



# 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](http://www.madisoncitychannel.tv).*

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Tuesday, November 19, 2013

6:30 PM

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

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### **SPEAKING GUIDELINES**

If you need an interpreter, translator, materials in alternate formats or other accommodations to access this service, activity or program, please call the phone number below at least three business days prior to the meeting.

Si necesita un intérprete, un traductor, materiales en formatos alternativos u otros arreglos para acceder a este servicio, actividad o programa, comuníquese al número de teléfono que figura a continuación tres días hábiles como mínimo antes de la reunión.

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.

Please contact the Office of the Common Council at (608) 266-4071.

#### **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: Mayor Soglin**

### **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

1. [31746](#) Bring Your Meeting Home Appreciation Program
 

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

**Legislative History**

11/13/13	Mayor's Office	RECOMMEND TO COUNCIL TO ADOPT UNDER SUSPENSION OF RULES 2.04, 2.05, 2.24, & 2.25 - REPORT OF OFFICER
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2. [32082](#) Proclaiming December 7, 2013 as "Mad Rollin' Dolls Roller Derby Day" and congratulating the derby team and volunteers on celebrating their 10th Anniversary in Madison, Wisconsin.
 

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

**Legislative History**

11/6/13	Council Office	RECOMMEND TO COUNCIL TO ADOPT UNDER SUSPENSION OF RULES 2.04, 2.05, 2.24, & 2.25 - MISC. ITEMS
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3. [32187](#) Congratulating the Madison Mallards on winning the 2013 Northwoods League Championship and being honored as the 2013 Northwoods League, Organization of the Year.
 

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

**Legislative History**

11/13/13	Parks Division	RECOMMEND TO COUNCIL TO ADOPT UNDER SUSPENSION OF RULES 2.04, 2.05, 2.24, & 2.25 - MISC. ITEMS
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4. [32190](#) Honoring the Marquette-Williamson Neighborhood and Marquette Neighborhood Association as a 2013 Great Places in America by the American Planning Association
 

**Sponsors:** Paul R. Soglin and Marsha A. Rummel

**Legislative History**

11/13/13	Department of Planning and Community and Economic Development	RECOMMEND TO COUNCIL TO ADOPT UNDER SUSPENSION OF RULES 2.04, 2.05, 2.24, & 2.25 - REPORT OF OFFICER
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## PETITIONS AND COMMUNICATIONS

None received by the agenda deadline

## 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

## REPORT OF PLAN COMMISSION

5. [31423](#) Creating Section 28.022 -- 00077 of the Madison General Ordinances rezoning property from TR-C2 (Traditional Residential - Consistent District 2) District to TR-C3 (Traditional Residential - Consistent District 3) District. Proposed Use: Demolish single-family residence and construct new residence in TR-C3 zoning. 13th Aldermanic District; 801 Erin Street
- Sponsors:** Planning Division
- Legislative History**
- |          |  |  |
|----------|--|--|
| 8/27/13  | Attorney's Office<br>Plan Commission; Public Hearings: Plan Commission 10/14/13, Common Council 10/29/13 | Referred for Introduction  |
| 9/3/13   | COMMON COUNCIL   | Referred for Public Hearing to the PLAN COMMISSION   |
| 10/14/13 | PLAN COMMISSION  | RECOMMEND TO COUNCIL TO RE-REFER - PUBLIC HEARING to the PLAN COMMISSION<br><br>The Plan Commission recommended re-referral of the zoning map amendment to its November 4, 2013 meeting and the November 19, 2013 Common Council meeting to allow the applicant to revise his plans to reflect the denial of the zoning variances necessary for the original plans to be approved. |
| 10/29/13 | COMMON COUNCIL   | Re-refer for Recessed Public Hearing to the PLAN COMMISSION  |

11/4/13      PLAN COMMISSION      RECOMMEND TO COUNCIL TO ADOPT  
WITH CONDITIONS - RECESSED PUBLIC  
HEARING

The Plan Commission found that the standards and criteria met and recommended approval of the zoning map amendment and approved the related demolition permit (ID 31545) subject to the comments and conditions contained in the Plan Commission materials.

The approval passed 6-1 on the following vote: AYE: Ald. King, Ald. Zellers, Berger, Hamilton-Nisbet, Rewey, Sheppard; NAY: Cantrell; NON-VOTING: Opin; EXCUSED: Ald. Resnick, Finnemore, Heifetz, Sundquist).

## PUBLIC HEARINGS - BEGIN AT 6:45 PM

### REPORT OF PLAN COMMISSION

6.      [31427](#)      Creating Section 28.022 - 00073 of the Madison General Ordinances rezoning 10203 Mineral Point Road, 9th Aldermanic District from SR-C1 (Suburban Residential - Consistent District 1) District and SR-V2 (Suburban Residential - Varied District 2) District to TR-C3 (Traditional Residential - Consistent District 3) District; and  
Creating Section 28.022 - 00074 of the Madison General Ordinances rezoning property from SR-C1 (Suburban Residential - Consistent District 1) District, and SR-V2 (Suburban Residential - Varied District 2) District to TR-U1 (Traditional Residential - Urban District 1) District. Proposed Use: Birchwood Point, creating 230 single-family residential lots, 1 lot for future multi-family development, 41 public outlots, and 1 outlot to be maintained privately. 9th Aldermanic District; 10203 Mineral Point Road.
- Sponsors:**      Planning Division
- Legislative History**
- |         |                   |   |
|---------|-------------------|---|
| 8/27/13 | Attorney's Office | Referred for Introduction<br>Plan Commission; Public Hearings: Plan Commission 9/30/13, Common Council 10/15/13 |
| 9/3/13  | COMMON COUNCIL    | Referred for Public Hearing to the PLAN COMMISSION  |

11/4/13      PLAN COMMISSION      RECOMMEND TO COUNCIL TO ADOPT  
WITH CONDITIONS - PUBLIC HEARING

On a motion by Ald. King, seconded by Ald. Resnick, the Plan Commission found that the standards and criteria met and recommended approval of the zoning map amendment and the related subdivision plat of Birchwood Point (ID 31307) subject to the comments and conditions contained in the Plan Commission materials and the following conditions of approval:

- That condition #1 of the staff report requiring that specific lots be zoned TR-C1 instead of TR-C3 be deleted and replaced with a requirement that the applicant execute a Land Use Restriction Agreement (LURA) benefitting the City, which prohibits the further subdivision of the 230 single-family lots. The LURA shall be executed against Lots 2-231 of the plat, with the form approved by the City and executed by the applicant prior to final approval and recording of the Birchwood Point plat, and recorded with the Dane County Register of Deeds immediately following recording of the final plat.

- That Outlot 6 be dedicated to the City as public parkland in its current configuration.

- That the fence(s) requested in the Parks Division memo along the boundary of Outlot 9 be installed by the developer at his expense on private property in a form that is mutually agreeable to the developer and Parks Division staff. The fence shall be maintained by the property owners. The cost of the fence shall not be eligible for park development fee credits.

The Plan Commission recommended approval of the rezoning and plat on the following 7-1 vote: AYE: Ald. King, Ald. Resnick, Ald. Zellers, Cantrell, Hamilton-Nisbet, Rewey, Sheppard; NAY: Berger; NON-VOTING: Opin; EXCUSED: Finnemore, Heifetz, Sundquist.

