



# City of Madison

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

## Proceedings - Approved COMMON COUNCIL

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Tuesday, September 18, 2012

7:30 PM

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

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### ROLL CALL

#### 7:30 PM, MAYOR SOGLIN IN THE CHAIR.

**Present:** 21 - Paul R. Soglin  
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  
Jill Johnson  
Joseph R. Clausius  
Anita Weier  
Mark Clear  
Matthew J. Phair

#### NOTIFIED ABSENCES: NONE

#### OPENING REMARKS

1. [27635](#) Presentation: Poetry Recitation by Madison Poet Laureate - Wendy Vardaman.

**This Presentation was heard.**

#### 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.

**HONORING RESOLUTIONS**

- 2. [27267](#) Proclaiming September 11, 2012, as Protect Your Groundwater Day in the City of Madison.  
**Sponsors:** Satya V. Rhodes-Conway, Paul R. Soglin, Shiva Bidar-Sielaff, Lauren Cnare, Sue Ellingson, Michael E. Verveer, Matthew J. Phair, Anita Weier, Chris Schmidt, Marsha A. Rummel, Joseph R. Clausius, Brian L. Solomon, Paul E. Skidmore, Lisa Subeck, Bridget R. Maniaci, Steve King, Scott J. Resnick, Tim Bruer, Larry Palm, Jill Johnson and Mark Clear

**A motion was made by Rhodes-Conway, seconded by Ellingson, to Adopt. The motion passed by voice vote/other.**

Enactment No: RES-12-00741

- 3. [27666](#) Celebrating the 10th anniversary of the Thai Pavilion and Garden at Olbrich Botanical Gardens.  
**Sponsors:** Marsha A. Rummel, Larry Palm, Shiva Bidar-Sielaff, Tim Bruer, Joseph R. Clausius, Mark Clear, Lauren Cnare, Sue Ellingson, Jill Johnson, Steve King, Bridget R. Maniaci, Matthew J. Phair, Scott J. Resnick, Satya V. Rhodes-Conway, Chris Schmidt, Paul E. Skidmore, Paul R. Soglin, Brian L. Solomon, Lisa Subeck, Michael E. Verveer and Anita Weier

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

Enactment No: RES-12-00740

**PETITIONS AND COMMUNICATIONS**

**EARLY PUBLIC COMMENT**

**SPECIAL ORDER OF BUSINESS AT 7:45 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 7:45 PM**

**REPORT OF BOARD OF ESTIMATES**

- 4. [27455](#) 2013 Executive Capital Budget

A motion was made by Bidar-Sielaff, seconded by Schmidt, to Re-refer to the BOARD OF ESTIMATES. The motion passed by voice vote/other.

**BUSINESS PRESENTED BY THE MAYOR**

**APPOINTMENTS**

- 5. [27471](#) Report of the Mayor submitting citizen committee appointments (introduction 9-4-2012; action 9-18-2012).

**Sponsors:** Paul R. Soglin

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

- 6. [27657](#) Report of the Mayor submitting alder committee appointments.

**Sponsors:** Paul R. Soglin

A motion was made by Bidar-Sielaff, seconded by Schmidt, to Confirm Under Suspension of Rules 2.04, 2.05, 2.24 & 2.25. The motion passed by voice vote/other.

- 7. [27658](#) Report of the Mayor submitting citizen committee appointments (introduction 9-18-2012; action 10-2-2012).

**Sponsors:** Paul R. Soglin

Confirm 10-2-12.

A motion was made by Bidar-Sielaff, seconded by Schmidt, to Refer to the COMMON COUNCIL. The motion passed by voice vote/other.

**ORDINANCES**

- 8. [26604](#) FOURTH SUBSTITUTE Amending Section 24.12 of the Madison General Ordinances to prohibit panhandling in the State Street Mall/Capitol Concourse and to eliminate the panhandling restriction in front of nonresidential buildings.

