



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, July 16, 2013

6:30 PM

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

5:00 PM and 6:30 PM MEETING

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

CONVENE AS COMMITTEE OF THE WHOLE

ROLL CALL @ 5:00 PM

This was Convene into Committee of the Whole

Present: 18 - Lisa Subeck
Ledell Zellers
Lauren Cnare
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
Anita Weier
Mark Clear
Matthew J. Phair

Excused: 3 - Paul R. Soglin
Michael E. Verveer
Joseph R. Clausius

Speaking Guidelines: Public testimony will not be taken at the Committee of the Whole

NOTIFIED ABSENCES: None

- 1. [30892](#) Common Council Committee of the Whole Discussion on the 2014 Budget (continued from June 18, 2013).

ADJOURN COMMITTEE OF THE WHOLE @ 6:10PM

This was Come out of Committee of the Whole and Reconvene meeting

ROLL CALL @ 6:30PM

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

COMMON COUNCIL - RECONVENE AT 6:30 PM

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.

HONORING RESOLUTIONS

2. [30814](#) Congratulating our Bolivian community on the celebration of Bolivia's independence and thanking them for their ongoing contributions to the City of Madison.

Sponsors: Shiva Bidar-Sielaff, Chris Schmidt, Paul R. Soglin, David Ahrens, Maurice S. Cheeks, Joseph R. Clausius, Mark Clear, Lauren Cnare, Denise DeMarb, 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 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-13-00536

3. [30911](#) Honoring Charles D. Rosa and directing City Employees to return to the correct pronunciation of Rosa Road.

Sponsors: Chris Schmidt and Mark Clear

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

Enactment No: RES-13-00537

PETITIONS AND COMMUNICATIONS

EARLY PUBLIC COMMENT

SPECIAL ORDER OF BUSINESS AT 6:45 PM

PRESENTATION OF CONSENT AGENDA

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

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

PUBLIC HEARINGS - BEGIN AT 6:45 PM

REPORT OF PLAN COMMISSION

4. [30451](#) Amending Section 28.067(3)(a) and Section 28.068(3)(a) of the Madison General Ordinances to establish front yard setback standards appropriate for buildings smaller than those regulated by Sec. 33.24(4)(f).

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

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

Enactment No: ORD-13-00127

5. [30452](#) SUBSTITUTE Creating Section 28.031(2)(d) of the Madison General Ordinances to allow for an exception to the sidewall offset requirement for single family homes.

Sponsors: Lisa Subeck

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

Enactment No: ORD-13-00128

6. [30568](#) Creating Section 28.022 -- 00062. of the Madison General Ordinances rezoning property from DR-2 (Downtown Residential 2) District to UMX (Urban Mixed Use) District. Proposed Use: No change; this amendment corrects a mapping error. Comprehensive Plan Recommendation: Mansion Hill Residential Sub-District; 2nd Aldermanic District; 240 W. Gilman.

Sponsors: Ledell Zellers

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

Enactment No: ORD-13-00129

REPORT OF BOARD OF PUBLIC WORKS

7. [30397](#) Approving Schedule Of Assessments For World Dairy Campus 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-13-00538

8. [30681](#) Approving Schedule Of Assessments For Wolfe Addition to Hawk's Creek Assessment District - 2013.

Sponsors: BOARD OF PUBLIC WORKS

Refer to the Common Council meeting on 8/6/13.

A motion was made by Schmidt, seconded by Resnick, to Refer to a future Meeting to Adopt to the COMMON COUNCIL. The motion passed by voice vote/other.

END OF PUBLIC HEARINGS

BUSINESS PRESENTED BY THE MAYOR

CONFIRMATION HEARING

9. [30156](#) Submitting the appointment of Thomas O. Heikkinen for confirmation of a five-year term as the Water Utility General Manager.

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-13-00579

APPOINTMENTS

10. [30725](#) Report of the Mayor submitting citizen committee appointments (introduction 7-2-2013; action 7-16-2013).

Sponsors: Paul R. Soglin

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

RESOLUTIONS

11. [30879](#) Establishing "77 Square Miles Surrounded by Reality" as the official motto of the City of Madison.