The motion to recommend approval was passed following reconsideration of a previous motion by Berger, seconded by Ald. Resnick and passed by voice vote/ other to recommend approval of the zoning map amendment and the related subdivision plat with only the second and third conditions listed above. Reconsideration was moved by Ald. Resnick, seconded by Ald. King and passed on the following 6-2 vote: AYE: Ald. King, Ald. Resnick, Cantrell, Hamilton-Nisbet, Rewey, Sheppard; NAY: Ald. Zellers, Berger; NON-VOTING: Opin; EXCUSED: Finnemore, Heifetz, Sundquist.

7.      [31717](#)

Repealing and recreating Sec. 28.143, amending Secs. 28.032, 28.061, 28.072, 28.082, 28.091 28.098(6), 28.134(2) & (3), 28.183(8) & (10)(a), 28.206, 28.211, 17.08(2), 17.12(2)(b)5. and (2)(d) and creating Secs. 28.148 and 28.074(4)(d) of the Madison General Ordinances to comply with new Wis. Stat. §§ 66.0404 and 66.0406.

**Sponsors:**      Steve King, Scott J. Resnick and Ledell Zellers

**Legislative History**

9/24/13	Attorney's Office/Approval Group Plan Commission; Public Hearings: Plan Commission 11/4/13; Common Council 11/19/13	Referred for Introduction
10/1/13	COMMON COUNCIL	Referred for Public Hearing to the PLAN COMMISSION
11/4/13	PLAN COMMISSION	RECOMMEND TO COUNCIL TO ADOPT - PUBLIC HEARING  The Plan Commission recommended approval of the zoning text amendment by voice vote/ other.

8. [31718](#) SUBSTITUTE Amending Sections 28.138(4)(a) and (5)(a) of the Madison General Ordinances to clarify the term lakefront side of a building in the Zoning Code.
- Sponsors:** Scott J. Resnick and Ledell Zellers
- Legislative History**
- |         |   |  |
|---------|---|--|
| 9/24/13 | Attorney's Office/Approval Group<br>Plan Commission; Public Hearings: Plan Commission 11/4/13; Common Council 11/19/13    | Referred for Introduction                          |
| 10/1/13 | COMMON COUNCIL  | Referred for Public Hearing to the PLAN COMMISSION |
| 11/4/13 | PLAN COMMISSION<br>The Plan Commission recommended approval of the substitute zoning text amendment by voice vote/ other. | RECOMMEND TO COUNCIL TO ADOPT - PUBLIC HEARING     |
9. [31719](#) Amending Section 28.137 of the Madison General Ordinances to allow conforming detached residential units in planned multi-use sites in applicable zoning districts.
- Sponsors:** Steve King, Scott J. Resnick and Ledell Zellers
- Legislative History**
- |         |  |  |
|---------|--|--|
| 9/24/13 | Attorney's Office/Approval Group<br>Plan Commission; Public Hearings: Plan Commission 11/4/13; Common Council 11/19/13 | Referred for Introduction                          |
| 10/1/13 | COMMON COUNCIL   | Referred for Public Hearing to the PLAN COMMISSION |
| 11/4/13 | PLAN COMMISSION<br>The Plan Commission recommended approval of the zoning text amendment by voice vote/ other.         | RECOMMEND TO COUNCIL TO ADOPT - PUBLIC HEARING     |
10. [31720](#) SUBSTITUTE Amending Section 28.082(1) of the Madison General Ordinances to allow indoor recreation and outdoor recreation as a conditional use in various Employment Districts.
- Sponsors:** Ledell Zellers
- Legislative History**
- |         |   |  |
|---------|---|--|
| 9/24/13 | Attorney's Office/Approval Group<br>Plan Commission; Public Hearings: Plan Commission 11/4/13; Common Council 11/19/13    | Referred for Introduction                          |
| 10/1/13 | COMMON COUNCIL  | Referred for Public Hearing to the PLAN COMMISSION |
| 11/4/13 | PLAN COMMISSION<br>The Plan Commission recommended approval of the substitute zoning text amendment by voice vote/ other. | RECOMMEND TO COUNCIL TO ADOPT - PUBLIC HEARING     |

11. [31721](#) Amending Section 28.084(4) of the Madison General Ordinances to correct a problem with the site standard regulations for corner buildings in the Traditional Employment (TE) District.
- Sponsors:** Steve King, Scott J. Resnick and Ledell Zellers
- Legislative History**
- |         |   |  |
|---------|---|--|
| 9/24/13 | Attorney's Office/Approval Group  | Referred for Introduction                          |
|         | Plan Commission; Public Hearings: Plan Commission 11/4/13; Common Council 11/19/13          |  |
| 10/1/13 | COMMON COUNCIL  | Referred for Public Hearing to the PLAN COMMISSION |
| 11/4/13 | PLAN COMMISSION   | RECOMMEND TO COUNCIL TO ADOPT - PUBLIC HEARING     |
|         | The Plan Commission recommended approval of the zoning text amendment by voice vote/ other. |  |
12. [31734](#) Creating Section 28.022 - 00081 of the Madison General Ordinances to change the zoning of property located at 3802 Packers Avenue, 12th Aldermanic District from SR-C1 (Suburban Residential - Consistent 1) District to PD(GDP) Planned Development (General Development Plan) District for a future senior independent living and assisted-living development.
- Sponsors:** Planning Division
- Legislative History**
- |         |   |  |
|---------|---|--|
| 9/25/13 | Attorney's Office   | Referred for Introduction                                      |
|         | Plan Commission; Public Hearings: Plan Commission 11/4/13, Common Council 11/19/13  |  |
| 10/1/13 | COMMON COUNCIL  | Referred for Public Hearing to the PLAN COMMISSION             |
| 11/4/13 | PLAN COMMISSION   | RECOMMEND TO COUNCIL TO ADOPT WITH CONDITIONS - PUBLIC HEARING |
|         | The Plan Commission recommended approval of the proposed zoning map amendment subject to the comments and conditions contained in the Plan Commission materials, with the deletion of recommended conditions 1, 2, 10, 11, and 33 in the November 4, 2013 Report to the Plan Commission and the following additional condition: |  |
|         | - That a public bike and pedestrian path reservation be added in the southeastern corner of the site. The reservation would generally be within a rectangular area bounded by the proposed eastern property line, the western edge of the east driveway, extending approximately back 50 feet from Tennyson Lane.               |  |
|         | The recommendation of approval passed by voice vote/ other.   |  |
13. [31735](#) Creating Section 28.022 - 00084 of the Madison General Ordinances to amend a Planned Development District to approve an Amended General Development Plan, and creating Section 28.022 - 00085 to amend a Planned Development District to approve an Amended Specific Implementation Plan to allow dwelling units and potential office space and a daycare to be added to a senior residential community at 5817 Halley Way, 3rd Aldermanic District.
- Sponsors:** Planning Division
- Legislative History**
- |         |  |                           |
|---------|--|---------------------------|
| 9/25/13 | Attorney's Office  | Referred for Introduction |
|         | Plan Commission; Public Hearings: Plan Commission 11/4/13; Common Council 11/19/13 |                           |

10/1/13	COMMON COUNCIL	Referred for Public Hearing to the PLAN COMMISSION
11/4/13	PLAN COMMISSION	RECOMMEND TO COUNCIL TO ADOPT WITH CONDITIONS - PUBLIC HEARING The Plan Commission recommended approval of the amended Planned Development district subject to the comments and conditions contained in the Plan Commission materials.