**Sponsors:** Paul R. Soglin, Michael E. Verveer and Steve King

**A motion was made by Verveer, seconded by Schmidt, to Adopt. The motion passed by the following vote:**

- Ayes:** 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  
Chris Schmidt  
Satya V. Rhodes-Conway  
Sue Ellingson  
Tim Bruer  
Larry Palm  
Jill Johnson  
Joseph R. Clausius  
Anita Weier  
Mark Clear  
Matthew J. Phair

**Noes:** 1 - Brian L. Solomon

**Non Voting:** 1 - Paul R. Soglin

Enactment No: ORD-12-00113

## REPORTS OF OFFICERS

### REPORT OF ALCOHOL LICENSE REVIEW COMMITTEE

- 9. [27665](#) Alcohol License Review Committee Report of Operator License Applications September 18, 2012 See attached report for list of operators.

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

### REPORT OF BOARD OF ESTIMATES

10. [26893](#) Accepting the report of the Emerald Ash Borer Taskforce and adopting the recommendations contained therein.
- Sponsors:** Paul R. Soglin, Joseph R. Clausius, Mark Clear, Paul E. Skidmore, Marsha A. Rummel and Michael E. Verveer
- A motion was made by Bidar-Sielaff, seconded by Schmidt, to Adopt with the Recommendation(s). The motion passed by voice vote/other.**
- Enactment No: RES-12-00729
11. [27390](#) Approving Facade Improvement Grants to 1525 Williamson Street (Brew and Grow) and 2437 & 2439 Atwood Avenue (Madison Brewery).
- Sponsors:** Marsha A. Rummel
- A motion was made by Bidar-Sielaff, seconded by Schmidt, to Adopt. The motion passed by voice vote/other.**
- Enactment No: RES-12-00715
12. [27406](#) Approving \$108,000 in Federal HOME funds to provide additional down payment assistance to qualified homebuyers through Movin' Out, Inc.
- Sponsors:** Tim Bruer, Lauren Cnare and Matthew J. Phair
- A motion was made by Bidar-Sielaff, seconded by Schmidt, to Adopt. The motion passed by voice vote/other.**
- Enactment No: RES-12-00716
13. [27410](#) Authorizing the Mayor, City Clerk and Chief of Police to accept the FY 2012 Edward Byrne Memorial Justice Assistance Grant award in the amount of \$109,537 and to utilize these funds to support several law enforcement initiatives.
- Sponsors:** Paul R. Soglin
- A motion was made by Bidar-Sielaff, seconded by Schmidt, to Adopt. The motion passed by voice vote/other.**
- Enactment No: RES-12-00717
14. [27469](#) Create the classification of "Neighborhood Resource Coordinator" in CG18, Range 10, and allocate position #4391 to this new classification.
- Sponsors:** Paul R. Soglin
- A motion was made by Bidar-Sielaff, seconded by Schmidt, to Adopt. The motion passed by voice vote/other.**

Enactment No: RES-12-00718

- 15. [27509](#) Amending Section 3.54(1)(b) of the Madison General Ordinances by creating the classification of "Neighborhood Resource Coordinator" in Compensation Group 18, Range 10.

**Sponsors:** Paul R. Soglin

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

Enactment No: ORD-12-00110

- 16. [27510](#) Amending Section 3.54(1)(b) of the Madison General Ordinances by deleting the classification of "Parking Enforcement Supervisor" in Compensation Group 18, Range 05, and recreating the classification of "Parking Enforcement Supervisor" in Compensation Group 18, Range 08.

**Sponsors:** Paul R. Soglin

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

Enactment No: ORD-12-00111

- 17. [27511](#) Recreate a 1.0 FTE Parking Enforcement Supervisor (CG18-05) position, currently occupied by S. Niesen (#3750), as a Parking Enforcement Supervisor in CG18, R08, within the Police Department budget and reallocate the incumbent to the new position.

**Sponsors:** Paul R. Soglin

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

Enactment No: RES-12-00719

- 18. [27514](#) SUBSTITUTE -- Authorizing the Issuance of \$15,210,000 General Obligation Corporate Purpose Bonds, Series 2012-C, of the City of Madison, Wisconsin, Providing the Details Thereof, Establishing Interest Rates Thereon and Levying Taxes Therefore.

**Sponsors:** Paul R. Soglin and Michael E. Verveer

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

Enactment No: RES-12-00738

**AGENDA NOTE: The Board of Estimates will be meeting on Tuesday, September 18, 2012 and a recommendation will be made from the floor. This item requires 15 votes to pass.**

- 19. [27515](#) Authorizing the Chief of Police to host the Northwestern University School of Police Staff and Command (SPSC), and to execute a contract with Northwestern and accept registration fees for course attendance.