Sponsors: Paul R. Soglin

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

A motion was made by Clear, seconded by Resnick, to Take Off The Table. The motion passed by voice vote/other.

A motion was made by Clear, seconded by Resnick, to Adopt With Amendment: Strike every occurrence of the word "motto" in the title and body and replace with the word "punchline." The motion failed by the following vote:

Ayes: 10 - Lisa Subeck
Ledell Zellers
Scott J. Resnick
Paul E. Skidmore
Maurice S. Cheeks
Sue Ellingson
David Ahrens
Denise DeMarb
Anita Weier
Mark Clear

Noes: 9 - Lauren Cnare
Michael E. Verveer
Shiva Bidar-Sielaff
Marsha A. Rummel
Steve King
Chris Schmidt
Larry Palm
Joseph R. Clausius
Matthew J. Phair

Abstentions: 1 - John Strasser

Non Voting: 1 - Paul R. Soglin

BUSINESS PRESENTED BY THE PRESIDENT OF THE COMMON COUNCIL

12. [28920](#) Supporting Worker's Rights at the UW Hospitals and Clinics for the Good of the City.

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

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. Ald. Bidar-Sielaff and Ald. King both recused themselves from this item.

Enactment No: RES-13-00540

REPORTS OF OFFICERS

REPORT OF BOARD OF ESTIMATES

13. [29351](#) SUBSTITUTE Accepting a Selection Committee's recommendation of the Gorman & Company, Inc. proposal for the purchase and redevelopment of City-owned properties located at 2504, 2507 and 2340 East Washington Avenue (Union Corners) and authorizing the execution of a Purchase and Sale Agreement with Gorman & Company, Inc. for the purchase and redevelopment of these properties and amending the 2013 PCED adopted capital budget to recognize as TID 37 financial activity \$6,000,000 in both sales proceeds revenues and financial assistance expenditures (a TID loan).

Sponsors: Marsha A. Rummel, Paul R. Soglin and Larry Palm

A motion was made by Schmidt, seconded by Clear, to Adopt - 15 Votes Required. The motion passed by voice vote/other. Alld. Bidar-Sielaff requested to be recused from this item.

Enactment No: RES-13-00541

AGENDA NOTE: Economic Development Committee will be meeting on July 11, 2013, and a recommendation will be made from the floor.

14. [30546](#) Establishing rules and procedures for Common Council deliberations on the City of Madison's 2014 Capital and Operating Budgets.

Sponsors: Chris Schmidt

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

Enactment No: RES-13-00542

15. [30552](#) Expressing support for a contract with Brian Joiner and Associates to identify ways that the City can promote effective development and support of Madison's non-profit sector.

Sponsors: Paul R. Soglin, Lauren Cnare, Joseph R. Clausius, Denise DeMarb, David Ahrens, Matthew J. Phair, Sue Ellingson, Scott J. Resnick, Michael E. Verveer, John Strasser and Ledell Zellers

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

Enactment No: RES-13-00543

AGENDA NOTE: Community Development Block Grant Committee will be meeting on July 11, 2013, and a recommendation will be made from the floor.

16. [30623](#) Authorizing the Mayor and City Clerk to execute a Lease with James G. Montgomery for a portion of the City's East Rail Corridor located adjacent to 2312-2314 Atwood Avenue.

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-13-00544

17. [30649](#) Approving a contract with the Village of Shorewood Hills for the City to provide fire protection, medical services and prevention services .

Sponsors: Paul R. Soglin, Shiva Bidar-Sielaff, Larry Palm, Paul E. Skidmore and Chris Schmidt

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

Enactment No: RES-13-00545

18. [30663](#) Approving the Request for Proposals (RFP) for the Judge Doyle Square project and directing follow-up actions for the Judge Doyle Square Committee.

