



City of Madison

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

Agenda - 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, March 15, 2011

6:30 PM

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

SPEAKING GUIDELINES

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Yog hais tias koj xav tau ib tug neeg txhais lus, ib tug neeg txhais ntawv, cov ntawv ua lwm hom ntawv los sis lwm cov kev pab kom siv tau cov kev pab, cov kev ua ub no (activity) los sis qhov kev pab cuam, thov hu rau tus xov tooj hauv qab yam tsawg peb hnuv ua hauj lwm ua ntej yuav tuaj sib tham.

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Please contact the Office of the Common Council at 266-4071, TTY/Textnet 866-704-2340.

Speaking Limits:

Public Hearing - 5 Minutes, Information Hearing - 5 Minutes, Other Items - 3 minutes.

You must register before your item is considered by the Council.

The use of audible cell phone ringers and active use and response to cellular phone technology by the governing body, staff and members of the public is discouraged in the Council Chambers while the Council is in session.

NOTIFIED ABSENCES: Ald. Palm.

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.

EARLY PUBLIC COMMENT**SPECIAL ORDER OF BUSINESS AT 6:45 PM****PRESENTATION OF CONSENT AGENDA**

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

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

RECESSED PUBLIC HEARINGS - BEGIN AT 6:45 PM

1. [15932](#) SUBSTITUTE Adopting and confirming amendments to the Madison General Ordinances as set forth in attached Exhibit F pursuant to Sec. 66.0103, Wis. Stats. to revise the City's Zoning Ordinance.

Sponsors: David J. Cieslewicz

Legislative History

9/8/09	Attorney's Office/Approval Group Plan Commission	Referred for Introduction
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9/10/09

PLAN COMMISSION

Re-refer to the PLAN COMMISSION

The Plan Commission held a discussion of the Commercial/ Mixed-Use District sections, Employment District sections and Special District sections of the draft Zoning Code.

- Staff explained the purpose of the new yellow copy of the zoning code. It was decided that the Plan Commissioners will work off the white copy at the September 23rd working session.
- Discussion about the zoning code introduction process.
- Why are co-ops and co-housing conditional uses?

Commercial and Mixed Use Districts

- How does the design waiver process work?
- What does "infeasible" mean?
- Review big box standards to see if text from those standards can be added to Design Standards provisions.
- Entrance orientation: Are signs allowed in entries?
- Door and Window Openings: define "storefronts". Require 60% - 100% glass? Do the numbers in the draft code work? Increase retail percentage.
- Change "windows and doors" to "windows and/or doors".
- How would advisory design guidelines be used?
- Do door and window openings standards create non-conforming buildings?
- Screening of rooftop equipment: Can additional screening standards be added for solar apparatus.
- Mixed Use and Commercial charts: Allow multi-family >8 units in Neighborhood Mixed Use District?
- Is there a maximum number of units in mixed use buildings?
- What is the difference between the mixed use districts?
- Where would adult entertainment uses be allowed?
- Where would housing for the homeless be allowed?
- Allow theaters and concert halls as a conditional use in the Neighborhood Mixed Use district?
- Why are ice machines and soda machines not allowed anywhere except in auto related uses?
- Are the Neighborhood Mixed Use building standards required or variable?
- Pg 49 (c): Additional height requires a conditional use permit.
- Allow buildings higher than 5 stories in the MXC and CC-T districts?
- How do height limits correspond to prescriptive height limits in adopted city plans?
- Do we want to be too restrictive with building heights?
- How as the decision for a 5 story maximum height limit decided?
- How often should the zoning code be updated?
- The statement of purpose of the Commercial Corridor Transitional District is not clear. How is it different than CC-D? (CC-D doesn't have frontage requirements and parking location requirements).
- Add something from CC-T to CC-D district or maybe add something from the big box ordinance.
- Increase the size of buildings allowed by right in the CC-D district?
- Is a rear yard setback necessary if an MXC backs up to another mixed use district?

Employment Districts

- Incorporate into the Traditional Workplace and Employment Center districts entrance orientation standards like on page 39 in the mixed use districts?
- Change the "Traditional Workplace" district to "Traditional Employment" district?
- What is a "call center"? It is a telecommunication center. Need a definition for telecommunication center. Should they be allowed in the commercial districts?
- Why not zoning everything Suburban Employment (SE) district rather than Suburban Employment Center (SEC) district? Why perpetuate SEC district development patterns? Height is the only difference between the SEC district and the SE district. The SEC district allows higher bldg the SE district.
- Parking location requirements are also SE - SEC district issues.
- How can we foster transitions from SEC areas to SE areas?
- Why maximum floor area ration of 1.0 in the SEC district?
- Allow higher buildings in the Traditional Workplace and SE district?
- What are the primary differences between the Industrial-Limited and Industrial-General districts?
- Are propane tanks regulated by the zoning code? They can affect the location of other uses such as HUD funded housing. Should the zoning code address them in any way?

Special Districts

- Planned Development District (PDD) - Add requirement that sidewalks shall be provided

on private streets. Add to page 93 a new (f).
 - Add the same standard for mixed use and commercial districts-provide sidewalks along private streets where it makes sense.
 - Page 91, after (f): Who decides when the PDD can be used?
 - Campus Institutional district, page 88: Can campuses build without a conditional use permit if they have an adopted master plan? Is there a requirement for neighborhood input?

9/15/09	COMMON COUNCIL	Referred to the PLAN COMMISSION Additional Referrals: Urban Design Commission, Madison Arts Commission, Sustainable Design & Energy Committee, Housing Committee, Long Range Transportation & Planning Committee.
10/8/09	PLAN COMMISSION	Re-refer to the PLAN COMMISSION
10/20/09	PLAN COMMISSION	Refer to the URBAN DESIGN COMMISSION
10/20/09	PLAN COMMISSION	Refer to the MADISON ARTS COMMISSION
10/20/09	PLAN COMMISSION	Refer to the SUSTAINABLE DESIGN AND ENERGY COMMITTEE
10/20/09	PLAN COMMISSION	Refer to the HOUSING COMMITTEE
10/20/09	PLAN COMMISSION	Refer to the LONG RANGE TRANSPORTATION PLANNING COMMITTEE
10/22/09	PLAN COMMISSION	Re-refer to the PLAN COMMISSION
10/28/09	URBAN DESIGN COMMISSION	Re-refer to the URBAN DESIGN COMMISSION
10/29/09	PLAN COMMISSION	Re-refer to the PLAN COMMISSION
11/18/09	MADISON ARTS COMMISSION	Table
12/2/09	PLAN COMMISSION	Re-refer to the PLAN COMMISSION
12/7/09	URBAN DESIGN COMMISSION	Re-refer to the URBAN DESIGN COMMISSION
1/7/10	PLAN COMMISSION	Re-refer to the PLAN COMMISSION
1/12/10	MADISON ARTS COMMISSION	Return to Lead with the Following Recommendation(s) to the PLAN COMMISSION
1/21/10	LONG RANGE TRANSPORTATION PLANNING COMMITTEE	Return to Lead with the Following Recommendation(s) to the PLAN COMMISSION

1/27/10	URBAN DESIGN COMMISSION	Re-refer to the URBAN DESIGN COMMISSION
2/15/10	PLAN COMMISSION	Re-refer to the PLAN COMMISSION
2/24/10	URBAN DESIGN COMMISSION	Return to Lead with the Following Recommendation(s) to the PLAN COMMISSION

Staff initiated discussion by referencing the agenda packet's inclusion of previously summarized comments on the Zoning Code Rewrite from the Urban Design Commission's special meetings of May 27, October 28, and December 7, 2009, along with special meeting minutes of January 27, 2010, as well as comments forwarded by individual Commissioners (Harrington forwarded prior to the meeting of January 27, 2010 including comments from Slayton and Smith in response to issues discussed and requiring further attention at that same meeting). Staff noted that this information should be utilized as the basis for making an Urban Design Commission recommendation on the draft ordinance provisions.

Tucker reported on the joint meeting between the Plan Commission and the Urban Design Commission held on February 15, 2010; where a discussion on the UDC's role was discussed with an emphasis on the waiver process within the draft provisions relative to Commercial Mixed-Use And Commercial District Sections and Building Form Standards; UDC and PC versus just one body.

Discussion on Section 28.141(8)(a), Surfacing relative to permeable pavement provisions should be encouraged where permitted; regardless of the number of stalls.

Relative to Section 28.142(5)(b) references to the use of "weed barriers" should be eliminated; bad for the environment and underlying soils and be replaced with provisions for vegetative cover and organic mulches.