**Sponsors:** Paul R. Soglin

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

Enactment No: RES-12-00720

- 20. [27523](#) Authorizing the Mayor and Chief of Police to accept a grant totaling \$16,634 from the Wisconsin Department of Transportation for continuing the 2012-2013 Pedestrian/Bicycle Ambassador Program.

**Sponsors:** Sue Ellingson

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

Enactment No: RES-12-00721

- 21. [27522](#) SUBSTITUTE -- Authorizing the Issuance of \$39,655,000 General Obligation Promissory Notes, Series 2012-A, and \$12,240,000 Taxable General Obligation Promissory Notes, Series 2012-B, all of the City of Madison, Wisconsin, Providing the Details Thereof, Establishing Interest Rates Thereon and Levying Taxes Therefore

**Sponsors:** Paul R. Soglin

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

Enactment No: RES-12-00739

**AGENDA NOTE: The Board of Estimates will be meeting on Tuesday, September 18, 2012 and a recommendation will be made from the floor. This item requires 15 votes to pass.**

22. [27530](#) Authorizing a double-fill of a Transit Operations Supervisor

**Sponsors:** Paul R. Soglin

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

Enactment No: RES-12-00722

23. [27545](#) Transferring funds from Major Streets to Lien Road in order to close the Lien Road project.

**Sponsors:** Joseph R. Clausius

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

Enactment No: RES-12-00723

**REPORT OF BOARD OF PUBLIC WORKS**

24. [27373](#) Accepting improvements and assessing benefits for Watts Road-Walmart West Driveway Traffic Signal District. (1st AD)

**Sponsors:** BOARD OF PUBLIC WORKS

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

Enactment No: RES-12-00724

25. [27382](#) Correcting a clerical error in RES-12-00097 and Determining a Public Purpose and Necessity and adopting Transportation Project Plat No. 5992-08-07 - 4.11 Amendment No: 1 Mineral Point Road / CTH S & South Junction Road / CTH M- South Junction Road, City of Madison, Dane County, Wisconsin for the acquisition of Plat of Land Interests required.

**Sponsors:** Paul E. Skidmore

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

Enactment No: RES-12-00725



- 26.     [27387](#)           Accepting improvements and assessing benefits for **Landmark Place** Streetlight Improvement District. (14th AD)  
**Sponsors:**       BOARD OF PUBLIC WORKS

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

Enactment No: RES-12-00726
  
- 27.     [27445](#)           Assessing Benefits - North Frances Street Resurfacing Assessment District - 2011.  
**Sponsors:**       BOARD OF PUBLIC WORKS

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

Enactment No: RES-12-00727
  
- 28.     [27472](#)           Approving and Adopting a Policy for Interchange Assessment.  
**Sponsors:**       BOARD OF PUBLIC WORKS

**A motion was made by Bidar-Sielaff, seconded by Schmidt, to Accept. The motion passed by voice vote/other.**
  
- 29.     [27477](#)           Accepting improvements and assessing benefits for the Old Sauk Road-North Westfield Road Traffic Signal Assessment District, and rescinding previous Leg. File 27042, Enactment No. RES-12-00606. (9th AD)  
**Sponsors:**       BOARD OF PUBLIC WORKS

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

Enactment No: RES-12-00728
  
- 30.     [27480](#)           Authorizing the Mayor and City Clerk to request a minor amendment to the environmental corridor from the Capital Area Regional Planning Commission.  
**Sponsors:**       Paul E. Skidmore

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

Enactment No: RES-12-00742

- 31. [27516](#) Approving plans and specifications and authorizing the Board of Public Works to advertise and receive bids for Contract No. 6962, South Point Road Public Works Storage Building. (19th AD)

**Sponsors:** BOARD OF PUBLIC WORKS

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

Enactment No: RES-12-00730

- 32. [27536](#) Awarding Public Works Contract No. 6922, Syene Road Assessment District - 2012.

**Sponsors:** BOARD OF PUBLIC WORKS

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

Enactment No: RES-12-00731

- 33. [27537](#) Awarding Public Works Contract No. 6935, Sauk Creek Sanitary Access Road, Phase 2.