14. [31742](#) Creating Section 28.022 -- 00082 of the Madison General Ordinances to rezone 502 Apollo Way, 3rd Aldermanic District from Planned Development District (General Development Plan) to Planned Development District (Specific Implementation Plan) to allow construction of a 105-unit apartment building.

**Sponsors:** Planning Division

**Legislative History**

9/25/13	Attorney's Office	Referred for Introduction Plan Commission; Public Hearings: Plan Commission 11/4/13, Common Council 11/19/13
10/1/13	COMMON COUNCIL	Referred for Public Hearing to the PLAN COMMISSION
11/4/13	PLAN COMMISSION	RECOMMEND TO COUNCIL TO ADOPT WITH CONDITIONS - PUBLIC HEARING The Plan Commission recommended approval of the amended Planned Development district subject to the comments and conditions contained in the Plan Commission materials.

**END OF PUBLIC HEARINGS**

**BUSINESS PRESENTED BY THE MAYOR**

15. [31977](#) Report of the Mayor submitting citizen committee appointments (introduction 10-29-2013; action 11-19-2013).

**Sponsors:** Paul R. Soglin

**Legislative History**

10/23/13	Mayor's Office	Referred for Introduction Confirm 11-19-2013
10/29/13	COMMON COUNCIL	Refer to a future Meeting to Confirm to the COMMON COUNCIL

16. [32161](#) Report of the Mayor submitting a citizen committee appointment to the University Hill Farms Ad Hoc Steering Committee.

**Sponsors:** Paul R. Soglin

**Legislative History**

11/12/13	Mayor's Office	RECOMMEND TO COUNCIL TO ADOPT UNDER SUSPENSION OF RULES 2.04, 2.05, 2.24, & 2.25 - MISC. ITEMS Confirm 11-19-2013
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17. [32164](#) Report of the Mayor submitting citizen committee appointments (introduction 11-19-2013; action 12-3-2013).  
**Sponsors:** Paul R. Soglin  
**Legislative History**  
 11/13/13 Mayor's Office Referred for Introduction  
 Confirm 12-3-2013

## BUSINESS PRESENTED BY THE PRESIDENT OF THE COMMON COUNCIL

18. [32079](#) Authorizing fire fighters employed by the City of Madison to continue participating in the partnership between the International Association of Fire Fighters and the Muscular Dystrophy Association by soliciting for donations during the annual "Fill the Boot" campaign.  
**Sponsors:** Paul E. Skidmore  
**Legislative History**  
 11/6/13 Council Office RECOMMEND TO COUNCIL TO ADOPT UNDER SUSPENSION OF RULES 2.04, 2.05, 2.24, & 2.25 - MISC. ITEMS
19. [32174](#) Amending Resolution RES-13-00244, Legistar No. 29733 to provide that the TIF Policy Review Ad Hoc Committee shall complete its work no later than December 20, 2013.  
**Sponsors:** Chris Schmidt  
**Legislative History**  
 11/12/13 Council Office RECOMMEND TO COUNCIL TO ADOPT UNDER SUSPENSION OF RULES 2.04, 2.05, 2.24, & 2.25 - MISC. ITEMS

## REPORTS OF OFFICERS

### REPORT OF BOARD OF ESTIMATES

20. [31653](#) Recreating a 1.0 FTE HR Analyst 2 (CG18-08) position, currently occupied by J. Trimbell (#865), as an HR Analyst 3 (CG18-10) within the HR Department budget and reallocation of the incumbent to the new position.  
**Sponsors:** Paul R. Soglin  
**Legislative History**  
 9/23/13 Human Resources Department Referred for Introduction  
 Board of Estimates 10/7/13, Personnel Board 10/1/13  
 10/1/13 COMMON COUNCIL Referred to the BOARD OF ESTIMATES  
 Additional referral to Personnel Board  
 10/1/13 BOARD OF ESTIMATES Refer to the PERSONNEL BOARD

11/6/13	PERSONNEL BOARD	Return to Lead with the Recommendation for Approval to the BOARD OF ESTIMATES
11/11/13	BOARD OF ESTIMATES	RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER

21. [31703](#) Recreate the 1.0 FTE position of Hydrogeologist 1, #1073 (occupied by B. Bemis), in CG18-08, as a Hydrogeologist 3, CG18-10 in the Engineering Division budget. Reallocate the respective incumbent of position #1073 to the new position.

**Sponsors:** Paul R. Soglin

**Legislative History**

9/23/13	Human Resources Department <small>Board of Estimates 10/7/13, Personnel Board 10/1/13</small>	Referred for Introduction
10/1/13	COMMON COUNCIL <small>Additional referral to Personnel Board</small>	Referred to the BOARD OF ESTIMATES
10/1/13	BOARD OF ESTIMATES	Refer to the PERSONNEL BOARD
11/6/13	PERSONNEL BOARD	Return to Lead with the Recommendation for Approval to the BOARD OF ESTIMATES
11/11/13	BOARD OF ESTIMATES	RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER

22. [31705](#) Create a new classification of Traffic Signal Electrician 3 in CG16, R18. Create a new position of Traffic Signal Electrician 3, CG16, R18, in the Traffic Engineering Division budget to be filled through an internal competitive process. Upon filling the position, the underlying vacancy will be deleted to fund the new position.

**Sponsors:** Paul R. Soglin

**Legislative History**

9/23/13	Human Resources Department <small>Board of Estimates 10/7/13, Personnel Board 10/1/13</small>	Referred for Introduction
10/1/13	COMMON COUNCIL <small>Additional referral to Personnel Board</small>	Referred to the BOARD OF ESTIMATES
10/1/13	BOARD OF ESTIMATES	Refer to the PERSONNEL BOARD
11/6/13	PERSONNEL BOARD	Return to Lead with the Recommendation for Approval to the BOARD OF ESTIMATES
11/11/13	BOARD OF ESTIMATES	RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER

23. [31707](#) Amending Section 3.54(1)(b) of the Madison General Ordinances by deleting the classifications of Hydrogeologist 1 in Compensation Group (CG) 18, Range 08, and the Hydrogeologist 2 in CG 18, Range 12 and creating the classifications of Hydrogeologist 1 in CG 18, Range 06, Hydrogeologist 2 in CG 18, Range 08, Hydrogeologist 3 in CG 18, Range 10 and Hydrogeologist 4 in CG 18, Range 12.

**Sponsors:** Paul R. Soglin

**Legislative History**

9/24/13	Attorney's Office/Approval Group Board of Estimates, Personnel Board	Referred for Introduction
10/1/13	COMMON COUNCIL Additional referral to Personnel Board	Referred to the BOARD OF ESTIMATES
10/1/13	BOARD OF ESTIMATES	Referred to the PERSONNEL BOARD
11/6/13	PERSONNEL BOARD	Return to Lead with the Recommendation for Approval to the BOARD OF ESTIMATES
11/11/13	BOARD OF ESTIMATES	RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER

24. [31708](#) Adopting the City Engineering logo as the official City of Madison logo.