Sponsors: Paul R. Soglin, Shiva Bidar-Sielaff and Michael E. Verveer

A motion was made by Clear, seconded by King, to Adopt the Following Amendment: To strike number two in its entirety from the RFP Requirements. The motion failed by the following vote:

Ayes: 9 - Steve King
Scott J. Resnick
Paul E. Skidmore
Maurice S. Cheeks
Chris Schmidt
Sue Ellingson
John Strasser
Mark Clear
Matthew J. Phair

Noes: 10 - Lisa Subeck
Ledell Zellers
Lauren Cnare
Michael E. Verveer
Shiva Bidar-Sielaff
Marsha A. Rummel
David Ahrens
Denise DeMarb
Joseph R. Clausius
Anita Weier

Abstentions: 1 - Larry Palm

Non Voting: 1 - Paul R. Soglin

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

19. [30676](#) Authorizing the Mayor, City Clerk and Chief of Police to apply for and accept the FY 2013 Edward Byrne Memorial Justice Assistance Grant award in the amount of \$103,161 and to utilize these funds to support several law enforcement initiatives

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-13-00547

20. [30694](#) Amending the budgets of SR56 Housing Rehabilitation Services Fund and SR51 Home-Buy Fund to transfer \$150,000 from SR56 Housing Rehabilitation Services Fund to SR61 Homebuyer's Assistance Fund.

Sponsors: Paul R. Soglin, Sue Ellingson and Scott J. Resnick

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

Enactment No: RES-13-00548

21. [30733](#) Authorizing the execution of a lease between the City of Madison and Kevin Boehm providing for occupancy and maintenance of a City owned house and park maintenance in Cherokee Conservation Park, 6098 N. Sherman Dr.

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

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

Enactment No: RES-13-00549

22. [30734](#) Authorizing the execution of a lease between the City of Madison and Charles Romines providing for occupancy and maintenance of a City owned house and park maintenance in Owen Conservation Park. 6021 Old Sauk Rd.

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

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

Enactment No: RES-13-00550

REPORT OF BOARD OF PARK COMMISSIONERS

23. [30749](#) Proclaiming September 29, 2013 as International Migratory Bird Day in the City of Madison.

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

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

Enactment No: RES-13-00551

24. [30750](#) Proclamation to declare the month of July as Parks and Recreation Month and to recognize the benefits that Madison Parks provide for active and passive recreational opportunities.

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

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

Enactment No: RES-13-00552

25. [30752](#) Authorizing the City to enter into an agreement with Pontoon Porch LLC regarding the use of a City pier in Law Park for the operation of a pontoon rental business.

Sponsors: Michael E. Verveer, Joseph R. Clausius, Mark Clear, John Strasser and Shiva Bidar-Sielaff

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

Enactment No: RES-13-00539

26. [30754](#) To authorize the Mayor and City Clerk to enter into a Use Agreement between the City of Madison and Madison Football Club, Inc. at Reindahl Park for a period of 3 years with the possibility of two (2) one-year renewals.

Sponsors: Joseph R. Clausius and Mark Clear

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

Enactment No: RES-13-00553

27. [30755](#) To authorize the Mayor and City Clerk to enter into an Operating Agreement between the City of Madison and Robert Krebs, d/b/a The Madison Sailing Center. at Warner Park for a period of 3 years with the possibility of two (2) one-year renewals.

Sponsors: Joseph R. Clausius and Mark Clear

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

Enactment No: RES-13-00554

REPORT OF BOARD OF PUBLIC WORKS

28. [29554](#) Resolution In Support of Balanced Municipal Representation on the Madison Metropolitan Sewerage District

Sponsors: Paul R. Soglin, Lauren Cnare, Paul E. Skidmore, David Ahrens and Joseph R. Clausius

A motion was made by Schmidt, seconded by Resnick, to Re-refer to the Mayor's Office. The motion passed by voice vote/other.

29. [30595](#) Approving plans and specifications and authorizing the Board of Public Works to advertise and receive bids for Warning Sirens - 2013. (9th, 10th, 11th, 12th, 13th, 14th, 19th & 20th 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-13-00555

30. [30690](#) Approving plans and specifications and authorizing the Board of Public Works to advertise and receive bids for Hoyt Park Fence 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-13-00556

31. [30691](#) Establishing Revised Assessments For Spring 2013 Street Trees, Series 2B

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-13-00557

32. [30695](#) Authorizing an amendment to the contract between the City of Madison and Eppstein Uhen Architects, in the amount of \$18,280 for additional architectural and engineering design services for the Fire Administration Office Building Tenant Improvements and Fire Station No. 1 Remodel project.