**Sponsors:** BOARD OF PUBLIC WORKS

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

Enactment No: RES-12-00732

- 34. [27539](#) Awarding Public Works Contract No. 6942, Warner Lagoon Outlet Culvert Repair.

**Sponsors:** BOARD OF PUBLIC WORKS

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

Enactment No: RES-12-00733

- 35. [27585](#) Declaring the City of Madison's intention to exercise its police powers establishing the Lake Mendota Drive (5510-5520) Sanitary Sewer Assessment District - 2012. (19th AD)

**Sponsors:** BOARD OF PUBLIC WORKS

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

Enactment No: RES-12-00734

**REPORT OF LANDMARKS COMMISSION**

36. [26539](#) 627 East Gorham Street - Landmark Nomination

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

37. [26540](#) 633 East Gorham Street - Landmark Nomination

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

**REPORT OF DEPARTMENT OF PLANNING AND COMMUNITY AND ECONOMIC DEVELOPMENT**

38. [27631](#) Authorizing the Mayor and City Clerk to execute appropriate documents to amend a use restriction on an apartment building at 2801 Dryden Drive. 12th Ald. District.

Sponsors: PLAN COMMISSION

A motion was made by Bidar-Sielaff, 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-12-00735

39. [27652](#) Approving a Certified Survey Map of property owned by Doty Street Partners, LLC located at 211 S. Bedford Street and 541-553 W. Doty Street. 4th Ald. Dist.

Sponsors: Common Council By Request

A motion was made by Bidar-Sielaff, 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-12-00743

40. [27653](#) Approving a Certified Survey Map of property owned by John W. Thompson and Jane A. Bartell located at 5206 Harbor Court. 19th Ald. Dist.

Sponsors: Common Council By Request

A motion was made by Bidar-Sielaff, 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.

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Enactment No: RES-12-00736

**REPORT OF RISK MANAGER**

41. [26861](#) J. Newmister, State Farm Mutual Automobile Insurance Co. for N. Mullen, P.O. Box 2371, Bloomington, IL 61702-2371 - vehicle damage - \$1,420.45.

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

42. [27391](#) B. Vales, 6703 Park Ridge Dr., Madison, 53719 - vehicle damage - \$3,404.85.

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

43. [27392](#) C. Gardner, 5309 Brody Dr., # 103, Madison, 53705 - vehicle damage - \$856.45.

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

44. [27395](#) American Family Insurance for B. Wright, 1510 Jenifer St., Madison, 53703 - vehicle damage - \$7,761.28.

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

45. [27439](#) N. Brayshaw, 4805 McKenna Blvd., Monona, 53716 - property damage - greater than \$1.00.

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

**REPORT OF SOLID WASTE ADVISORY COMMITTEE**

46. [27347](#) SUBSTITUTE. Authorizing the City to participate in negotiations and, if necessary, arbitration with Dane County regarding the County's Rodefild Landfill expansion application, creating the Rodefild Landfill Expansion City Negotiating Team Committee and authorizing the Mayor to appoint members to the Rodefild Landfill expansion local committee and the Rodefild Landfill Expansion City Negotiating Team Committee.

**Sponsors:** Paul R. Soglin

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

Enactment No: RES-12-00737

**REPORT OF TRANSIT/ PARKING COMMISSION**

- 47. [26603](#) THIRD ALTERNATE Amending Sections 12.915(8)(a) and (b) and Section 11.06(3)(r) of the Madison General Ordinances to prohibit taxicabs waiting for passengers on State Street and permits them to provide service on State Street between the hours of 7:00 p.m. and 4:00 a.m.

**Sponsors:** Michael E. Verveer and Lisa Subeck

Enactment No: ORD-12-00112

**The Common Council took a brief recess**

**The Common Council reconvened**

- Present:** 21 - Paul R. Soglin  
 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  
 Jill Johnson  
 Joseph R. Clausius  
 Anita Weier  
 Mark Clear  
 Matthew J. Phair

- [26603](#) **AMENDED** THIRD ALTERNATE Amending Sections 12.915(8)(a) and (b) and Section 11.06(3)(r) of the Madison General Ordinances to prohibit taxicabs waiting for passengers on State Street and permits them to provide service on State Street between the hours of **10:00** p.m. and 4:00 a.m.