On a motion by Slayton, seconded by Rummel the Urban Design Commission recommended adoption and confirming amendments to the Madison General Ordinances as set forth in attached Exhibit F pursuant to Sec. 66.0103, Wis. Stats. to revise the City's Zoning Ordinance with all comments by the Urban Design Commission to be incorporated into a recommendation to the Plan Commission from the Commission's prior review of the draft provisions at its meetings of May 27, October 28, December 7, 2009 and January 27, 2010, including comments of record from the meeting of February 24, 2010 along with individual comments by Harrington, Slayton and Smith (forwarded prior to and following discussion at the January 27, 2010 meeting). Staff and the Zoning Code Rewrite Staff Team is to summarize and condense the collective recommendations prior to consideration by the Plan Commission of the draft ordinance provisions with the Urban Design Commission to be copied on the condensed recommendations with a report to the Urban Design Commission on the Plan Commission's action on its recommendations. The motion was passed on a vote of (5-0).

3/3/10	HOUSING COMMITTEE	<p>Return to Lead with the Following Recommendation(s) to the PLAN COMMISSION</p> <p>A motion was made by Wilcox, seconded by Ejercito, to approve the language provided by David Sparer, entitled "Proposals Related to Housing Cooperatives Presented by Representatives of Housing Cooperatives" (Attached to Legislative File 15932).</p> <p>Day proposed a friendly amendment for recommendation to support an expansion of the language related to cooperatives based on what was provided. Wilcox then proposed an expansion of the definition of Housing Cooperatives based on the handout provided by Sparer. This friendly amendment was accepted.</p> <p>Roll Call Vote: EXCUSED: Broadnax, Munson, Villacrez, Schumacher AYES: Day, Ejercito, Hassel, Maniaci, Porterfield, Wilcox NOS: Brink ABSTAIN: Sparer</p> <p>A motion was made by Ejercito, seconded by Hassel, to recommend approval of the approach for Accessory Dwelling Units that is in the Draft Ordinance provided by Matt Tucker. Maniaci made a friendly motion for amendment that the recommendation to accept be with the understanding that this does not apply to the yet to be constructed Downtown Districts. Ejercito accepted this friendly amendment.</p> <p>Roll Call Vote: EXCUSED: Broadnax, Munson, Villacrez, Schumacher AYES: Brink, Day, Ejercito, Hassel, Maniaci, Porterfield, Wilcox ABSTAIN: Sparer</p> <p>A motion was made by Maniaci, seconded by Ejercito, to Return to Lead, to the PLAN COMMISSION, Recommendation for Approval, with the Following Recommendation(s):</p> <ol style="list-style-type: none"> 1. Recommendation to support an expansion of the language related to cooperatives based on what was provided and an expansion of the definition of Housing Cooperatives based on the handout provided by Sparer, entitled "Proposals Related to Housing Cooperatives Presented by Representatives of Housing Cooperatives" (Attached to Legislative File 15932). 2. Recommendation for approval of the approach for Accessory Dwelling Units that is in the Draft Ordinance provided by Matt Tucker. Also, that a recommendation to accept be with the understanding that this does not apply to the yet to be constructed Downtown Districts. 3. Recommendation for approval with the stipulation that a final draft be provided to the Housing Committee. <p>The motion passed by the following vote:</p> <p>Roll Call Vote: EXCUSED: Broadnax, Munson, Villacrez, Schumacher AYES: Brink, Day, Ejercito, Hassel, Maniaci, Porterfield, Wilcox ABSTAIN: Sparer</p>
6/28/10	PLAN COMMISSION	Re-refer to the PLAN COMMISSION
7/15/10	PLAN COMMISSION	Re-refer to the PLAN COMMISSION
7/19/10	PLAN COMMISSION	Re-refer to the PLAN COMMISSION
8/2/10	PLAN COMMISSION	Re-refer to the PLAN COMMISSION

8/9/10	PLAN COMMISSION	Re-refer to the PLAN COMMISSION The Plan Commission referred discussion of co-op housing to allow for proponents of cooperative housing and potential affected alders and neighborhood associations to meet to discuss the proposed provisions in the new Zoning Code.
8/16/10	PLAN COMMISSION	Re-refer to the PLAN COMMISSION
8/30/10	PLAN COMMISSION	Re-refer to the PLAN COMMISSION
9/29/10	PLAN COMMISSION	Re-refer to the PLAN COMMISSION
10/6/10	PLAN COMMISSION	Re-refer to the PLAN COMMISSION
10/25/10	PLAN COMMISSION	Re-refer to the PLAN COMMISSION
10/26/10	PLAN COMMISSION	Re-refer to the PLAN COMMISSION
11/8/10	PLAN COMMISSION	Re-refer to the PLAN COMMISSION
11/11/10	PLAN COMMISSION	Re-refer to the PLAN COMMISSION
11/15/10	PLAN COMMISSION	RECOMMEND TO COUNCIL TO ADOPT - RECESSED PUBLIC HEARING

2. [20963](#)

Creating Section 28.06(2)(a)3520. of the Madison General Ordinances rezoning property from R6 General Residence District to PUD(GDP) Planned Unit Development (General Development Plan) District and creating Section 28.06(2)(a)3521. 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 residence and vacant commercial building to allow construction of 46-unit apartment building; 4th Aldermanic District; 416-424 West Mifflin Street.

Sponsors: Common Council By Request

Legislative History

1/4/11	Attorney's Office	Referred for Introduction Plan Commission; Public Hearings: Plan Commission 2/7/11; Common Council 2/22/11
1/18/11	COMMON COUNCIL	Referred for Public Hearing to the PLAN COMMISSION Plan Commission 2/7/11
2/7/11	PLAN COMMISSION	Re-refer to the PLAN COMMISSION

2/21/11	PLAN COMMISSION	RECOMMEND TO COUNCIL TO ADOPT WITH CONDITIONS - PUBLIC HEARING
	<p>The Plan Commission recommended approval of the proposed planned unit development subject to the comments and conditions in the Plan Commission materials and the following conditions:</p> <ul style="list-style-type: none"> - That the final plans, zoning text and lease include a condition prohibiting bicycle and moped parking between the front wall of the building and front property line except in the designated spaces shown on the approved plans; - That in granting final approval of the planned unit development, the Urban Design Commission give careful consideration to the final backyard landscaping plan, and the design of the stair and elevator protrusion along the front facade of the fourth floor; - That any changes to the floorplans related to design changes to the stair and elevator protrusion on the fourth floor that causes an increase or decrease in the number of dwelling units or bedrooms in the project be approved administratively without coming back to the Plan Commission. - An amendment moved by Olson, seconded by Ald. Kerr requesting that the Urban Design Commission also carefully consider expanding the use of brick on the building exterior was added to the main motion by the following vote: AYE- Ald. Cnare, Gruber, Basford, Olson; NAY- Ald. Kerr, Andrzejewski, Heifetz; NON-VOTING: Fey; EXCUSED: Ald. Schumacher, Sundquist. <p>In recommending approval of the development, the Plan Commission stated that this project did not represent a precedent which could be used to justify other future developments in the W. Mifflin Street area. The Commission also requested that similar language regarding this project not being a precedent also be included in the forthcoming draft Downtown Plan.</p>	
2/22/11	COMMON COUNCIL	Re-refer for Recessed Public Hearing to the COMMON COUNCIL
	Refer to Common Council meeting on 3-15-2011 to Adopt.	

PUBLIC HEARINGS - BEGIN AT 6:45 PM

REPORT OF BOARD OF PUBLIC WORKS

3. [21147](#) Approving Plans, Specifications, And Schedule Of Assessments For Langdon Street Assessment District - 2011.
- Sponsors:** BOARD OF PUBLIC WORKS
- Legislative History**
- | | | |
|--------|--------------------------|---|
| 3/2/11 | BOARD OF PUBLIC
WORKS | RECOMMEND TO COUNCIL TO ADOPT -
PUBLIC HEARING |
|--------|--------------------------|---|
4. [21148](#) Approving Plans, Specifications, And Schedule Of Assessments For N. Frances Street (Langdon St - North) Assessment District - 2011.
- Sponsors:** BOARD OF PUBLIC WORKS
- Legislative History**
- | | | |
|--------|--------------------------|---|
| 3/2/11 | BOARD OF PUBLIC
WORKS | RECOMMEND TO COUNCIL TO ADOPT -
PUBLIC HEARING |
|--------|--------------------------|---|