Sponsors: BOARD OF PUBLIC WORKS

A motion was made by Resnick, seconded by Phair, 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-13-00558

33. [30696](#) Approving plans and specifications and authorizing the Board of Public Works to advertise and receive bids for Monona Terrace Carpet Replacement. (4th AD)

Sponsors: BOARD OF PUBLIC WORKS

A motion was made by Resnick, seconded by Phair, 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-13-00559

34. [30697](#) Approving plans and specifications and authorizing the Board of Public Works to advertise and receive bids for Monona Terrace Bathroom Remodeling. (4th AD)

Sponsors: BOARD OF PUBLIC WORKS

A motion was made by Resnick, seconded by Phair, 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-13-00560

35. [30698](#) Approving plans and specifications and authorizing the Board of Public Works to advertise and receive bids for Monona Terrace Sprinkler Replacement. (4th AD)
- Sponsors:** BOARD OF PUBLIC WORKS
- A motion was made by Resnick, seconded by Phair, 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-13-00561
36. [30699](#) Approving plans and specifications and authorizing the Board of Public Works to advertise and receive bids for Monona Terrace Acoustically Transparent Coating. (4th AD)
- Sponsors:** BOARD OF PUBLIC WORKS
- A motion was made by Resnick, seconded by Phair, 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-13-00562
37. [30700](#) Approving plans and specifications and authorizing the Board of Public Works to advertise and receive bids for Monona Terrace Resinous Floor (4th AD).
- Sponsors:** BOARD OF PUBLIC WORKS
- A motion was made by Resnick, seconded by Phair, 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-13-00563
38. [30702](#) Approving plans and specifications and authorizing the Board of Public Works to advertise and receive bids for Monona Terrace Drain Line Replacement. (4th AD)
- Sponsors:** BOARD OF PUBLIC WORKS
- A motion was made by Resnick, seconded by Phair, 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-13-00564

39. [30703](#) Approving plans and specifications and authorizing the Board of Public Works to advertise and receive bids for Monona Terrace General Carpentry. (4th ADs)

Sponsors: BOARD OF PUBLIC WORKS

A motion was made by Resnick, seconded by Phair, 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-13-00565

40. [30712](#) Awarding Public Works Contract No. 7007, World Dairy Campus 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-13-00566

41. [30713](#) Awarding Public Works Contract No. 7019, 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-13-00567

42. [30715](#) Awarding Public Works Contract No. 7047, Rennebohm Park Tennis Court Lighting

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-13-00568

43. [30716](#) Awarding Public Works Contract No. 7053, 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-13-00569

44. [30717](#) Awarding Public Works Contract No. 7101, Booster Pumping Station 106 Reconstruction, to Staab Construction Corporation, in the amount of \$2,317,000.00, and amending the Capital Budget by \$1,007,000.00.

Sponsors: BOARD OF PUBLIC WORKS

A motion was made by Resnick, seconded by Phair, 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-13-00570

45. [30718](#) Awarding Public Works Contract No. 7117, Badger Rock Path.

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-13-00571

46. [30719](#) Awarding Public Works Contract No. 7124, CIPP Rehabilitation of Water Mains - 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-13-00572

47. [30720](#) Awarding Public Works Contract No. 6886, Ice Age Junction Path and Jeffy Path and Jeffy Trail Sanitary Sewer Assessment District.

Sponsors: BOARD OF PUBLIC WORKS

A motion was made by Schmidt, seconded by Phair, 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-13-00573

REPORT OF CITY CLERK

48. [30848](#) Alcohol License Review Committee Report of Operator License Applications July 16, 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 COMMON COUNCIL ORGANIZATIONAL COMMITTEE

49. [30154](#) SUBSTITUTE 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: Mark Clear, Shiva Bidar-Sielaff, Matthew J. Phair, Sue Ellingson, Michael E. Verveer, Steve King, David Ahrens, Marsha A. Rummel, Anita Weier, Paul E. Skidmore and Scott J. Resnick

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

Enactment No: ORD-13-00130

50. [30635](#) Establishing a 2013 Emerging Opportunities Fund process and directing the City Attorney to draft ordinance changes to create an ongoing annual Emerging Opportunities Fund process and amending the 2013 operating budget of the Community Development Division to provide an additional \$200,000 in expenditure authority.