**Sponsors:** Michael E. Verveer and Lisa Subeck

**A motion was made by Schmidt, seconded by Bidar-Sielaff, to Adopt the Following Amendment: to provide service on State Street between the hours of midnight and 4:00 a.m. The motion failed voice vote/other.**

**Noes:** 21 - 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  
Jill Johnson  
Joseph R. Clausius  
Anita Weier  
Mark Clear  
Matthew J. Phair  
Paul R. Soglin

**A motion was made by Clear, seconded by Maniaci, to Adopt the Following Amendment: To strike clause 4 from the resolution. The motion failed voice vote/other.**

**A motion was made by Verveer, seconded by Cnare, to Adopt With Amendment(s). The motion passed by the following vote:**

**Ayes:** 9 - Lisa Subeck  
Bridget R. Maniaci  
Lauren Cnare  
Marsha A. Rummel  
Steve King  
Scott J. Resnick  
Larry Palm  
Mark Clear  
Matthew J. Phair

**Noes:** 11 - Michael E. Verveer  
Shiva Bidar-Sielaff  
Paul E. Skidmore  
Brian L. Solomon  
Chris Schmidt  
Satya V. Rhodes-Conway  
Sue Ellingson  
Tim Bruer  
Jill Johnson  
Joseph R. Clausius  
Anita Weier

**Non Voting:** 1 - Paul R. Soglin

Enactment No: ORD-12-00112

**ITEMS REFERRED TO THIS MEETING**

**ORDINANCES**

- 48. [27517](#) Adopting and confirming Revision No. 279 of the Madison General Ordinances as of June 15, 2012 to incorporate the changes pursuant to Wis. Stat. § 66.0103.

**Sponsors:** Common Council By Request

**A motion was made by Bidar-Sielaff, 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: ORD-12-00114

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

**ORDINANCES**

- 49. [27630](#) Amending Section 3.54(1)(b) of the Madison General Ordinances by creating the classification of "Housing Initiatives Specialist" in Compensation Group 18, Range 10.

**Sponsors:** Paul R. Soglin

Common Council Meeting October 2, 2012

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

- 50. [27645](#) Amending Section 24.04(7)(a) of the Madison General Ordinances to better specify where refuse collection vehicles may operate after hours.

**Sponsors:** Bridget R. Maniaci

Additional Referral: Solid Waste Advisory Committee

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

51. [27649](#) Creating Section 28.06(2)(a)3627. of the Madison General Ordinances rezoning property from C4 Central Commercial District and C3 Highway Commercial District to PUD(GDP) Planned Unit Development (General Development Plan) District and creating Section 28.06(2)(a)3628. 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 2 commercial buildings and MFD Administration Building to allow construction of a mixed-use building with 250 apartments and 60,000 sq. ft. of retail and office space. 4th Aldermanic District; 305-325 West Johnson Street.

**Sponsors:** Planning Division

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

52. [27651](#) Creating Section 28.06(2)(a)3629. 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)3630. of the Madison General Ordinances rezoning property from Amended PUD(GDP) Planned Unit Development (General Development Plan) District to PUD(SIP) Planned Unit Development (Specific Implementation Plan) District. Proposed Use: Construct 176-unit apartment building. 4th Aldermanic District; 306 West Main Street.

**Sponsors:** PLAN COMMISSION

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

**RESOLUTIONS**

53. [27596](#) Authorizing the City Engineering Division to issue a Request for Qualifications/Request for Proposals for a Sanitary Sewer Lateral Warranty Program to be made available to interested homeowners at no cost to the City.

**Sponsors:** Paul R. Soglin, Shiva Bidar-Sielaff, Anita Weier, Chris Schmidt, Lauren Cnare, Mark Clear, Scott J. Resnick, Michael E. Verveer, Paul E. Skidmore, Joseph R. Clausius and Matthew J. Phair

**A motion was made by Bidar-Sielaff, seconded by Schmidt, to Refer to the BOARD OF PUBLIC WORKS. The motion passed by voice vote/other.**



54. [27656](#) BY TITLE ONLY - Creating an Ad Hoc 800 Block East Washington Property Committee to approve and release the Request for Proposals and review and select proposals submitted for recommendation to the Common Council in accordance with the process recommendation outlined in the Land Banking RFP Process Report.