5. [21149](#) Approving Plans, Specifications, And Schedule Of Assessments For South Ingersoll Street Resurfacing Assessment District - 2011.
Sponsors: BOARD OF PUBLIC WORKS
Legislative History
 3/2/11 BOARD OF PUBLIC WORKS RECOMMEND TO COUNCIL TO ADOPT - PUBLIC HEARING
6. [21403](#) Approving Plans, Specifications, And Schedule Of Assessments For Woodley Lane Assessment District - 2011. (14th AD)
Sponsors: BOARD OF PUBLIC WORKS
Legislative History
 3/2/11 BOARD OF PUBLIC WORKS RECOMMEND TO COUNCIL TO ADOPT - PUBLIC HEARING
7. [21404](#) Approving Plans, Specifications, And Schedule Of Assessments For West Lawn Avenue Reconstruction Assessment District - 2011.
Sponsors: BOARD OF PUBLIC WORKS
Legislative History
 3/2/11 BOARD OF PUBLIC WORKS RECOMMEND TO COUNCIL TO ADOPT - PUBLIC HEARING
8. [21405](#) Approving Plans, Specifications, And Schedule Of Assessments For Utility Replacement with Resurfacing Assessment District - 2011.
Sponsors: BOARD OF PUBLIC WORKS
Legislative History
 3/2/11 BOARD OF PUBLIC WORKS RECOMMEND TO COUNCIL TO ADOPT - PUBLIC HEARING
 A motion was made by Palm, seconded by Pietz, to RECOMMEND TO COUNCIL TO ADOPT - PUBLIC HEARING, contingent on approval of a 15 year payback on properties assess over \$3,000.00, if allowed by Comptroller. The motion passed by voice vote/other.

 Following the board meeting, the Comptroller / City Attorney determined that the motion to use 8 and 15 year payback for the same district was in violation of state statutes.

REPORT OF PLAN COMMISSION

9. [21170](#) Creating Section 28.06(2)(a)3522. 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: Construct 31,000 square-foot office/laboratory building with attached greenhouse. 16th Aldermanic District; 5402 World Dairy Drive.
- Sponsors:** Common Council By Request
- Legislative History**
- | | | |
|---------|-------------------|--|
| 1/24/11 | Attorney's Office | Referred for Introduction
Plan Commission; Public Hearings: Plan Commission 3/7/11; Council Council 3/15/11 |
| 2/1/11 | COMMON COUNCIL | Referred for Public Hearing to the PLAN COMMISSION
Plan Commission meeting on 3/7/11; Common Council Public Hearing on 3/15/11 |
| 3/7/11 | PLAN COMMISSION | RECOMMEND TO COUNCIL TO RE-REFER - PUBLIC HEARING to the PLAN COMMISSION

The Plan Commission recommended referred to their March 21, 2011 meeting to allow adjacent property owners and occupants to be properly noticed of the Plan Commission and Common Council public hearings. |

END OF PUBLIC HEARINGS**BUSINESS PRESENTED BY THE MAYOR**

10. [21685](#) Report of the Mayor submitting citizen committee appointments (introduced 3-15-2011; action 3-29-2011).
- Sponsors:** David J. Cieslewicz
- Legislative History**
- | | | |
|--------|-------------------------------------|---------------------------|
| 3/9/11 | Mayor's Office
Confirm 3-29-2011 | Referred for Introduction |
|--------|-------------------------------------|---------------------------|
11. [21697](#) Authorizing the City Attorney to bring or join in legal proceedings challenging the legality of the passage of the Budget Repair Bill.
- Sponsors:** David J. Cieslewicz and Mark Clear
- Legislative History**
- | | | |
|---------|----------------|--|
| 3/10/11 | Mayor's Office | RECOMMEND TO COUNCIL TO ADOPT UNDER SUSPENSION OF RULES 2.04, 2.05, 2.24, & 2.25 - MISC. ITEMS |
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REPORTS OF OFFICERS

REPORT OF AFFIRMATIVE ACTION COMMISSION

12. [14736](#) Amending Sections 39.02(9)(g)6. and 39.02(9)(g)8. of the Madison General Ordinances to expand the deadlines for action by the Affirmative Action Appeals subcommittee and clarify that the days are counted as calendar rather than business days.
- Sponsors:** Joseph R. Clausius
- Legislative History**
- | | | |
|---------|---|---|
| 5/11/09 | Attorney's Office/Approval Group
Affirmative Action Commission | Referred for Introduction |
| 5/19/09 | COMMON COUNCIL | Referred to the AFFIRMATIVE ACTION COMMISSION |
| 3/8/11 | AFFIRMATIVE ACTION COMMISSION | RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER |

REPORT OF CITY ATTORNEY

13. [21232](#) UNLAWFUL TAXATION: L. Waddell, Waddell of Columbus, S.C., for Alpha Gamma Rho Educational Foundation of Iota Chapter, Inc., 233 W. Lakelawn Pl., Madison, 53703 - unlawful taxation - \$22,106.01.
- Legislative History**
- | | | |
|---------|-------------------|--|
| 2/22/11 | COMMON COUNCIL | Referred to the Attorney's Office |
| 3/2/11 | Attorney's Office | RECOMMEND TO COUNCIL TO DENY - REPORT OF OFFICER |
| | | See attached Report of City Attorney |
14. [21252](#) Don Millis, Reinhart Attorneys at Law for Banner Property Management, LLC, 302 Parkwood Lane, Madison, 53714 - excessive assessment - \$52,353.36.
- Legislative History**
- | | | |
|---------|-------------------|--|
| 2/22/11 | COMMON COUNCIL | Referred to the Attorney's Office |
| 3/1/11 | Attorney's Office | RECOMMEND TO COUNCIL TO DENY - REPORT OF OFFICER |
| | | See attached Report of City Attorney |
15. [21253](#) UNLAWFUL TAXATION: Mary Ann Drescher for Attic Angel Prairie Point, Inc. - unlawful taxation - \$681,427.02.
- Legislative History**
- | | | |
|---------|----------------|-----------------------------------|
| 2/22/11 | COMMON COUNCIL | Referred to the Attorney's Office |
|---------|----------------|-----------------------------------|

3/2/11 Attorney's Office RECOMMEND TO COUNCIL TO DENY -
REPORT OF OFFICER
See attached Report of City Attorney

REPORT OF BOARD OF ESTIMATES

16. [20850](#) A Third substitute resolution revising the Rate Adjustment Policy as Provided by Section 37.05(4)(d) of the Madison General Ordinances.
- Sponsors:** David J. Cieslewicz and Paul E. Skidmore
- Legislative History**
- | | | |
|----------|--|--|
| 12/21/10 | Engineering Division
Board of Estimates (1/10/11), Board of Public Works (1/5/11) | Referred for Introduction |
| 1/4/11 | COMMON COUNCIL
Additional Referral: Board of Public Works | Referred to the BOARD OF ESTIMATES |
| 1/4/11 | BOARD OF ESTIMATES | Referred to the BOARD OF PUBLIC WORKS |
| 1/5/11 | BOARD OF PUBLIC WORKS | Refer to the BOARD OF PUBLIC WORKS |
| 1/19/11 | BOARD OF PUBLIC WORKS

A motion was made by Palm, seconded by Ald. Skidmore, to Return to Lead with the Recommendation to Approve as Substituted to the BOARD OF ESTIMATES,. The motion passed by the following vote:

No - One
Aye - Five | Return to Lead with the Recommendation to Approve as Substituted to the BOARD OF ESTIMATES |
| 1/24/11 | BOARD OF ESTIMATES | RECOMMEND TO COUNCIL TO ADOPT -
REPORT OF OFFICER |
| 2/1/11 | COMMON COUNCIL | Re-refer to the BOARD OF ESTIMATES |
| 2/1/11 | COMMON COUNCIL

Re-refer to Board of Public Works 2/16/11 meeting. | Re-refer to the BOARD OF PUBLIC WORKS |
| 2/16/11 | BOARD OF PUBLIC WORKS | Refer to the BOARD OF PUBLIC WORKS |
| 3/2/11 | BOARD OF PUBLIC WORKS

A motion was made by Palm, seconded by Ald. Skidmore, to Return to Lead with the Recommendation for Approval to the BOARD OF ESTIMATES with the requirement that the City send a notice to the property owners sixty days prior to the expiration. The motion passed by the following vote:

Aye - 5
Excused - 2
No - 1 | Return to Lead with the Recommendation for Approval to the BOARD OF ESTIMATES |

3/7/11 BOARD OF ESTIMATES RECOMMEND TO COUNCIL TO ADOPT -
REPORT OF OFFICER

17. [20900](#)

Amending the 2011 Adopted Operating Budget to Reappropriate \$507,248 from Direct Appropriation to Capital to the Affordable Housing Trust Fund.