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

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

Ayes: 16 - Ledell Zellers
Lauren Cnare
Shiva Bidar-Sielaff
Marsha A. Rummel
Steve King
Scott J. Resnick
Paul E. Skidmore
Maurice S. Cheeks
Chris Schmidt
Larry Palm
Sue Ellingson
David Ahrens
Denise DeMarb
Anita Weier
Mark Clear
Matthew J. Phair

Noes: 2 - Lisa Subeck
John Strasser

Excused: 3 - Michael E. Verveer
Joseph R. Clausius
Paul R. Soglin

Enactment No: RES-13-00574

AGENDA NOTE: Common Council Organizational Committee will be meeting on July 16, 2013, and a recommendation will be made from the floor.

REPORT OF DEPARTMENT OF PLANNING AND COMMUNITY AND ECONOMIC DEVELOPMENT

51. [30816](#) Approving a Certified Survey Map of property owned by Thomas A. Rice and Kathleen M. Madison located at 2620 Monroe Street and 665 Knickerbocker Street; 13th Ald. Dist.

Sponsors: Planning Division

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-13-00575

52. [30818](#) Approving a Certified Survey Map of property owned by Newcomb Properties, LLC located at 1242 Fourier Drive; 9th Ald. Dist.

Sponsors: Planning Division

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-13-00576

53. [30819](#) Approving a Certified Survey Map of property owned by Gammon Restaurant, LLC located at 420 Gammon Place; 19th Ald. Dist.

Sponsors: Planning Division

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-13-00577

54. [30820](#) Approving a Certified Survey Map of property owned by TRS 2635 University Avenue, LLC located at 2635 University Avenue; 5th Ald. Dist.

Sponsors: Planning Division

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-13-00578

REPORT OF RISK MANAGER

55. [30639](#) E. Rodriguez, USAA Casualty Insurance Company, for M. Hanson - vehicle damage - \$3,625.24.

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

56. [30672](#) J. Johnson - property loss - \$3.50.

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

57. [30693](#) J. Pasdo - vehicle damage - \$500.00.

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

REPORT OF TRANSIT AND PARKING COMMISSION

58. [30758](#) Authorizing the Mayor and the City Clerk to amend the 2011 Free Rides Sponsorship Agreement between the City and MillerCoors, LLC in order to accept a financial donation from MillerCoors and add an additional free ride event date of August 31, 2013 from 3:00 PM to end of service.

Sponsors: Chris Schmidt

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

Enactment No: RES-13-00535

ITEMS REFERRED TO THIS MEETING

CHARTER ORDINANCES

59. [30388](#) CHARTER ORDINANCE Creating Section 8.44 of the Madison General Ordinances to establish rules for the treatment of lost or abandoned property found on public property.

Sponsors: Paul R. Soglin, David Ahrens, Joseph R. Clausius, Paul E. Skidmore, John Strasser, Marsha A. Rummel and Scott J. Resnick

A motion was made by Rummel, seconded by DeMarb, to Adopt the Following Amendment: Add the definition "Has no sentimental, legal or medical value-Sentimental items of value include but are not limited to photographs, family bible, jewelry, letters, drawing or children's art at 8:44(3)(b)5. The motion passed by voice vote/other.

A motion was made by Strasser, seconded by Rummel, to Adopt As Amended. The motion passed by voice vote/other.

Enactment No: CHA-13-00004

INTRODUCTION OF NEW BUSINESS FOR REFERRAL WITHOUT DEBATE

ORDINANCES

60. [30772](#) Creating Section 15.01(589) of the Madison General Ordinances entitled "City Boundaries" and being part of the chapter entitled "Aldermanic Districts and Wards" detaching from the Fourteenth Aldermanic District approximately 1186.8 square feet of property located at 3101 Syene Road and amending Section 15.02(1) of the Madison General Ordinances to remove the detached property from Ward 73.