**Sponsors:** Maurice S. Cheeks, Scott J. Resnick, Chris Schmidt and Mark Clear

**Legislative History**

9/24/13	Council Office Board of Estimates, Common Council Organizational Committee	Referred for Introduction
10/1/13	COMMON COUNCIL Additional referral to Common Council Organizational Committee	Referred to the BOARD OF ESTIMATES
10/1/13	BOARD OF ESTIMATES	Refer to the COMMON COUNCIL ORGANIZATIONAL COMMITTEE
10/29/13	COMMON COUNCIL ORGANIZATIONAL COMMITTEE	Return to Lead with the Recommendation for Approval to the BOARD OF ESTIMATES
11/11/13	BOARD OF ESTIMATES	RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER

25. [31896](#) Report of the Chief of Police: 3rd Quarter 2013 Overtime

**Legislative History**

10/16/13	Police Department Board of Estimates	Referred for Introduction
10/29/13	COMMON COUNCIL	Referred to the BOARD OF ESTIMATES

11/11/13 BOARD OF ESTIMATES RECOMMEND TO COUNCIL TO ACCEPT  
- REPORT OF OFFICER

26. [31876](#)

SUBSTITUTE Authorizing the execution of a Space Use Agreement with Madison Public Library Foundation, Inc. for the Foundation's use of office space at the Central Library located at 201 W. Mifflin Street.

**Sponsors:** Michael E. Verveer

**Legislative History**

10/9/13 Economic Development Division Referred for Introduction  
Board of Estimates, Madison Public Library Board

10/15/13 COMMON COUNCIL Referred to the BOARD OF ESTIMATES

10/15/13 BOARD OF ESTIMATES Refer to the MADISON PUBLIC LIBRARY BOARD

11/11/13 BOARD OF ESTIMATES RECOMMEND TO COUNCIL TO ADOPT -  
REPORT OF OFFICER

27. [31948](#)

Recreate the 0.6 FTE position (#4416) of "Community Services Specialist 2" (CG18/R08) as a 1.0 FTE position in the Community Development Division budget.

**Sponsors:** Paul R. Soglin

**Legislative History**

10/18/13 Human Resources Department Referred for Introduction  
Board of Estimates 11/11/13

10/29/13 COMMON COUNCIL Referred to the BOARD OF ESTIMATES

11/11/13 BOARD OF ESTIMATES RECOMMEND TO COUNCIL TO ADOPT -  
REPORT OF OFFICER

28. [31949](#)

Create a new classification of Fleet Service Parts Leadworker in CG15, Range 8. Upon the filling of the Leadworker, delete the classification of Fleet Parts Project Technician in CG15, Range 7. Recreate position #3217 of Fleet Parts Project Technician as a Fleet Service Parts Leadworker in the Fleet Service budget to be filled through an internal competitive process.

**Sponsors:** Paul R. Soglin

**Legislative History**

10/18/13 Human Resources Department Referred for Introduction  
Board of Estimates 11/11/13, Personnel Board 11/6/13

10/29/13 COMMON COUNCIL Referred to the BOARD OF ESTIMATES  
Additional referral to the Personnel Board

10/29/13 BOARD OF ESTIMATES Referred to the PERSONNEL BOARD

11/6/13	PERSONNEL BOARD	Return to Lead with the Recommendation for Approval to the BOARD OF ESTIMATES
11/11/13	BOARD OF ESTIMATES	RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER

29. [31958](#) Amending Sections 1.08(2), (3)(c) and (3)(d) of the Madison General Ordinances to allow for an increase in Municipal Court costs, consistent with any changes in State Statute, and clarify that payments made by the public are made payable to the Madison Municipal Court.

**Sponsors:** Michael E. Verveer

**Legislative History**

10/22/13	Attorney's Office/Approval Group Board of Estimates	Referred for Introduction
10/29/13	COMMON COUNCIL	Referred to the BOARD OF ESTIMATES
11/11/13	BOARD OF ESTIMATES	RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER

#### REPORT OF BOARD OF PARK COMMISSIONERS

30. [31874](#) Authorizing the execution of an Underground Electric Line Easement to Madison Gas and Electric Company across a portion of the Central Park, located at 202 South Ingersoll Street.

**Sponsors:** Marsha A. Rummel

**Legislative History**

10/9/13	Economic Development Division Board of Park Commissioners, Plan Commission	Referred for Introduction
10/15/13	COMMON COUNCIL Additional referral to Plan Commission	Referred to the BOARD OF PARK COMMISSIONERS
10/16/13	BOARD OF PARK COMMISSIONERS	Refer to the PLAN COMMISSION
11/4/13	PLAN COMMISSION	Return to Lead with the Recommendation for Approval to the BOARD OF PARK COMMISSIONERS
11/13/13	BOARD OF PARK COMMISSIONERS	RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER

31. [31942](#) Repealing and recreating Section 28.32(2) of the Madison General Ordinances to clarify the subsection outlining the City dog parks and applicable rules and adding two new off-leash dog park locations.

**Sponsors:** Joseph R. Clausius, Mark Clear, Maurice S. Cheeks, Paul E. Skidmore and Steve King

**Legislative History**

10/18/13	Attorney's Office/Approval Group Board of Park Commissioners	Referred for Introduction
10/29/13	COMMON COUNCIL	Referred to the BOARD OF PARK COMMISSIONERS
11/13/13	BOARD OF PARK COMMISSIONERS	RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER

32. [31976](#) Authorizing the Mayor and City Clerk to execute a lease for farming purposes with Larry Skaar for 16.8 acres of land located at 3310 County Highway AB in the Town of Blooming Grove.

**Sponsors:** Denise DeMarb

**Legislative History**

10/22/13	Economic Development Division Board of Park Commissioners, Plan Commission, Board of Estimates.	Referred for Introduction
10/29/13	COMMON COUNCIL Additional referrals to the Plan Commission and the Board of Estimates	Referred to the BOARD OF PARK COMMISSIONERS
10/29/13	BOARD OF PARK COMMISSIONERS	Referred to the PLAN COMMISSION
10/29/13	BOARD OF PARK COMMISSIONERS	Referred to the BOARD OF ESTIMATES
11/4/13	PLAN COMMISSION	Return to Lead with the Recommendation for Approval to the BOARD OF PARK COMMISSIONERS
11/11/13	BOARD OF ESTIMATES	Return to Lead with the Recommendation for Approval to the BOARD OF PARK COMMISSIONERS
11/13/13	BOARD OF PARK COMMISSIONERS	RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER

## REPORT OF BOARD OF PUBLIC WORKS

33. [28976](#) Approving the design and authorizing artist Aaron Stephan to proceed in fabrication and installation of a site specific public art feature at the corner of North Pinckney Street and the Capitol Square (aka Rotary Plaza).
- Sponsors:** Michael E. Verveer and Marsha A. Rummel
- Legislative History**
- |          |  |  |
|----------|--|--|
| 1/30/13  | Department of Planning and Community and Economic Development<br>Board of Public Works (2/20), Madison Arts Commission (2/12), Common Council (2/26) | Referred for Introduction  |
| 2/5/13   | COMMON COUNCIL<br>Additional referral to Madison Arts Commission   | Refer to the BOARD OF PUBLIC WORKS   |
| 2/5/13   | BOARD OF PUBLIC WORKS  | Refer to the MADISON ARTS COMMISSION   |
| 2/12/13  | MADISON ARTS COMMISSION<br>For future meeting when the artist can provide more information   | Table  |
| 2/20/13  | BOARD OF PUBLIC WORKS  | Refer to the BOARD OF PUBLIC WORKS   |
| 3/6/13   | BOARD OF PUBLIC WORKS  | Refer to the BOARD OF PUBLIC WORKS   |
| 3/20/13  | BOARD OF PUBLIC WORKS  | Refer to the BOARD OF PUBLIC WORKS   |
| 4/3/13   | BOARD OF PUBLIC WORKS  | Refer to the BOARD OF PUBLIC WORKS   |
| 10/22/13 | MADISON ARTS COMMISSION  | Return to Lead with the Recommendation for Approval to the BOARD OF PUBLIC WORKS |
| 10/30/13 | BOARD OF PUBLIC WORKS  | RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER                                |
34. [31777](#) Accepting a Permanent Easement for Fiber Optic Facilities from the Board of Regents of the University of Wisconsin System across property located at 451 South Pleasant View Road.
- Sponsors:** Paul E. Skidmore
- Legislative History**
- |         |   |                           |
|---------|---|---------------------------|
| 10/2/13 | Economic Development Division<br>Board of Public Works, Plan Commission | Referred for Introduction |
|---------|---|---------------------------|

10/15/13	COMMON COUNCIL	Referred to the BOARD OF PUBLIC WORKS
	Additional referral to Plan Commission	
10/15/13	BOARD OF PUBLIC WORKS	Refer to the PLAN COMMISSION
10/16/13	BOARD OF PUBLIC WORKS	RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER
11/4/13	PLAN COMMISSION	Return to Lead with the Recommendation for Approval to the BOARD OF PUBLIC WORKS

35. [31828](#)

Accepting a Warranty Deed, at no cost to the City of Madison, from Joseph Donnino, Jr., Donald L. Jones and Thayer Properties, LLC, dedicating land for public right-of-way purposes, for the property located at 698 South Whitney Way.

**Sponsors:** Mark Clear

**Legislative History**

10/4/13	Economic Development Division Board of Public Works, Plan Commission	Referred for Introduction
10/15/13	COMMON COUNCIL	Referred to the BOARD OF PUBLIC WORKS
	Additional referral to Plan Commission	
10/15/13	BOARD OF PUBLIC WORKS	Refer to the PLAN COMMISSION
10/16/13	BOARD OF PUBLIC WORKS	RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER
11/4/13	PLAN COMMISSION	Return to Lead with the Recommendation for Approval to the BOARD OF PUBLIC WORKS

36. [31934](#)

Determining a Public Purpose and Necessity and adopting a Relocation Order for the acquisition of land interests required for the construction of the Near West Lakeside Sanitary Replacement 2014 along Lake Mendota from N Henry St to N Frances St. (2nd AD)

**Sponsors:** Ledell Zellers

**Legislative History**

10/21/13	Engineering Division Board of Public Works, Plan Commission	Referred for Introduction
10/29/13	COMMON COUNCIL	Referred to the BOARD OF PUBLIC WORKS
	Additional referral to the Plan Commission	



10/29/13	BOARD OF PUBLIC WORKS	Referred to the PLAN COMMISSION
10/30/13	BOARD OF PUBLIC WORKS	RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER
11/4/13	PLAN COMMISSION	Return to Lead with the Recommendation for Approval to the BOARD OF PUBLIC WORKS

37. [31943](#) Approving temporary construction work with associated noise impacts between the hours of 7:00 PM and 7:00 AM on East Johnson Street from North Butler Street to North Baldwin Street. (2nd AD)
- Sponsors:** BOARD OF PUBLIC WORKS
- Legislative History**
- |          |                       |  |
|----------|-----------------------|--|
| 10/22/13 | Engineering Division  | Refer to the BOARD OF PUBLIC WORKS   |
| 10/30/13 | BOARD OF PUBLIC WORKS | RECOMMEND TO COUNCIL TO ADOPT UNDER SUSPENSION OF RULES 2.04, 2.05, 2.24, & 2.25 - REPORT OF OFFICER |
38. [31953](#) Declaring the City of Madison's intention to exercise its police powers establishing State Street Reconstruction Assessment District - 2014.
- Sponsors:** BOARD OF PUBLIC WORKS
- Legislative History**
- |          |                       |  |
|----------|-----------------------|--|
| 10/22/13 | Engineering Division  | Refer to the BOARD OF PUBLIC WORKS   |
| 10/30/13 | BOARD OF PUBLIC WORKS | RECOMMEND TO COUNCIL TO ADOPT UNDER SUSPENSION OF RULES 2.04, 2.05, 2.24, & 2.25 - REPORT OF OFFICER |
39. [31978](#) Authorizing the Mayor and City Clerk to enter into cost sharing agreements with the Town of Madison for the resurfacing of West Badger Road and the West Beltline Highway Frontage Road, and for Sanitary Sewer Lining on West Badger Road.
- Sponsors:** BOARD OF PUBLIC WORKS
- Legislative History**
- |          |                       |  |
|----------|-----------------------|--|
| 10/23/13 | Engineering Division  | Refer to the BOARD OF PUBLIC WORKS   |
| 10/30/13 | BOARD OF PUBLIC WORKS | RECOMMEND TO COUNCIL TO ADOPT UNDER SUSPENSION OF RULES 2.04, 2.05, 2.24, & 2.25 - REPORT OF OFFICER |

40. [31995](#) Approving plans and specifications for public improvements necessary for the project known as 105-113 S. Mills Street and 1020-1022 Mound Street authorizing construction to be undertaken by the Developer, Private Contract No. 2367. (13th AD)
- Sponsors:** BOARD OF PUBLIC WORKS
- Legislative History**
- |          |                       |  |
|----------|-----------------------|--|
| 10/24/13 | Engineering Division  | Refer to the BOARD OF PUBLIC WORKS   |
| 10/30/13 | BOARD OF PUBLIC WORKS | RECOMMEND TO COUNCIL TO ADOPT UNDER SUSPENSION OF RULES 2.04, 2.05, 2.24, & 2.25 - REPORT OF OFFICER |
41. [32015](#) Authorizing the indemnification of the Wisconsin Department of Transportation from liability associated with the use of Federal funds via the Mineral Point Road and Midvale Boulevard Intersection Improvement Project.
- Sponsors:** BOARD OF PUBLIC WORKS
- Legislative History**
- |          |                       |  |
|----------|-----------------------|--|
| 10/28/13 | Engineering Division  | Refer to the BOARD OF PUBLIC WORKS   |
| 10/30/13 | BOARD OF PUBLIC WORKS | RECOMMEND TO COUNCIL TO ADOPT UNDER SUSPENSION OF RULES 2.04, 2.05, 2.24, & 2.25 - REPORT OF OFFICER |

#### REPORT OF CITY CLERK

42. [32017](#) Secondhand Article License  
Ryan Hackstock  
d/b/a Retro Revolution  
229 North St.  
Madison, WI 53704  
Aldermanic District 12 (Ald. Palm)  
Police Sector 502
- Legislative History**
- |          |                |   |
|----------|----------------|---|
| 11/13/13 | Clerk's Office | RECOMMEND TO COUNCIL TO GRANT - REPORT OF OFFICER |
|----------|----------------|---|
43. [32181](#) Alcohol License Review Committee Report of Operator License Applications 11-19-2013. See attached report for list of operators.
- Legislative History**
- |          |                |   |
|----------|----------------|---|
| 11/13/13 | Clerk's Office | RECOMMEND TO COUNCIL TO GRANT - REPORT OF OFFICER |
|----------|----------------|---|

**REPORT OF COMMON COUNCIL ORGANIZATIONAL COMMITTEE**

44. [31853](#) Amending Section 2.36 of the Madison General Ordinances to require the Clerk to submit the Common Council proceedings to the Mayor within 72 hours of the conclusion of a Council meeting.