**Sponsors:** Bridget R. Maniaci

Common Council Organizational Committee 10-30-12, Common Council 11-13-12.

**A motion was made by Bidar-Sielaff, seconded by Schmidt, to Refer to the COMMON COUNCIL ORGANIZATIONAL COMMITTEE. The motion passed by voice vote/other.**

55. [27626](#) Accepting a Permanent Limited Easement for Public Pedestrian/Bicycle Path Purposes and Public Sanitary Sewer Purposes from University of Wisconsin Credit Union across a property located at 1422 Northport Drive.

**Sponsors:** Anita Weier

**A motion was made by Bidar-Sielaff, seconded by Schmidt, to Refer to the BOARD OF PUBLIC WORKS. The motion passed by voice vote/other.**

56. [27629](#) Submitting the appointment of Bradley J. Wirtz for confirmation of a five-year term as the Human Resources Director.

**Sponsors:** Paul R. Soglin

**A motion was made by Bidar-Sielaff, seconded by Schmidt, to Refer to the BOARD OF ESTIMATES. The motion passed by voice vote/other.**

57. [27632](#) To approve the 2013 Operating Plan for Madison's Central Business Improvement District (#1).

**Sponsors:** Michael E. Verveer and Scott J. Resnick

**A motion was made by Bidar-Sielaff, seconded by Schmidt, to Refer to the DOWNTOWN COORDINATING COMMITTEE. The motion passed by voice vote/other.**

58. [27636](#) Authorizing the Traffic Engineering and City Engineering Divisions to assist N. Sherman Avenue residents, stakeholders and District Twelve Alder Satya Rhodes-Conway in conducting a transportation planning exercise to determine options for an appropriate roadway cross-section for N. Sherman Avenue, from Roth Street to Northport Drive.

**Sponsors:** Satya V. Rhodes-Conway

**A motion was made by Bidar-Sielaff, seconded by Schmidt, to Refer to the COMMON COUNCIL. The motion passed by voice vote/other.**

- 59. [27647](#) Amending the 2012 Parks Division Capital Budget and Authorizing the Mayor and City Clerk to enter into an agreement with Hammel, Green, Abrahamson, Inc. to provide professional architectural programming and conceptual (schematic) design services for the Olbrich Botanical Gardens Renovation and Expansion project in the amount of \$215,000.

Sponsors: Marsha A. Rummel and Larry Palm

**A motion was made by Bidar-Sielaff, seconded by Schmidt, to Refer to the BOARD OF ESTIMATES. The motion passed by voice vote/other.**

- 60. [27650](#) Authorizing the City Treasurer to invest the Forest Hill Perpetual Care Fund pursuant to the provisions of Chapter 881, Wisconsin Statutes

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

**A motion was made by Bidar-Sielaff, seconded by Schmidt, to Refer to the BOARD OF ESTIMATES. The motion passed by voice vote/other.**

**LICENSES**

- 61. [27683](#) Public Hearing - New License  
Blazin Wings, Inc. • dba Buffalo Wild Wings #414  
789 University Ave • Agent: Richard Tolbert • Estimated Capacity: 229  
Class B Combination Liquor & Beer • 25% alcohol, 75% food  
Aldermanic District 8 (Alder Resnick) • Police Sector 402

**This License was Referred for Public Hearing to the ALCOHOL LICENSE REVIEW COMMITTEE**

- 62. [27684](#) Public Hearing - New License  
Blazin Wings, Inc. • dba Buffalo Wild Wings #413  
240 East Towne Mall • Agent: Richard Tolbert • Estimated Capacity: 312  
interior/40 exterior  
Class B Combination Liquor & Beer • 25% alcohol, 75% food  
Aldermanic District 17 (Alder Clausius) • Police Sector 631

**This License was Referred for Public Hearing to the ALCOHOL LICENSE REVIEW COMMITTEE**

63. [27685](#) Public Hearing - New License  
Tango Bravo Inc • dba The Roman Candle  
100 N Hamilton • Agent: James Ember • Estimated Capacity: 525  
Class B Combination Liquor & Beer • 6% alcohol, 94% food  
Aldermanic District 4 (Alder Verveer) • Police Sector 406 • Density Area