Sponsors: David J. Cieslewicz, Satya V. Rhodes-Conway and Bridget R. Maniaci

Legislative History

12/23/10	Mayor's Office Board of Estimates CDBG	Referred for Introduction
1/4/11	COMMON COUNCIL Additional Referrals: Housing Committee, Community Development Block Grant	Referred to the BOARD OF ESTIMATES
1/4/11	BOARD OF ESTIMATES	Referred to the HOUSING COMMITTEE
1/4/11	BOARD OF ESTIMATES	Referred to the COMMUNITY DEVELOPMENT BLOCK GRANT COMMITTEE
3/2/11	HOUSING COMMITTEE	Return to Lead with the Recommendation for Approval to the BOARD OF ESTIMATES
3/3/11	COMMUNITY DEVELOPMENT BLOCK GRANT COMMITTEE	Return to Lead with the Following Recommendation(s) to the BOARD OF ESTIMATES
3/7/11	BOARD OF ESTIMATES	RECOMMEND TO COUNCIL TO ADOPT (15 VOTES REQUIRED) - REPORT OF OFFICER

The motion passed by the following vote: 4:2: (AYE: Bruer, Clausius, Rhodes-Conway, Verveer; NO: Clear, Sanborn)

18. [21357](#)

Amending the 2011 Capital Budget of Facilities Management to authorize the spending of additional rebate funding received from Focus on Energy.

Sponsors: David J. Cieslewicz

Legislative History

2/8/11	Engineering Division Board of Estimates	Referred for Introduction
2/22/11	COMMON COUNCIL	Referred to the BOARD OF ESTIMATES
3/7/11	BOARD OF ESTIMATES	RECOMMEND TO COUNCIL TO ADOPT (15 VOTES REQUIRED) - REPORT OF OFFICER

19. [21368](#) Amending Resolution 18929 to allow Common Wealth Development (CWD) to acquire and rehab 433 Cantwell Ct. instead of 434 S. Thornton Ave. Resolution 18929 authorized the provision of \$432,000 in Federal HOME Match funds to CWD to assist them acquiring and rehabilitating two 4 - unit buildings to provide affordable rental housing.
- Sponsors:** Shiva Bidar-Sielaff, Tim Bruer and Marsha A. Rummel
- Legislative History**
- | | | |
|---------|--|---|
| 2/23/11 | Community Development Division
Board of Estimates | Referred for Introduction |
| 3/1/11 | COMMON COUNCIL | Referred to the BOARD OF ESTIMATES |
| 3/3/11 | COMMUNITY DEVELOPMENT BLOCK GRANT COMMITTEE | Return to Lead with the Recommendation for Approval to the BOARD OF ESTIMATES |
| 3/7/11 | BOARD OF ESTIMATES | RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER |
20. [21369](#) Authorizing the CD Division to submit an application to the state Bureau of Supportive Services for Emergency Solutions Grant (ESG), Transitional Housing Program (THP) and Homeless Prevention Program (HPP) funds on behalf of specific agencies providing housing and services to homeless persons.
- Sponsors:** Shiva Bidar-Sielaff, Tim Bruer and Marsha A. Rummel
- Legislative History**
- | | | |
|---------|--|---|
| 2/23/11 | Community Development Division
Board of Estimates | Referred for Introduction |
| 3/1/11 | COMMON COUNCIL | Referred to the BOARD OF ESTIMATES |
| 3/3/11 | COMMUNITY DEVELOPMENT BLOCK GRANT COMMITTEE | Return to Lead with the Recommendation for Approval to the BOARD OF ESTIMATES |
| 3/7/11 | BOARD OF ESTIMATES | RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER |
21. [21390](#) Amending the 2011 Operating Budget of Engineering, Accepting a Grant from the U.S. Environmental Protection Agency and Authorizing the Mayor and City Clerk to Execute the Grant Agreement and Related Grant Partner Contracts
- Sponsors:** David J. Cieslewicz and Satya V. Rhodes-Conway
- Legislative History**
- | | | |
|---------|--|------------------------------------|
| 2/14/11 | Engineering Division
Board of Estimartes (3/7/11), Council Approval (3/15/11) | Referred for Introduction |
| 2/22/11 | COMMON COUNCIL | Referred to the BOARD OF ESTIMATES |

3/7/11 BOARD OF ESTIMATES RECOMMEND TO COUNCIL TO ADOPT -
REPORT OF OFFICER
The motion passed by the following vote: 5:0 (AYE: Bruer, Clausius, Rhodes-Conway,
Sanborn, Verveer; Abstain: Clear)

22. [21397](#)

Authorizing the Mayor, City Clerk and Chief of Police to accept up to \$40,500 for cold case investigations using DNA analysis from a U.S. Department of Justice grant awarded to the Wisconsin Department of Justice, in cooperation with the Madison Police Department, the Dane County Sheriff's Office, the Dane County Coroner's Office and the Rock County Sheriff's Office.

Sponsors: David J. Cieslewicz and Paul E. Skidmore

Legislative History

2/16/11	Police Department Board of Estimates	Referred for Introduction
2/22/11	COMMON COUNCIL	Referred to the BOARD OF ESTIMATES
3/7/11	BOARD OF ESTIMATES	RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER

23. [21435](#)

Authorizing a first amendment to the lease between the City of Madison and Yahara Square Associates, LLP within the East Rail Transportation Corridor.

Sponsors: Marsha A. Rummel

Legislative History

2/16/11	Economic Development Division Referred to Board of Estimates, Board of Public Works, Plan Commission.	Referred for Introduction
2/22/11	COMMON COUNCIL Additional Referrals to: Board of Public Works and Plan Commission.	Referred to the BOARD OF ESTIMATES
2/22/11	BOARD OF ESTIMATES	Refer to the BOARD OF PUBLIC WORKS
2/22/11	BOARD OF ESTIMATES	Refer to the PLAN COMMISSION
3/2/11	BOARD OF PUBLIC WORKS	Return to Lead with the Recommendation for Approval to the BOARD OF ESTIMATES
3/7/11	PLAN COMMISSION	Return to Lead with the Recommendation for Approval to the BOARD OF ESTIMATES
3/7/11	BOARD OF ESTIMATES	RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER

24. [21438](#) Authorizing amendments to the land contracts entered into between the City of Madison and Hartmeyer LLC and Madison Ice MIA LLC for the purchase of the Hartmeyer and Madison Ice Arenas.
- Sponsors:** David J. Cieslewicz and Satya V. Rhodes-Conway
- Legislative History**
- | | | |
|---------|--|---|
| 2/16/11 | Economic Development Division
Referred to Board of Estimates. | Referred for Introduction |
| 2/22/11 | COMMON COUNCIL | Referred to the BOARD OF ESTIMATES |
| 3/7/11 | BOARD OF ESTIMATES | RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER |
25. [21489](#) Amending Section 3.54(1)(b) of the Madison General Ordinances by repealing the classification of "Parks Maintenance Manager" in Compensation Group 18, Range 14, and creating the classification of "Parks Operations Manager" in the same compensation group and range, thereof.
- Sponsors:** David J. Cieslewicz
- Legislative History**
- | | | |
|---------|---|---|
| 2/21/11 | Attorney's Office/Approval Group
Board of Estimates; Personnel Board | Referred for Introduction |
| 3/1/11 | COMMON COUNCIL | Referred to the BOARD OF ESTIMATES |
| 3/1/11 | BOARD OF ESTIMATES | Refer to the PERSONNEL BOARD |
| 3/2/11 | PERSONNEL BOARD | Return to Lead with the Recommendation for Approval to the BOARD OF ESTIMATES |
| 3/7/11 | BOARD OF ESTIMATES | RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER |
26. [21498](#) Retitle the classification of Parks Maintenance Manager, in CG18, Range 14 as a Parks Operations Manager, and recreate the vacant position (#1546) of Parks Maintenance Manager as a Parks Operations Manager in the Parks Division budget.
- Sponsors:** David J. Cieslewicz
- Legislative History**
- | | | |
|---------|--|------------------------------------|
| 2/23/11 | Human Resources Department
Board of Estimates, Personnel Board. | Referred for Introduction |
| 3/1/11 | COMMON COUNCIL | Referred to the BOARD OF ESTIMATES |
| 3/1/11 | BOARD OF ESTIMATES | Refer to the PERSONNEL BOARD |