**Sponsors:** Michael E. Verveer

**Legislative History**

10/8/13	Attorney's Office/Approval Group Common Council Organizational Committee	Referred for Introduction
10/15/13	COMMON COUNCIL	Referred to the COMMON COUNCIL ORGANIZATIONAL COMMITTEE
10/29/13	COMMON COUNCIL ORGANIZATIONAL COMMITTEE	RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER

**REPORT OF COMMUNITY DEVELOPMENT AUTHORITY**

45. [32151](#) Direct the Office of Real Estate Services, the Planning Division, the Community Development Authority (CDA) and the Community Development Division (CDD) to research the housing and neighborhood conditions in Owl Creek and issue a report to the Mayor and Common Council.

**Sponsors:** Denise DeMarb

**Legislative History**

11/11/13	COMMUNITY DEVELOPMENT AUTHORITY	RECOMMEND TO COUNCIL TO ADOPT UNDER SUSPENSION OF RULES 2.04, 2.05, 2.24, & 2.25 - MISC. ITEMS
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**REPORT OF MADISON ARTS COMMISSION**

46. [31654](#) Accepting City Ownership of Artwork in the newly renovated Madison Central Library and affirming the value of involving artists in the design of capital projects

**Sponsors:** Larry Palm and Michael E. Verveer

**Legislative History**

10/9/13	Library Madison Arts Commission	Referred for Introduction
10/29/13	COMMON COUNCIL	Referred to the MADISON ARTS COMMISSION
11/12/13	MADISON ARTS COMMISSION	RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER

## REPORT OF PLAN COMMISSION

47. [31307](#) Approving the preliminary plat and final plat of Birchwood Point located at 10203 Mineral Point Road; 9th Ald. Dist.
- Sponsors:** Planning Division
- Legislative History**
- |         |                 |  |
|---------|-----------------|--|
| 11/4/13 | PLAN COMMISSION | RECOMMEND TO COUNCIL TO ADOPT UNDER SUSPENSION OF RULES 2.04, 2.05, 2.24, & 2.25 - REPORT OF OFFICER |
|---------|-----------------|--|
- On a motion by Ald. King, seconded by Ald. Resnick, the Plan Commission found that the standards and criteria met and recommended approval of the subdivision plat of Birchwood Point and the related zoning map amendment (ID 31427) subject to the comments and conditions contained in the Plan Commission materials and the following conditions of approval:
- That condition #1 of the staff report requiring that specific lots be zoned TR-C1 instead of TR-C3 be deleted and replaced with a requirement that the applicant execute a Land Use Restriction Agreement (LURA) benefitting the City, which prohibits the further subdivision of the 230 single-family lots. The LURA shall be executed against Lots 2-231 of the plat, with the form approved by the City and executed by the applicant prior to final approval and recording of the Birchwood Point plat, and recorded with the Dane County Register of Deeds immediately following recording of the final plat.
  - That Outlot 6 be dedicated to the City as public parkland in its current configuration.
  - That the fence(s) requested in the Parks Division memo along the boundary of Outlot 9 be installed by the developer at his expense on private property in a form that is mutually agreeable to the developer and Parks Division staff. The fence shall be maintained by the property owners. The cost of the fence shall not be eligible for park development fee credits.
- The Plan Commission recommended approval of the rezoning and plat on the following 7-1 vote: AYE: Ald. King, Ald. Resnick, Ald. Zellers, Cantrell, Hamilton-Nisbet, Rewey, Sheppard; NAY: Berger; NON-VOTING: Opin; EXCUSED: Finnemore, Heifetz, Sundquist.
- The motion to recommend approval was passed following reconsideration of a previous motion by Berger, seconded by Ald. Resnick and passed by voice vote/ other to recommend approval of the zoning map amendment and the related subdivision plat with only the second and third conditions listed above. Reconsideration was moved by Ald. Resnick, seconded by Ald. King and passed on the following 6-2 vote: AYE: Ald. King, Ald. Resnick, Cantrell, Hamilton-Nisbet, Rewey, Sheppard; NAY: Ald. Zellers, Berger; NON-VOTING: Opin; EXCUSED: Finnemore, Heifetz, Sundquist.
48. [31862](#) Amending the Northport-Warner Park-Sherman Neighborhood Plan to recommend medium-density residential uses on the central portion of the approximately 19.46-acre Keller property located generally west of Packers Avenue and north of Tennyson Lane.
- Sponsors:** Larry Palm
- Legislative History**
- |          |  |   |
|----------|--|---|
| 10/8/13  | Department of Planning and Community and Economic Development<br>Plan Commission | Referred for Introduction                         |
| 10/15/13 | COMMON COUNCIL   | Referred to the PLAN COMMISSION                   |
| 11/4/13  | PLAN COMMISSION  | RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER |
- The Plan Commission recommended approval of the amended neighborhood plan as part of recommending approval of the related zoning map amendment (ID 31734).

49. [31951](#) Amending the Pioneer Neighborhood Development Plan to revise the land use recommendation for an approximately 81.3-acre parcel located on the south side of Mineral Point Road adjacent to Silicon Prairie Business Park from Low-Density Residential uses, Low- to Medium-Density Residential uses and Park, Drainage and Open Space uses to Low-Density Residential uses, Medium-Density Residential uses and Park, Drainage and Open Space uses.

**Sponsors:** Paul E. Skidmore

**Legislative History**

10/22/13	Planning Division Plan Commission	Referred for Introduction
10/29/13	COMMON COUNCIL	Referred to the PLAN COMMISSION
11/4/13	PLAN COMMISSION	RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER

The Plan Commission recommended approval of the amended neighborhood development plan as part of recommending approval of the related zoning map amendment (ID 31427) and subdivision plat of Birchwood Point (ID 31307).

The approval passed 7-1 on the following vote: AYE: Ald. King, Ald. Resnick, Ald. Zellers, Cantrell, Hamilton-Nisbet, Rewey, Sheppard; NAY: Berger; NON-VOTING: Opin; EXCUSED: Finnemore, Heifetz, Sundquist).

**REPORT OF RISK MANAGER**

50. [31050](#) D. Griffiths for AT&T - property damage - \$3,136.08.

**Legislative History**

8/6/13	COMMON COUNCIL	Refer to the Risk Manager
11/13/13	Risk Manager	RECOMMEND TO COUNCIL TO DISALLOW - REPORT OF OFFICER

51. [31839](#) C. Zink, Charter Communication - property damage - \$853.43.

**Legislative History**

10/15/13	COMMON COUNCIL	Referred to the Risk Manager
11/13/13	Risk Manager	RECOMMEND TO COUNCIL TO DISALLOW - REPORT OF OFFICER

52. [31899](#) K. Langan - vehicle damage - \$399.80.