**This License was Referred for Public Hearing to the ALCOHOL LICENSE REVIEW COMMITTEE**

64. [27686](#) Public Hearing - New License  
Smart Women Love Pizza, LLC • dba S2 Pizza Bar  
558 State St • Agent: Greg Wolfson • Estimated Capacity: 100  
Class B Beer & Class C Wine • 10% alcohol, 90% food  
Aldermanic District 2 (Alder Maniaci) • Police Sector 403 • Density Area

**This License was Referred for Public Hearing to the ALCOHOL LICENSE REVIEW COMMITTEE**

## **PRESENTATION OF CLAIMS AGAINST THE CITY OF MADISON**

### **CLAIMS - REFER TO RISK MANAGER**

65. [27567](#) Vincent Scipior, Coyne, Schultz, Becker & Bauer, S.C. Law Firm, attorney for Estate of K. Remington, 501 S. Division St., New Lisbon, 53950 - wrongful death - \$250,000.00.

**A motion was made by Bidar-Sielaff, seconded by Schmidt, to Refer to the Risk Manager. The motion passed by voice vote/other.**

66. [27569](#) Vincent Scipior, Coyne, Schultz, Becker & Bauer, S.C. Law Firm, attorney for R. Remington, 501 S. Division St., New Lisbon, 53950 - wrongful death - \$250,000.00.

**A motion was made by Bidar-Sielaff, seconded by Schmidt, to Refer to the Risk Manager. The motion passed by voice vote/other.**

67. [27570](#) Vincent Scipior, Coyne, Schultz, Becker & Bauer, S.C. Law Firm, attorney for R. Remington, 501 S. Division St., New Lisbon, 53950 - wrongful death - \$250,000.00.

**A motion was made by Bidar-Sielaff, seconded by Schmidt, to Refer to the Risk Manager. The motion passed by voice vote/other.**

- 68. [27663](#) M. Hamm, 4210 Mohawk Dr., Madison, 53711 - vehicle damage - \$653.98.

**A motion was made by Bidar-Sielaff, seconded by Schmidt, to Refer to the Risk Manager. The motion passed by voice vote/other.**

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.

- 69. [27581](#) Authorizing the execution of a Purchase Agreement with the Natural Heritage Land Trust, Inc. for the City's acquisition of lands (the Wheeler Triangle") for the expansion of the Cherokee Marsh Conservation Park.  
**Sponsors:** Paul R. Soglin, Anita Weier, Joseph R. Clausius, Mark Clear and Paul E. Skidmore
- 70. [27586](#) Accepting the Final Report of the President's Work Group: Development of Alder Position Description/Role and implementing recommendations contained within the report.  
**Sponsors:** Shiva Bidar-Sielaff, Tim Bruer, Mark Clear, Lauren Cnare, Sue Ellingson, Steve King, Bridget R. Maniaci, Matthew J. Phair, Satya V. Rhodes-Conway, Chris Schmidt and Anita Weier

**ANNOUNCEMENTS & INTRODUCTION OF ITEMS FROM THE FLOOR**

- [26949](#) BY TITLE ONLY - Establishing a TIF Policy Review Ad Hoc Committee  
**Sponsors:** Chris Schmidt

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

- [27694](#) Seeking Common Council approval of the 2012 Art in Public Places funding awards as recommended by the Madison Arts Commission.  
**Sponsors:** Satya V. Rhodes-Conway, Shiva Bidar-Sielaff, Michael E. Verveer and Marsha A. Rummel  
Additional Referral: Madison Arts Commission

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

- [27696](#) Amending Section 38.05(10) of the Madison General Ordinances to provide procedures for the auditing of alcohol licensed premises operating as restaurants.  
**Sponsors:** Shiva Bidar-Sielaff, Lisa Subeck and Michael E. Verveer

**This Ordinance was Referred to the ALCOHOL LICENSE REVIEW COMMITTEE**

**ADJOURNMENT @ 1:10 AM**

A motion was made by Bidar-Sielaff, seconded by King, to Adjourn at 1:10 a.m.  
The motion passed by voice vote/other.