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| | 3/2/11 | PERSONNEL BOARD | Return to Lead with the Recommendation for Approval to the BOARD OF ESTIMATES |
| | 3/7/11 | BOARD OF ESTIMATES | RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER |
27. [21515](#) Authorizing the execution of a lease at 316 West Washington Avenue for the temporary relocation of the City of Madison's Central Public Library.
- Sponsors:** Michael E. Verveer
- Legislative History**
- | | | | |
|--|---------|---|---|
| | 2/23/11 | Economic Development Division
Board of Estimates, Madison Public Library Board | Referred for Introduction |
| | 3/1/11 | COMMON COUNCIL | Referred to the BOARD OF ESTIMATES |
| | 3/1/11 | BOARD OF ESTIMATES | Refer to the MADISON PUBLIC LIBRARY BOARD |
| | 3/3/11 | MADISON PUBLIC LIBRARY BOARD | Return to Lead with the Recommendation for Approval to the BOARD OF ESTIMATES |
| | 3/7/11 | BOARD OF ESTIMATES | RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER |
28. [21521](#) Cancelling or reducing budget authorization totaling \$3,015,070 for certain projects authorized in the 2010 Capital Budget.
- Sponsors:** David J. Cieslewicz and Lauren Cnare
- Legislative History**
- | | | | |
|--|---------|--|---|
| | 2/23/11 | Comptroller's Office
Board of Estimates | Referred for Introduction |
| | 3/1/11 | COMMON COUNCIL | Referred to the BOARD OF ESTIMATES |
| | 3/7/11 | BOARD OF ESTIMATES | RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER |
29. [21525](#) Approving the 2011 Neighborhood Grant Program recommendations made by the Staff Review Team and authorizing the Planning Division Director, Comptroller and City Attorney to execute grant agreements on behalf of the City.
- Sponsors:** David J. Cieslewicz and Chris Schmidt
- Legislative History**
- | | | | |
|--|---------|---|---------------------------|
| | 2/23/11 | Department of Planning and Community and Economic Development
Board of Estimates | Referred for Introduction |
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3/1/11	COMMON COUNCIL	Referred to the BOARD OF ESTIMATES
3/7/11	BOARD OF ESTIMATES	RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER

REPORT OF BOARD OF PARK COMMISSIONERS

30. [21244](#) Authorizing the issuance of Requests for Proposals for the Reuse and Rehabilitation of the structures at 640, 646 and 704 East Gorham Street located in James Madison Park. (AD 2)

Sponsors: Bridget R. Maniaci and Mark Clear

Legislative History

1/31/11	Economic Development Division Referred to Board of Park Commissioners, Plan Commission, Landmarks Commission and Board of Estimates.	Referred for Introduction
2/1/11	COMMON COUNCIL Additional Referrals: Plan Commission, Landmarks Commission, Board of Estimates	Referred to the BOARD OF PARK COMMISSIONERS
2/2/11	BOARD OF PARK COMMISSIONERS	Referred to the PLAN COMMISSION
2/2/11	BOARD OF PARK COMMISSIONERS	Referred to the LANDMARKS COMMISSION
2/2/11	BOARD OF PARK COMMISSIONERS	Referred to the BOARD OF ESTIMATES
2/7/11	PLAN COMMISSION The Plan Commission recommended approval with the following amendment: - The first selection criteria on all three RFPs should be revised to read "A commitment to creating an environmentally and historically responsible rehabilitation and adaptive reuse of the structure".	Return to Lead with the Recommendation for Approval to the BOARD OF PARK COMMISSIONERS

2/14/11	LANDMARKS COMMISSION	RECOMMEND TO COUNCIL WITH THE FOLLOWING RECOMMENDATIONS - REPORT OF OFFICER
	<p>Dan Rolfs presented the Request for Proposals documents and described the planning process and schedule. He explained that the James Madison Park Surplus Committee declared the buildings at James Madison Park to be surplus and the ground underneath the buildings to remain City property. The Real Estate Staff developed the RFPs and would like to get comments from City Commissions and Committee bodies. Mr. Rolfs explained that the buildings would be sold and the land would be leased on a 99 year lease. The buildings would have front yards, side yards and minimal rear yards for use by the building owner.</p> <p>There was general discussion about the proposed schedule and general issues.</p> <p>Alder Maniaci explained that the neighborhood would like to see private ownership for the buildings at 640 and 646 and a public use for the Collins House, but the proposals will be scored competitively. Alder Maniaci also explained that the scoring for the Collins House does not include points for keeping the building in its current location because it was never discussed to move it. The relocation of the buildings at 640 and 646 were previously discussed. Mr. Rolfs explained that relocation has a significant financial impact on the proposal scoring and a proposal that does not propose relocation will be favored.</p> <p>Rick Bernstein, 601 South Dickinson, registered in neither support or opposition. Mr. Bernstein explained that there are state laws that apply to the sale of these properties since they are in the Fourth Lake Ridge National Register Historic District. He suggested that sections 66.111 and 700.40 of the Wisconsin Historic Preservation Statutes be referenced in the RFP. He also suggested that tax credit incentives be referenced in the RFP.</p> <p>Jason Tish, Lafollette Avenue, registered in neither support or opposition. Mr. Tish reviewed the prepared comments from the Madison Trust for Historic Preservation and stated that the Trust is concerned about the relocation of 640 and 646 because significant exterior alteration is inevitable when relocation occurs.</p> <p>Mr. Stephans stated that a financially responsible proposal is in the best interest of the properties and their future care and maintenance.</p>	
2/14/11	BOARD OF ESTIMATES	Return to Lead with the Recommendation for Approval to the BOARD OF PARK COMMISSIONERS
3/9/11	BOARD OF PARK COMMISSIONERS	RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER

REPORT OF BOARD OF PUBLIC WORKS

31. [20903](#) Adopting and confirming amendments to the Madison General Ordinances as set forth in attached Exhibit G pursuant to Wis. Stat. § 66.0103 to repeal and recreate Chapter 37 entitled "The Public Stormwater System Including Erosion Control."

Sponsors: Lauren Cnare

Legislative History

12/27/10	Attorney's Office/Approval Group Board of Public Works; Commission on the Environment	Referred for Introduction
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| | 1/4/11 | COMMON COUNCIL | Referred to the BOARD OF PUBLIC WORKS
Additional Referral: Commission on the Environment |
| | 2/8/11 | BOARD OF PUBLIC WORKS | Refer to the COMMITTEE ON THE ENVIRONMENT |
| | 2/16/11 | BOARD OF PUBLIC WORKS | Refer to the BOARD OF PUBLIC WORKS |
| | 2/21/11 | COMMITTEE ON THE ENVIRONMENT | Return to Lead with the Recommendation for Approval to the BOARD OF PUBLIC WORKS |
| | 3/2/11 | BOARD OF PUBLIC WORKS | RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER |
| 32. | <u>21311</u> | Awarding Public Works Contract No. 6520, North Webster Street, East Dayton Street & North Pinckney Street Assessment District - 2011.
<u>Sponsors:</u> BOARD OF PUBLIC WORKS
<u>Legislative History</u> | |
| | 3/2/11 | BOARD OF PUBLIC WORKS | RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER |
| 33. | <u>21312</u> | Awarding Public Works Contract No. 6594, Annual Construction & Reconstruction of Concrete Sidewalk & Incidental Concrete Curb & Gutter Work Ordered (Dist. 13) by the Common Council.
<u>Sponsors:</u> BOARD OF PUBLIC WORKS
<u>Legislative History</u> | |
| | 3/2/11 | BOARD OF PUBLIC WORKS | RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER |
| 34. | <u>21313</u> | Awarding Public Works Contract No. 6596, Annual Horizontal Sawcutting of Concrete Sidewalk & Incidental Work.
<u>Sponsors:</u> BOARD OF PUBLIC WORKS
<u>Legislative History</u> | |
| | 3/2/11 | BOARD OF PUBLIC WORKS | RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER |
| 35. | <u>21314</u> | Awarding Public Works Contract No. 6597, Repairing & Sealing Pavement Cracks, Major Streets - 2011.
<u>Sponsors:</u> BOARD OF PUBLIC WORKS
<u>Legislative History</u> | |
| | 3/2/11 | BOARD OF PUBLIC WORKS | RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER |

36. [21315](#) Awarding Public Works Contract No. 6598, Repairing & Sealing Pavement Cracks, Local Streets - 2011.
Sponsors: BOARD OF PUBLIC WORKS
Legislative History
 3/2/11 BOARD OF PUBLIC WORKS RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER
37. [21316](#) Awarding Public Works Contract No. 6599, Chip Sealing 2011 - East.
Sponsors: BOARD OF PUBLIC WORKS
Legislative History
 3/2/11 BOARD OF PUBLIC WORKS RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER
38. [21317](#) Awarding Public Works Contract No. 6600, Chip Sealing 2011 - West
Sponsors: BOARD OF PUBLIC WORKS
Legislative History
 3/2/11 BOARD OF PUBLIC WORKS RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER
39. [21318](#) Awarding Public Works Contract No. 6632, Resurfacing 2011 - Asphalt Paving East & West.
Sponsors: BOARD OF PUBLIC WORKS
Legislative History
 3/2/11 BOARD OF PUBLIC WORKS RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER
40. [21319](#) Awarding Public Works Contract No. 6634, Resurfacing 2011 - Pavement Pulverizing East & West.
Sponsors: BOARD OF PUBLIC WORKS
Legislative History
 3/2/11 BOARD OF PUBLIC WORKS RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER
41. [21345](#) Approving plans and specifications for public improvements necessary for the project known as 6202 North Highlands Avenue Sanitary Sewer and authorizing construction to be undertaken by the Developer, Private Contract No. 2274. (19th AD)
Sponsors: BOARD OF PUBLIC WORKS
Legislative History
 3/2/11 BOARD OF PUBLIC WORKS RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER

42. [21409](#) Approving plans and specifications and authorizing the Board of Public Works to advertise and receive bids for Prairie Road Water Tower Replacement (7th AD)
- Sponsors:** BOARD OF PUBLIC WORKS
- Legislative History**
- | | | |
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| 3/2/11 | BOARD OF PUBLIC WORKS | RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER |
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43. [21416](#) Awarding Public Works Contract No. 6638, Storm Sewer with Resurfacing - West.
- Sponsors:** BOARD OF PUBLIC WORKS
- Legislative History**
- | | | |
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| 3/2/11 | BOARD OF PUBLIC WORKS | RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER |
|--------|-----------------------|---|
44. [21417](#) Awarding Public Works Contract No. 6640, Eastwood Drive Landscaping.
- Sponsors:** BOARD OF PUBLIC WORKS
- Legislative History**
- | | | |
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| 3/2/11 | BOARD OF PUBLIC WORKS | RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER |
|--------|-----------------------|---|
45. [21418](#) Awarding Public Works Contract No. 6643, Restoration/Landscaping 2011.
- Sponsors:** BOARD OF PUBLIC WORKS
- Legislative History**
- | | | |
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| 3/2/11 | BOARD OF PUBLIC WORKS | RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER |
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46. [21419](#) Awarding Public Works Contract No. 6658, University Avenue Relief Storm Sewer.
- Sponsors:** BOARD OF PUBLIC WORKS
- Legislative History**
- | | | |
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| 3/2/11 | BOARD OF PUBLIC WORKS | RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER |
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47. [21421](#) Improvements accepted for Wingra Parkway Improvements Phase 2, Contract No. 6179.
- Sponsors:** BOARD OF PUBLIC WORKS
- Legislative History**
- | | | |
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| 3/2/11 | BOARD OF PUBLIC WORKS | RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER |
|--------|-----------------------|---|

48. [21422](#) Improvements accepted for Maple Ave., Center Ave. & Ludington Ave. Reconstruction Assessment District, Contract No. 6281.
Sponsors: BOARD OF PUBLIC WORKS
Legislative History
 3/2/11 BOARD OF PUBLIC WORKS RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER
49. [21448](#) Approving plans and specifications and authorizing the Board of Public Works to advertise and receive bids for Olin-Turville Court Gate Installation, Contract No. 6662.
Sponsors: BOARD OF PUBLIC WORKS
Legislative History
 3/2/11 BOARD OF PUBLIC WORKS RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER
 A motion was made by Fix, seconded by Ald. Skidmore, to RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER. The motion passed by the following vote:
 Excused: 2
 No: 1
 Aye: 5
50. [21452](#) Approving temporary construction work with associated noise impacts between the hours of 7:00 PM and 7:00 AM on Old University Avenue from Farley Avenue to Paunack Place. (5th AD)
Sponsors: BOARD OF PUBLIC WORKS
Legislative History
 3/2/11 BOARD OF PUBLIC WORKS RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER
51. [21456](#) Improvements accepted for Capitol Square North Window and Frame Replacement - 2009, Contract No. 6397. (2nd AD)
Sponsors: BOARD OF PUBLIC WORKS
Legislative History
 3/2/11 BOARD OF PUBLIC WORKS RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER
52. [21478](#) Approving plans and specifications and authorizing the Board of Public Works to advertise and receive bids for repairs at the Capitol Square North, State Street Capitol, Government East, and State Street Campus (Lake) parking ramps (2nd, 4th, 6th and 8th AD)
Sponsors: BOARD OF PUBLIC WORKS
Legislative History
 3/2/11 BOARD OF PUBLIC WORKS RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER

53. [21491](#) Creating Sec. 10.33 including Charter Ordinance Sec. 10.33(10)(c) and creating new Sec. 8.15(3), renumbering current Secs. 8.15(3) through (5) to (4) through (6), creating Charter Ordinance Sec. 31.045(3)(c), amending Sec. 31.03(2), creating Sec. 31.041(3)(a)6., renumbering current Sec. 31.041(3)(a)6. to 7., amending Sec. 31.044(1)(c) and creating Sec. 31.046(4) of the Madison General Ordinances to allow for the operation of a City-sponsored bicycle-sharing program in Madison and the placement of signs on bicycle sharing facilities.

Sponsors: David J. Cieslewicz

Legislative History

2/21/11	Attorney's Office/Approval Group Board of Public Works; Urban Design; Board of Park Commissioners; Pedestrian/Bicycle	Referred for Introduction
2/22/11	COMMON COUNCIL Additional Referrals to: Urban Design Committee, Pedestrian/Bicycle/Motor Vehicle Commission, Downtown Coordinating Committee.	Referred to the BOARD OF PUBLIC WORKS
2/23/11	BOARD OF PUBLIC WORKS	Refer to the URBAN DESIGN COMMISSION
2/23/11	BOARD OF PUBLIC WORKS	Refer to the BOARD OF PARK COMMISSIONERS
2/23/11	BOARD OF PUBLIC WORKS	Refer to the PEDESTRIAN/BICYCLE/MOTOR VEHICLE COMMISSION
2/24/11	PEDESTRIAN/BICYCLE/MOTOR VEHICLE COMMISSION	Return to Lead with the Following Recommendation(s) to the BOARD OF PUBLIC WORKS
3/2/11	BOARD OF PUBLIC WORKS A motion was made by Pietz, seconded by Dailey, to RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER. The motion passed by the following vote: Excused - 2 No - 1 Aye - 5	RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER
3/2/11	URBAN DESIGN COMMISSION	Return to Lead with the Recommendation for Approval to the BOARD OF PUBLIC WORKS
3/9/11	BOARD OF PARK COMMISSIONERS	Return to Lead with the Recommendation for Approval to the BOARD OF PUBLIC WORKS

54. [21569](#) Authorizing the Mayor and the City Clerk to execute an Amendment to the contract between the City of Madison and KL Engineering, Inc., for additional design engineering services for University Avenue from Allen Boulevard to Segoe Road. (11th & 19th ADs)
Sponsors: BOARD OF PUBLIC WORKS
Legislative History
 3/2/11 BOARD OF PUBLIC WORKS RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER
55. [21570](#) Authorizing the Mayor and City Clerk to enter into an agreement with the City of Monona for the reconstruction of Monona Drive (W. Broadway to Pflaum Road). (16th AD)
Sponsors: BOARD OF PUBLIC WORKS
Legislative History
 3/2/11 BOARD OF PUBLIC WORKS RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER
56. [21573](#) Designating Eve Court, a public alley, within existing University Avenue / Campus Drive Right of Way, approving plans and specifications and authorizing construction to be undertaken by the Developer, Private Contract No. 2270 (5th AD)
Sponsors: BOARD OF PUBLIC WORKS
Legislative History
 3/2/11 BOARD OF PUBLIC WORKS RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER

REPORT OF ETHICS BOARD

57. [19916](#) SUBSTITUTE Amending Sec. 3.35(6)(h) and creating Secs. 3.35(6)(i) and (j) of the Madison General Ordinances to establish conditions and procedures for a third party to pay for incumbent's permitted expenses.
Sponsors: Michael E. Verveer
Legislative History
 9/14/10 Attorney's Office Ethics Board Referred for Introduction
 9/21/10 COMMON COUNCIL Referred to the ETHICS BOARD
 10/7/10 ETHICS BOARD RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER
 10/19/10 COMMON COUNCIL Referred to the COMMON COUNCIL
 11/9/10 COMMON COUNCIL Re-refer to the ETHICS BOARD

2/9/11 ETHICS BOARD RECOMMEND TO COUNCIL TO ADOPT -
REPORT OF OFFICER
Recommend adoption of Substitute Ordinance.