**Legislative History**

10/29/13	COMMON COUNCIL	Referred to the Risk Manager
11/13/13	Risk Manager	RECOMMEND TO COUNCIL TO DISALLOW - REPORT OF OFFICER

53. [31900](#) V. Martin, Government Employees Insurance Company for S. Vandervort - vehicle damage - \$2,459.83.
- Legislative History**
- |          |                |  |
|----------|----------------|--|
| 10/29/13 | COMMON COUNCIL | Referred to the Risk Manager                         |
| 11/13/13 | Risk Manager   | RECOMMEND TO COUNCIL TO DISALLOW - REPORT OF OFFICER |

54. [31972](#) S. Zannacker - property damage - \$2,350.00.
- Legislative History**
- |          |                |  |
|----------|----------------|--|
| 10/29/13 | COMMON COUNCIL | Referred to the Risk Manager                         |
| 11/13/13 | Risk Manager   | RECOMMEND TO COUNCIL TO DISALLOW - REPORT OF OFFICER |

#### REPORT OF TRANSIT AND PARKING COMMISSION

55. [31870](#) Authorizing the Mayor and the City Clerk to execute an agreement with Greyhound Lines, Inc. to help defray maintenance costs for the Dutch Mill Park & Ride lot for a term of three years (October 1, 2013 - September 30, 2016), with an option for one three-year renewal (October 1, 2016 - September 30, 2019) to be exercised administratively by the Metro Transit General Manager.
- Sponsors:** Paul R. Soglin, Chris Schmidt, Anita Weier and Sue Ellingson
- Legislative History**
- |          |   |   |
|----------|---|---|
| 10/9/13  | Metro Transit<br>Transit and Parking Commission; Board of Estimates | Referred for Introduction   |
| 10/29/13 | COMMON COUNCIL<br><br>Additional referral to the Board of Estimates | Referred to the TRANSIT AND PARKING COMMISSION  |
| 10/29/13 | TRANSIT AND PARKING COMMISSION                                      | Referred to the BOARD OF ESTIMATES  |
| 11/11/13 | BOARD OF ESTIMATES  | Return to Lead with the Recommendation for Approval to the TRANSIT AND PARKING COMMISSION |
| 11/13/13 | TRANSIT AND PARKING COMMISSION                                      | RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER   |

## ITEMS REFERRED TO THIS MEETING

### RESOLUTIONS

56. [32078](#) Requesting a report on the construction and maintenance costs of, and placement strategies for, public restrooms.
- Sponsors:** Chris Schmidt, Larry Palm and Michael E. Verveer
- Legislative History**
- |         |   |                             |
|---------|---|-----------------------------|
| 11/5/13 | Council Office<br>Common Council Meeting 11/19/13                 | Referred for Introduction   |
| 11/5/13 | COMMON COUNCIL<br>Adopt at the 11/19/2013 Common Council Meeting. | Refer to the COMMON COUNCIL |

## INTRODUCTION OF NEW BUSINESS FOR REFERRAL WITHOUT DEBATE

### CHARTER ORDINANCES

57. [32169](#) CHARTER Creating Section 3.30(3) of the Madison General Ordinances to maintain residency requirements for specified City employees.
- Sponsors:** Paul R. Soglin
- Legislative History**
- |          |  |                           |
|----------|--|---------------------------|
| 11/12/13 | Attorney's Office/Approval<br>Group<br>Board of Estimates, Common Council Organizational Committee | Referred for Introduction |
|----------|--|---------------------------|

### ORDINANCES

58. [32101](#) Creating Section 28.022 -- 00090 of the Madison General Ordinances to change the zoning of properties located at 17-25 N. Webster Street and 201 E. Mifflin Street, 2nd Aldermanic District, from DR-1 (Downtown Residential 1) District to UMX (Urban Mixed Use) District to allow 2 two-family residences, a four-unit apartment building and a five-unit apartment building to be demolished and a 58-unit apartment building to be constructed.
- Sponsors:** Planning Division
- Legislative History**
- |         |   |                           |
|---------|---|---------------------------|
| 11/6/13 | Attorney's Office<br>Plan Commission Public Hearing | Referred for Introduction |
|---------|---|---------------------------|
59. [32156](#) Amending Sections 15.02(72) and (75) of the Madison General Ordinances by changing the polling locations for Ward 72 and Ward 75.
- Sponsors:** John Strasser
- Legislative History**
- |          |  |                           |
|----------|--|---------------------------|
| 11/11/13 | Attorney's Office/Approval<br>Group<br>12/3/13 Common Council meeting to adopt | Referred for Introduction |
|----------|--|---------------------------|

60. [32160](#) Renumbering Section 34.907(1)(d) to Section 45.07(8) and renumbering Sections 34.907(1)(e) and (f) to (d) and (e) of the Madison General Ordinances to eliminate the requirement that landlords are to furnish fire education to new lessees.
- Sponsors:** Paul E. Skidmore and Mark Clear
- Legislative History**
- 11/11/13 Attorney's Office/Approval Referred for Introduction  
Group  
Building Code, Fire Code, Conveyance Code, and Licensing Appeals Board
61. [32162](#) Creating Section 38.04(2) and renumbering current Secs. 38.04(2) through (5) to Secs. 38.04(3) through (6) and amending Sec. 1.08(3)(a) of the Madison General Ordinances to establish the offenses and penalties relating to procuring for and selling alcohol beverages to underage persons.
- Sponsors:** Michael E. Verveer
- Legislative History**
- 11/11/13 Attorney's Office/Approval Referred for Introduction  
Group  
Alcohol License Review Committee
62. [32163](#) Amending Section 10.31(3)(b) of the Madison General Ordinances to update insurance requirements for privileges in streets.
- Sponsors:** Michael E. Verveer
- Legislative History**
- 11/11/13 Attorney's Office/Approval Referred for Introduction  
Group  
Board of Public Works, Plan Commission
63. [32170](#) Amending Sections 3.30(2), repealing Sections 3.38(1)(m) and 3.53(10)(a), creating Section 3.53(24)(h), and renumbering Sections 3.53(24)(h) through (l) to Sections 3.53(24)(i) through (m) of the Madison General Ordinances to delete residency requirements pursuant to change in state law.
- Sponsors:** Paul R. Soglin
- Legislative History**
- 11/12/13 Attorney's Office/Approval Referred for Introduction  
Group  
Board of Estimates, Common Council Organizational Committee
64. [32171](#) Amending Section 38.05(9)(o)12. of the Madison General Ordinances to extend the sunset date of the Downtown License Density Plan.
- Sponsors:** Shiva Bidar-Sielaff and Michael E. Verveer
- Legislative History**
- 11/12/13 Attorney's Office/Approval Referred for Introduction  
Group  
Alcohol License Review Committee (11/20); Common Council Meeting (12/3)



65. [32175](#) Amending Sections 3.54(1)(b), (f), (i)1., (i)2., (j), (k), (o) and (p) and Sec. 3.54(2)(a) of the Madison General Ordinances to provide modified salary increases for Compensation Groups 17, 18, 19, 21, 43, and 44 and the hourly rate schedule and repealing Section 3.54(1)(r).

**Sponsors:** Paul R. Soglin

**Legislative History**

11/12/13 Attorney's Office/Approval Referred for Introduction  
Group  
Board of Estimates (11/25/13), Common Council (12/3/13)

## RESOLUTIONS

66. [32035](#) Authorizing the City of Madison, through the Police Department, to accept a WDOT grant subaward from the Dane County Sheriff's Office in the amount of \$4,000 and to utilize these funds to purchase a crash site investigations total station.