Sponsors: Paul R. Soglin

Refer to the Common Council meeting on 8/6/2013.

This Ordinance was Refer to a future Meeting to Adopt to the COMMON COUNCIL due back on 8/6/2013

61. [30809](#) Amending Section 33.16(7) of the Madison General Ordinances to update responsibilities and revise terms/composition of Early Childhood Care and Education Committee.
- Sponsors:** Denise DeMarb and Anita Weier
- Additional Referral: Common Council Organizational Committee.
- This Ordinance was Referred to the EARLY CHILDHOOD CARE AND EDUCATION COMMITTEE**
62. [30876](#) Amending Section 12.129(1) of the Madison General Ordinances to remove the exception that allowed motor buses to park on streets in residence districts.
- Sponsors:** Lauren Cnare
- This Ordinance was Referred to the TRANSIT AND PARKING COMMISSION**
63. [30877](#) Adopting and confirming Revision No. 283 of the Madison General Ordinances as of June 15, 2013 to incorporate the changes pursuant to Wis. Stat. § 66.0103.
- Sponsors:** Common Council By Request
- Refer to the Common Council meeting on 8/6/2013.
- This Ordinance was Refer to a future Meeting to Adopt to the COMMON COUNCIL due back on 8/6/2013**
64. [30883](#) Amending Section 3.54(1)(b) of the Madison General Ordinances by creating the classification of "Parking Enforcement Field Supervisor" in Compensation Group 18, Range 05.
- Sponsors:** Paul R. Soglin
- Additional Referral: Personnel Board.
- This Ordinance was Referred to the BOARD OF ESTIMATES**
65. [30885](#) Amending Sections 9.31(2) and 9.50(2) of the Madison General Ordinances to increase the fees for cat and dog licenses.
- Sponsors:** Anita Weier
- This Ordinance was Referred to the BOARD OF HEALTH FOR MADISON AND DANE COUNTY**

66. [30886](#) Amending Section 25.22(10) of the Madison General Ordinances to permit only the owner or victim to appeal a Dangerous Animal Determination.
Sponsors: Matthew J. Phair

This Ordinance was Referred to the BOARD OF HEALTH FOR MADISON AND DANE COUNTY
67. [30887](#) Amending Section 23.05(4)(b) and 23.05(1) of the Madison General Ordinances to prohibit smoking within 25 feet of the downtown public library and create a definition of outdoor air intake.
Sponsors: Michael E. Verveer, Larry Palm and Steve King
Return to the Common Council on 8/6/2013.

This Ordinance was Referred to the MADISON PUBLIC LIBRARY BOARD
68. [30888](#) SUBSTITUTE. Amending Section 28.132(1) and creating Section 28.132(2) (e) of the Madison General Ordinances to allow unheated porches no larger than 14' x16' to encroach into the rear yard setback.
Sponsors: Lauren Cnare, Paul E. Skidmore and Denise DeMarb
Return to Common Council on 9/3/2013.

This Ordinance was Referred for Public Hearing to the PLAN COMMISSION
69. [30889](#) Amending Sections 3.35(5)(i)1., 2., 3., and 4. of the Madison General Ordinances to clarify the 12-month prohibition on lobbying by former public officials.
Sponsors: Michael E. Verveer and Mark Clear

This Ordinance was Referred to the ETHICS BOARD
70. [30899](#) Creating Section 28.022 -- 00068. of the Madison General Ordinances rezoning property from DR-2 (Downtown Residential 2) District to UMX (Urban Mixed Use) District.
Proposed Use: Demolish medical office building to construct mixed-use building containing 7,700 square feet of commercial space and 50 apartments
4th Aldermanic District
425 West Washington Avenue
Sponsors: Planning Division
Return to the Common Council on 9/3/2013.

This Ordinance was Referred for Public Hearing to the PLAN COMMISSION

71. [30900](#) Amending Sections 28.172 and 28.211 of the Madison General Ordinances to clarify the regulations for dormers.

Sponsors: Ledell Zellers

Return to the Common Council on 9/3/2013.

