution in search of a problem. All development along the way needs to ensure that large volumes of pedestrians can safely cross intersections. A two-way street compromises that. City needs to look for the best use of the area.

A motion was made by Skidmore, seconded by Pasha, to RECOMMEND TO COUNCIL TO PLACE ON FILE - REPORT OF OFFICER. The motion FAILED by the following vote:

Excused: 1 -

Amy R. Smith

Noes: 7 -

Larry Pasha; Tyrone W. Bell; Michael S. Scott; Bret M. Gundlach; Paul E. Skidmore; Eli Judge and Terry E. Moen

REPORTS

13. [08205](#) Standing Committee Report: Dane County Commission on Sensitive Crimes

Pasha reported that the committee has met and talked about mental health issue in the jail system. It is a growing problem - anti-depressants are a big issue there.

14. [10806](#) Standing Committee Report: 911 Center Committee

Skidmore noted that the committee has not yet met, but should be doing so soon.

15. [10398](#) 2007 Annual Report - Dane County Narcotics & Gang Task Force

Attachments: [Task Force 2007 Annual Report](#)

This was simply an informational attachment.

DISCUSSION ITEMS

16. [10808](#) Discussion Item: Summary on Mifflin Street Block Party 2008

This will be discussed at the July meeting - unanimous action on motion by Judge/seconded by Bell.

17. [10809](#) Discussion Item: Update on Rhythm & Booms Event 2008

Bach reported that no major changes are planned for this year. In order to address issues for continuity and communications, the command post has been moved from the event area to an off-site location. A second beer tent will be allowed this year - they hire some private security guards and police will assess after the event to see if there were any problems. The two tents have a degree of separation from one another. The beer tent was allowed to stay open for one hour after the fireworks ended last year (went without incident) so will allow both beer tents to do so this year.

18. **ADJOURNMENT**

A motion was made by Judge, seconded by Bell, to Adjourn. The motion passed by the following vote:

Excused: 1 -

Amy R. Smith

Ayes: 7 -

Tyrone W. Bell; Michael S. Scott; Bret M. Gundlach; Paul E. Skidmore; Eli Judge; Larry Pasha and Terry E. Moen