REPORT OF RISK MANAGER

58. [20947](#) K. Stevens, 223 N. Fifth St., Madison, 53704 - vehicle damage - \$119.00.
Legislative History
1/18/11 COMMON COUNCIL Referred to the Risk Manager
3/9/11 Risk Manager RECOMMEND TO COUNCIL TO
DISALLOW - REPORT OF OFFICER
59. [21003](#) NOTICE OF CLAIM: Stephen J. Eisenberg, Eisenberg Law Offices, attorney
for C. Pryor, 308 E. Washington Ave., Madison, 53701 - personal injury -
greater than \$1.00.
Legislative History
1/18/11 COMMON COUNCIL Referred to the Risk Manager
3/9/11 Risk Manager RECOMMEND TO COUNCIL TO
DISALLOW - REPORT OF OFFICER
60. [21084](#) V. Martin, 102-B Ponwood Cir., Madison, 53717 - personal injury - \$3,697.91.
Legislative History
2/1/11 COMMON COUNCIL Referred to the Risk Manager
3/9/11 Risk Manager RECOMMEND TO COUNCIL TO
DISALLOW - REPORT OF OFFICER
61. [21089](#) NOTICE OF CLAIM: J. Prabakaran, 782 Sky Ridge Dr., Madison, 53719 -
vehicle damage - greater than \$1.00.
Legislative History
2/1/11 COMMON COUNCIL Referred to the Risk Manager
3/9/11 Risk Manager RECOMMEND TO COUNCIL TO
DISALLOW - REPORT OF OFFICER
62. [21227](#) J. O'Neil, 7537 Midtown Rd., Verona, 53593 - vehicle damage - \$5214.72.
Legislative History
2/22/11 COMMON COUNCIL Referred to the Risk Manager
3/9/11 Risk Manager RECOMMEND TO COUNCIL TO
DISALLOW - REPORT OF OFFICER

63. [21300](#) R. Kundert, 746 W. Main St., Madison, 53715 - vehicle damage - \$92.31.
Legislative History
 2/22/11 COMMON COUNCIL Referred to the Risk Manager
 3/9/11 Risk Manager RECOMMEND TO COUNCIL TO DISALLOW - REPORT OF OFFICER
64. [21349](#) J. Kuban, 559 W. Monroe St., Pardeeville, 53954 - vehicle damage - \$211.00.
Legislative History
 2/22/11 COMMON COUNCIL Referred to the Risk Manager
 3/9/11 Risk Manager RECOMMEND TO COUNCIL TO DISALLOW - REPORT OF OFFICER
65. [21440](#) D. Griffin, 6414 Raymond Rd., Madison, 53711 - personal injury - \$1,594.00.
Legislative History
 2/22/11 COMMON COUNCIL Referred to the Risk Manager
 3/9/11 Risk Manager RECOMMEND TO COUNCIL TO DISALLOW - REPORT OF OFFICER
66. [21480](#) J. Flood, Afni Insurance Services, for American Family Insurance for J. Dart, 625 N. Henry St., #F, Madison, 53703 - vehicle damage - \$153.94.
Legislative History
 3/1/11 COMMON COUNCIL Referred to the Risk Manager
 3/9/11 Risk Manager RECOMMEND TO COUNCIL TO DISALLOW - REPORT OF OFFICER

REPORT OF SOLID WASTE ADVISORY COMMITTEE

67. [21125](#) Creating Sec. 10.18(7)(a)8., repealing Sec. 10.18(7)(c), and amending Sec. 10.18(7)(e) of the Madison General Ordinances to require the recycling of directories.
Sponsors: Satya V. Rhodes-Conway and Shiva Bidar-Sielaff
Legislative History
 1/20/11 Attorney's Office/Approval Group Referred for Introduction
 Solid Waste Advisory Committee; Board of Public Works
 2/1/11 COMMON COUNCIL Referred to the SOLID WASTE ADVISORY COMMITTEE
 Additional Referral to: Board of Public Works

2/2/11	SOLID WASTE ADVISORY COMMITTEE	Referred to the BOARD OF PUBLIC WORKS
2/16/11	BOARD OF PUBLIC WORKS	Return to Lead with the Recommendation for Approval to the SOLID WASTE ADVISORY COMMITTEE
3/3/11	SOLID WASTE ADVISORY COMMITTEE	RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER

INTRODUCTION OF NEW BUSINESS FOR REFERRAL WITHOUT DEBATE

ORDINANCES

68. [21604](#) Creating Section 28.06(2)(a)3523 of the Madison General Ordinances rezoning property from C Conservancy District to M1 Limited Manufacturing District. Proposed Use: Construct State of Wisconsin Joint Preservation Facility; 18th Aldermanic District; 402 Troy Drive.
- Sponsors:** Common Council By Request
- Legislative History**
- | | | |
|--------|--|---------------------------|
| 3/3/11 | Attorney's Office | Referred for Introduction |
| | Public Hearings: Planning Commission 4/11/11; Common Council 4/19/11 | |
69. [21605](#) Creating Section 28.06(2)(a)3524. of the Madison General Ordinances rezoning property from R5 General Residence District to PUD(GDP) Planned Unit Development (General Development Plan) District, and creating Section 28.06(2)(a)3525. of the Madison General Ordinances rezoning property from PUD(GDP) Planned Unit Development (General Development Plan) District to PUD(SIP) Planned Unit Development Plan (Specific Implementation Plan) District. Proposed Use: Demolish 4-unit apartment building to allow construction of a two-family residence. 6th Aldermanic District; 14 South Franklin Street.
- Sponsors:** Common Council By Request
- Legislative History**
- | | | |
|--------|---|---------------------------|
| 3/3/11 | Attorney's Office | Referred for Introduction |
| | Plan Commission; Public Hearings: Plan Commission 4/11/11; Common Council 4/19/11 | |
70. [21646](#) Amending all zoning districts in the Madison General Ordinances to allow bicycle-sharing facilities.
- Sponsors:** Mark Clear
- Legislative History**
- | | | |
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| 3/7/11 | Attorney's Office/Approval
Group
Plan Commission | Referred for Introduction |
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71. [21675](#) Amending Section 9.13(2) of the Madison General Ordinances to increase the fees for Special Event Umbrella street vending licenses.
- Sponsors:** Joseph R. Clausius
- Legislative History**
- | | | |
|--------|--|---------------------------|
| 3/9/11 | Attorney's Office/Approval Group
Vending Oversight Committee, Board of Health for Madison and Dane County | Referred for Introduction |
|--------|--|---------------------------|
72. [21682](#) Amending Section 24.04(3) of the Madison General Ordinances to create two new sound amplification permit areas, authorize the Park Commission to establish sound amplification permit fees, and clarify the application process for sound amplification permits.
- Sponsors:** Joseph R. Clausius
- Legislative History**
- | | | |
|--------|--|---------------------------|
| 3/9/11 | Attorney's Office/Approval Group
Downtown Coordinating Committee; March 29, 2011 Common Council meeting | Referred for Introduction |
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RESOLUTIONS

73. [21324](#) Authorizing the provision of up to \$239,993 in HOME Match funds to Silverstone Partners, Inc. to be used to assist with the acquisition and/or construction of Wingra Commons, a 63 unit rental property located at 1012 Fish Hatchery Rd.
- Sponsors:** Shiva Bidar-Sielaff, Tim Bruer and Marsha A. Rummel
- Legislative History**
- | | | |
|--------|---|---------------------------|
| 3/3/11 | COMMUNITY DEVELOPMENT BLOCK GRANT COMMITTEE | Referred for Introduction |
| 3/9/11 | COMMUNITY DEVELOPMENT BLOCK GRANT COMMITTEE
Board of Estimates | Referred for Introduction |
74. [21481](#) To approve the Madison Sustainability Plan.
- Sponsors:** Satya V. Rhodes-Conway
- Legislative History**
- | | | |
|---------|---|---------------------------|
| 2/23/11 | Council Office
Sustainable Design and Energy Committee, Board of Education-Common Council Liaison Committee, Board of Estimates, Board of Health for Madison and Dane County, Board of Park Commissioners, Board of Public Works, Committee on the Environment, Community Development Authority, Community Development Block Grant Committee, Economic Development Committee, Long Range Transportation Planning Committee, Madison Arts Commission, Pedestrian/Bicycle/Motor Vehicle Commission, Plan Commission, Solid Waste Advisory Committee, Transit and Parking Commission, Urban Design Commission | Referred for Introduction |
|---------|---|---------------------------|