This Ordinance was Referred for Public Hearing to the PLAN COMMISSION

RESOLUTIONS

72. [30777](#) Authorizing the Mayor and the City Clerk to enter into an agreement with Edgewood College, Inc. for the provision of access by Edgewood students and employees to Metro Transit fixed route and ADA paratransit services, with reimbursement per trip for the contract period.

Sponsors: Chris Schmidt, Sue Ellingson and Anita Weier

Additional Referral: Board of Estimates.

This Resolution was Referred to the TRANSIT AND PARKING COMMISSION

73. [30826](#) Resolution to authorize a contract with Frank Productions, Inc., for Freakfest 2013 and to authorize gating and ticketing for entry into the event area.

Sponsors: Paul R. Soglin, Chris Schmidt, Scott J. Resnick, Michael E. Verveer and Ledell Zellers

This Resolution was Referred to the BOARD OF ESTIMATES

74. [30872](#) Amending the Pioneer Neighborhood Development Plan to revise the land use recommendation for an approximately ten-acre parcel located north of Silicon Prairie Parkway from Employment uses to Medium Density Residential uses.

Sponsors: Paul E. Skidmore

This Resolution was Referred to the PLAN COMMISSION

75. [30873](#) Amendment to Resolution #29110 authorizing the Mayor and City Clerk to execute agreements with specific non-profit agencies for ETH funds through the state Division of Housing reducing the amount of ESG funds by \$33,075 available from the state.

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

Additional Referral: Community Development Block Grant Committee.

This Resolution was Referred to the BOARD OF ESTIMATES

76. [30878](#) Create a new position of Parking Enforcement Field Supervisor in the Madison Police Department budget to be filled through a competitive process. Upon filling the newly created position, position #4194 of Parking Enforcement Leadworker in Compensation Group 16, Range 13 will be deleted to fund the new position.

Sponsors: Paul R. Soglin

Additional Referral: Personnel Board.

This Resolution was Referred to the BOARD OF ESTIMATES

77. [30884](#) Authorizing the Mayor and City Clerk to execute a lease with Philip G. Plourd and Rhonda K. Plourd for a portion of the City's East Rail Corridor located adjacent to 2318 Atwood Avenue.

Sponsors: Marsha A. Rummel

Additional Referrals: Board of Public Works, Plan Commission.

This Resolution was Referred to the BOARD OF ESTIMATES

78. [30891](#) Authorizing an Amendment to the Facilities Use and License Agreement between the City and Wisconsin Independent Network (WIN), d/b/a WINmetro, LLC and consenting to the modification of receipts derived from the agreement.

Sponsors: Paul R. Soglin

This Resolution was Referred to the BOARD OF ESTIMATES

79. [30893](#) Amending RES-13-00076, Authorizing a Facilities Use and License Agreement between the City and SupraNet Communications, Inc. to modify the payment structure and include access to Water Towers and Larkin Tower.

Sponsors: Paul R. Soglin

This Resolution was Referred to the BOARD OF ESTIMATES

80. [30901](#) Amending Enactment No RES-10-00931 concerning the allocation of CDBG funds for neighborhood revitalization projects which address objectives identified in the Northport-Warner Park-Sherman Neighborhood Plan.

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

Additional Referral: Community Development Block Grant Committee.

This Resolution was Referred to the BOARD OF ESTIMATES

- 81. [30902](#) Authorizing the CD Division to make up a budget shortfall resulting from the federal government’s sequestration cuts by utilizing eligible CDBG funds currently available in the Division’s Housing Development Reserve Fund.

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

Additional Referral: Community Development Block Grant Committee.

This Resolution was Referred to the BOARD OF ESTIMATES

- 82. [30903](#) Report of Payment in Lieu of Taxes (PILOT) Task Force

Sponsors: Paul R. Soglin

This Resolution was Referred to the BOARD OF ESTIMATES

LICENSES

- 83. [30810](#) Public Hearing - New License
LBR Northside LLC • dba Northside Liquor
2801 N Sherman Ave • Agent: Larry Ring
Class A Liquor, Class A Beer
Aldermanic District 12 (Alder Palm) • Police Sector 504

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

- 84. 30808 A. Evans - vehicle damage - \$471.20.

This Claim was Referred to the Risk Manager

- 85. 30851 D. Nelson - vehicle damage - \$4262.94.

This Claim was Referred to the Risk Manager

- 86. [30896](#) D. Nash - vehicle damage - \$241.54.

This Claim was Referred to the Risk Manager

87. [30897](#) M. Bolger, Hausmann Johnson Insurance for Pellitteri Waste Systems - property damage - \$4,885.00.

This Claim was Referred to the Risk Manager

88. [30898](#) K. Crowther, Allstate Fire and Casualty Insurance Co., for K. Vo - vehicle damage - \$3,243.02.

This Claim was Referred to the Risk Manager

ANNOUNCEMENTS & INTRODUCTION OF ITEMS FROM THE FLOOR

- [30771](#) Authorizing City staff to prepare a report on the feasibility of banning plastic shopping bags.

Sponsors: Marsha A. Rummel, Chris Schmidt, Shiva Bidar-Sielaff, Denise DeMarb, Lisa Subeck, David Ahrens, Sue Ellingson, Lauren Cnare, Ledell Zellers, Michael E. Verveer and Steve King

Additional Referrals: Sustainable Madison Committee, Committee on the Environment.

A motion was made by Rummel, seconded by Verveer, to Refer to the SOLID WASTE ADVISORY COMMITTEE. The motion passed by voice vote/other.

- [30928](#) Authorizing the indemnification of the Wisconsin Department of Transportation from liability associated with the use of Federal funds via the E. Johnson Street Reconstruction Project. (2nd AD)

Sponsors: BOARD OF PUBLIC WORKS

Return to the Common Council on 8/6/2013.

A motion was made by Zellers, seconded by Verveer, to Refer to the BOARD OF PUBLIC WORKS. The motion passed by voice vote/other.

- [30934](#) Appeal of Plan Commission grant of conditional use permit for: 2620 Monroe Street and 665 Knickerbocker Street (Legistar ID #30334) 13th Aldermanic District (Ald. Ellingson)

A motion was made by Ellingson, seconded by Resnick, to Refer For Public Hearing to the COMMON COUNCIL and should be returned by 8/6/2013. The motion passed by voice vote/other.

30952

Creating Section 28.022 - 00069 of the Madison General Ordinances rezoning property from PD(SIP) Planned Development (Specific Implementation Plan) District to Amended PD (GDP) Planned Development (General Development Plan) District, and creating Section 28.022 - 00070 rezoning property from Amended PD (GDP) Planned Development (General Development Plan) District to Amended PD(SIP) Planned Development (Specific Implementation Plan) District. Proposed Use: Amend the general development plan and approve a specific implementation plan to convert Longfellow School into apartments and construct a new apartment building with 128 total units; 13th Aldermanic District: 210 South Brooks Street.

Sponsors: Planning Division

Return to the Common Council on 9/3/2013.

A motion was made by Ellingson, seconded by Resnick, to Refer for Public Hearing to the PLAN COMMISSION. The motion passed by voice vote/other.

30953

Authorizing the transfer of \$40,000 from the 2013 Community Development Division budget to the 2013 Economic Development Division budget for the purpose of funding Northside marketing efforts and Northside Town Center concept planning and feasibility analysis and amending the 2013 operating budgets of CDD and EDD.

Sponsors: Larry Palm and Anita Weier

Additional Referral: Economic Development Committee.

A motion was made by Palm, seconded by Resnick, to Refer to the BOARD OF ESTIMATES. The motion passed by voice vote/other.

30975

BY TITLE ONLY - Supporting the application by the City of Madison to the National Endowment for the Arts (NEA) for an Our Town grant to be used to help fund "The Bubbler: Madison Public Library Maker Program" and authorizing the Mayor and City Clerk to enter into a contract with NEA to receive and use these funds should they be awarded.

Sponsors: Larry Palm and Marsha A. Rummel

Return to the Common Council on 8/6/2013.

A motion was made by Palm, seconded by Resnick, to Refer to the BOARD OF ESTIMATES. The motion passed by voice vote/other.

ADJOURNMENT @ 12:30 AM

A motion was made by Resnick, seconded by Rummel, to Adjourn at 12:30 AM. The motion passed by voice vote/other.