75. [21551](#) To extend the closing hours at Olbrich Botanical Gardens to 11:30 p.m. on Saturday, June 18, 2011 for the 24th annual Rhapsody in Bloom benefit dinner and dance. ADs 6 & 15
- Sponsors:** Marsha A. Rummel, Larry Palm, Joseph R. Clausius and Paul E. Skidmore
- Legislative History**
- | | | |
|---------|-----------------------------|---|
| 3/9/11 | BOARD OF PARK COMMISSIONERS | RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER |
| 3/10/11 | Parks Division | Referred for Introduction
Adopt at the 3-29-2011 Common Council meeting. |
76. [21556](#) To commemorate the 41st anniversary of Earth Day on April 22, 2011, to proclaim April 23, 2011 as Earth Day Clean-up Day and endorsing and encouraging citizen participation in the clean-up events at City of Madison Parks. (Various ADs)
- Sponsors:** David J. Cieslewicz and Common Council By Request
- Legislative History**
- | | | |
|---------|-----------------------------|---|
| 3/9/11 | BOARD OF PARK COMMISSIONERS | RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER |
| 3/10/11 | Parks Division | Referred for Introduction |
77. [21572](#) Authorizing the Mayor, City Clerk and Chief of Police to accept donations of cash, goods and services for the purpose of addressing the conditions that give rise to public safety issues regarding social networking, cell phones, online gaming, and the Internet (cyber safety).
- Sponsors:** David J. Cieslewicz and Paul E. Skidmore
- Legislative History**
- | | | |
|--------|---|---------------------------|
| 3/1/11 | Police Department
Board of Estimates | Referred for Introduction |
|--------|---|---------------------------|
78. [21586](#) Establishing a Glass-Free Zone for the West mifflin Street area 8:00 a.m. on April 30, 2011 through 6:00 a.m. on May 1, 2011
- Sponsors:** Michael E. Verveer
- Legislative History**
- | | | |
|--------|-------------------|---|
| 3/4/11 | Attorney's Office | Referred for Introduction
For adoption at 3/29/11 Common Council meeting |
|--------|-------------------|---|
79. [21598](#) Amending the 2011 Capital Budgets of Engineering Major Streets, Stormwater Utility and Water Utility to allow for the construction of an assessable project for the proposed Genesis subdivision. (16th AD)
- Sponsors:** Judy Compton
- Legislative History**
- | | | |
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| 3/3/11 | Engineering Division
Board of Estimates | Referred for Introduction |
|--------|--|---------------------------|

80. [21638](#) Authorizing the execution of an Underground Electric Line Easement to Madison Gas and Electric Company across a portion of Droster Park, located at 1429 Droster Road.
- Sponsors:** Judy Compton
- Legislative History**
- 3/7/11 Economic Development Division Referred for Introduction
Board of Park Commissioners, Plan Commission.
81. [21639](#) Amending Resolution 18619 to revise the Assignment and Agreement between the City of Madison and Madison Metropolitan Sewerage District, and acceptance of a Quit Deed from Madison Metropolitan Sewerage District to the City of Madison for all rights and title to a continuous portion of the Southwest Interceptor, at no cost to the City of Madison.
- Sponsors:** Brian L. Solomon and Julia S. Kerr
- Legislative History**
- 3/7/11 Economic Development Division Referred for Introduction
Board of Public Works, Plan Commission.
82. [21647](#) Authorizing the Mayor and City Clerk to execute a temporary limited easement for sloping and grading purposes to the Town of Middleton for the reconstruction of a portion of Old Sauk Road.
- Sponsors:** Paul E. Skidmore
- Legislative History**
- 3/8/11 Economic Development Division Referred for Introduction
Water Utility Board.
83. [21650](#) Adopting the 2011 Economic Development Division Work Plan.
- Sponsors:** Mark Clear
- Legislative History**
- 3/8/11 Economic Development Division Referred for Introduction
Economic Development Committee, Board of Estimates.
84. [21668](#) Authorizing the Transit General Manager to file an application for a Section 5307, public transit capital, capital maintenance, and capital planning grant with U.S. Department of Transportation and authorizing the Mayor and the City Clerk to execute the associated grant agreement with USDOT and the associated 13 (c) agreement with Teamsters Local No. 695.
- Sponsors:** Brian L. Solomon, Jed Sanborn and Chris Schmidt
- Legislative History**
- 3/8/11 Metro Transit Referred for Introduction
Transit and Parking Commission; Board of Estimates

85. [21669](#) Authorizing the Transit General Manager to file an application for a Section 5309 formula public transit capital grant with U.S. Department of Transportation and authorizing the Mayor and the City Clerk to execute the associated grant agreement with USDOT and the associated 13 (c) agreement with Teamsters Local No. 695.
- Sponsors:** Brian L. Solomon, Jed Sanborn and Chris Schmidt
- Legislative History**
- | | | |
|--------|--|---------------------------|
| 3/8/11 | Metro Transit
Transit and Parking Commission; Board of Estimates. | Referred for Introduction |
|--------|--|---------------------------|
86. [21670](#) Authorizing the Transit General Manager to file an application for a public transit capital grant with U.S. Department of Transportation and authorizing the Mayor and the City Clerk to execute the associated grant agreement with USDOT and the associated 13 (c) agreement with Teamsters Local No. 695.
- Sponsors:** Brian L. Solomon, Jed Sanborn and Chris Schmidt
- Legislative History**
- | | | |
|--------|---|---------------------------|
| 3/8/11 | Metro Transit
Transit and Parking Commission; Board of Estimates | Referred for Introduction |
|--------|---|---------------------------|
87. [21671](#) Authorizing the Transit General Manager to file an application for a public transit capital grant with U.S. Department of Transportation and authorizing the Mayor and the City Clerk to execute the associated grant agreement with USDOT and the associated 13 (c) agreement with Teamsters Local No. 695.
- Sponsors:** Brian L. Solomon, Jed Sanborn and Chris Schmidt
- Legislative History**
- | | | |
|--------|---|---------------------------|
| 3/8/11 | Metro Transit
Transit and Parking Commission; Board of Estimates | Referred for Introduction |
|--------|---|---------------------------|
88. [21678](#) Accepting a Safety and Security Report from the Allied Area Task Force
- Sponsors:** Brian L. Solomon
- Legislative History**
- | | | |
|--------|---|---------------------------|
| 3/9/11 | ALLIED AREA TASK
FORCE
Board of Estimates | Referred for Introduction |
|--------|---|---------------------------|
89. [21696](#) Authorizing the execution of a lease between the City of Madison and East Washington LLC to provide an off-street temporary parking location during the reconstruction of Williamson Street.
- Sponsors:** Marsha A. Rummel
- Legislative History**
- | | | |
|---------|--|---------------------------|
| 3/10/11 | Economic Development
Division
Board of Public Works, Board of Estimates. | Referred for Introduction |
|---------|--|---------------------------|

PRESENTATION OF CLAIMS AGAINST THE CITY OF MADISON**CLAIMS - REFER TO RISK MANAGER**

90. [21534](#) C. Kane, Allstate Property and Casualty Insurance Co. for S. Vulpal, 7706 Brule St., Madison, 53717 - vehicle damage - \$3,083.98.
91. [21535](#) R. Vorpahl, 1603 Drotning Rd., Stoughton, 53589 - vehicle damage - \$507.12.
92. [21536](#) R. Perno, State Farm Mutual Automobile Insurance Co. for M. Prusha, 1506 Bradford Bay, Waunakee, 53597 - vehicle damage - \$7,748.52.
93. [21565](#) D. Schmidt, 4306 E. MH Townline Rd., Milton, 53563 - personal injury - \$75,000.00.
94. [21566](#) Nick Watson for Trumbull Services, doing business on behalf of General Casualty Company of Wisconsin, 55 Farmington Ave., Ste. 100, Hartford, CT 06105, for Cress Funeral Service, Inc. - vehicle damage - \$6,801.05.
95. [21579](#) Allstate Property and Casualty Insurance Company for T. Rooney, 8443 Ellington Way, Middleton, 53562 - vehicle damage - \$3718.18.
96. [21581](#) H. Khazai, 22 Prairie Hill Ct., Madison, 53719 - property damage - \$3820.00.
97. [21602](#) D. Dohm, W10372 Hwy. 60, Lodi, 53555 - property damage - \$566.88.
98. [21626](#) K. Kirch, 4433 Stace Rd., McFarland, 53558 - vehicle damage - \$916.91.
99. [21633](#) D. Eddings, 3560 Valley Ridge Rd., Middleton, 53562 - vehicle damage - \$281.42.
100. [21635](#) R. Johnson, 3465 Dorchester Way, Madison, 53719 - vehicle damage - \$419.58.
101. [21637](#) K. Ottery, West Bend, for A. Melis, 111 W. Lane St., Sun Prairie, 53590 - vehicle damage - \$835.78.
102. [21652](#) A. Holke, 514 Stang St., Madison, 53704 - vehicle damage - \$2,538.75.
103. [21666](#) N. Miller, 1044 N. Pleasant View Rd., #201, Middleton, 53562 - vehicle damage - \$199.20.

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