**Sponsors:** Paul E. Skidmore

**Legislative History**

10/30/13 Police Department Referred for Introduction  
Board of Estimates

67. [32077](#) Authorizing the Mayor and the City Clerk to execute Amendment #2 to the Professional Services Agreement with Strand Associates for additional costs resulting from unanticipated project delays due to property acquisition and permitting requirements for the Well 7 iron and manganese filtration project (12th AD).

**Sponsors:** Lauren Cnare

**Legislative History**

11/6/13 Water Utility Referred for Introduction  
Water Utility Board, Board of Estimates

68. [32133](#) Authorizing the execution of an Amendment to Agreement for Installation Operation, Maintenance and Repair of Photovoltaic System with Madison Gas and Electric Company pertaining to the demonstration photovoltaic system in the upper parking lot of the Madison Municipal Building.

**Sponsors:** Marsha A. Rummel

**Legislative History**

11/8/13 Economic Development Referred for Introduction  
Division  
Transit and Parking Commission, Plan Commission.

69. [32134](#) Authorizing the execution of a Second Amendment to the Purchase and Sale Agreement executed between the City and Hovde West Johnson, LLC.

**Sponsors:** Michael E. Verveer

**Legislative History**

- 11/8/13      Economic Development      Referred for Introduction  
Division  
Board of Estimates
70.      [32136](#)      Accepting a Permanent Limited Easement for Public Storm Water Management Purposes from the owners of parcels located at 5718 and 5802 Manufacturers Drive (Lots 87 and 88 of The Center for Industry & Commerce).  
**Sponsors:**      Joseph R. Clausius  
**Legislative History**
- 11/8/13      Economic Development      Referred for Introduction  
Division  
Board of Public Works, Plan Commission.
71.      [32141](#)      Authorizing the execution of an Amendment to Non-Exclusive Permanent Limited Easement for private sidewalk and fiber optic cable purposes to Dean Health Plan, Inc. and Newcomb Properties, LLC across City Storm Water Utility Parcel 533 located at 8308 Excelsior Drive.  
**Sponsors:**      Paul E. Skidmore  
**Legislative History**
- 11/8/13      Economic Development      Referred for Introduction  
Division  
Board of Public Works, Plan Commission.
72.      [32142](#)      Authorizing the execution of an Underground Electric Easement to Madison Gas and Electric Company across a portion of Bowman Field, located at 1801 Fish Hatchery Road.  
**Sponsors:**      John Strasser  
**Legislative History**
- 11/8/13      Economic Development      Referred for Introduction  
Division  
Board of Park Commissioners, Plan Commission.
73.      [32143](#)      Authorizing the acceptance of ownership from Arbor Hills Neighborhood Association of a "Little Free Library" located within Arbor Hills Park at 3101 Pelham Road.  
**Sponsors:**      John Strasser  
**Legislative History**
- 11/8/13      Economic Development      Referred for Introduction  
Division  
Board of Park Commissioners, Board of Public Works, Plan Commission.
74.      [32144](#)      Authorizing the acceptance of ownership from Heritage Heights Neighborhood Association of two "Little Free Libraries" located within Heritage Heights Park at 701 Meadowlark Drive and Kennedy Park at 5202 Retana Drive.  
**Sponsors:**      Lauren Cnare  
**Legislative History**
- 11/8/13      Economic Development      Referred for Introduction  
Division  
Board of Park Commissioners, Board of Public Works, Plan Commission.

75. [32148](#) Authorizing the Mayor and City Clerk to execute an Annual Performance Contract with Overture Center Foundation, Inc. for the 2014 operations of the Overture Center, and providing a grant from the City
- Sponsors:** Michael E. Verveer
- Legislative History**
- |          |   |                           |
|----------|---|---------------------------|
| 11/11/13 | Attorney's Office<br>Board of Estimates | Referred for Introduction |
|----------|---|---------------------------|
76. [32158](#) Authorizing the Mayor and City Clerk to execute a development agreement to fund a \$400,000 Tax Incremental Finance Loan to Pinney Lane Apartments, LLC ("Developer") to assist in the development of an approximately 70-unit income-restricted housing project located at Lot 5 of the Royster Corners plat, generally located at the corner of Cottage Grove Road and Dempsey Road in TID #44 (Royster Clark).
- Sponsors:** David Ahrens
- Legislative History**
- |          |  |                           |
|----------|--|---------------------------|
| 11/11/13 | Economic Development<br>Division<br>Board of Estimates | Referred for Introduction |
|----------|--|---------------------------|
77. [32159](#) Authorizing the execution of a Termination of 1988 Agreement and Mutual Release between the City of Madison and the Madison Area Technical College that will terminate a contract that provided for cooperative programs and sharing of facilities between the Madison Fire Department and MATC.
- Sponsors:** Larry Palm
- Legislative History**
- |          |  |                           |
|----------|--|---------------------------|
| 11/11/13 | Economic Development<br>Division<br>Board of Estimates | Referred for Introduction |
|----------|--|---------------------------|
78. [32165](#) Denouncing the use of minerals that fuel violence and favoring verifiably conflict-free products in City of Madison purchasing decisions.
- Sponsors:** Michael E. Verveer, Shiva Bidar-Sielaff, Chris Schmidt, John Strasser, Maurice S. Cheeks, Marsha A. Rummel and Ledell Zellers
- Legislative History**
- |          |  |                           |
|----------|--|---------------------------|
| 11/12/13 | Council Office<br>Common Council 12/3/13 | Referred for Introduction |
|----------|--|---------------------------|
79. [32166](#) A Resolution Authorizing and Providing for the Sale and Issuance of \$24,335,000 Water Utility Revenue Bonds, Series 2013, and All Related Details
- Sponsors:** Lauren Cnare
- Legislative History**
- |          |  |                           |
|----------|--|---------------------------|
| 11/12/13 | Attorney's Office<br>Board of Estimates, Water Utility Board | Referred for Introduction |
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80. [32168](#) BY TITLE ONLY - Awarding the Disparity Study contract to \_\_\_\_\_ in the amount of \_\_\_\_\_.
- Sponsors:** Paul R. Soglin
- Legislative History**
- 11/12/13 Civil Rights Department Referred for Introduction  
Affirmative Action Commission, Board of Estimates, Board of Public Works
81. [32173](#) Establishing the 2014 Utility Rates for Sanitary Sewer, Stormwater and Landfill.
- Sponsors:** Paul E. Skidmore and David Ahrens
- Legislative History**
- 11/12/13 Engineering Division Referred for Introduction  
Board of Estimates, Board of Public Works
82. [32179](#) Create a permanent position of Management Information Specialist 3 in the permanent salary detail of the Fire Department budget and, upon retirement of Richard Riphon, delete position #2191 of Fire Inspector.
- Sponsors:** Paul R. Soglin
- Legislative History**
- 11/12/13 Human Resources Referred for Introduction  
Department  
Board of Estimates
83. [32182](#) BY TITLE ONLY - Appropriating \$\_\_\_\_\_ from the General Fund Balance to agency budgets and the Workers Compensation Fund to cover unbudgeted expenditures in 2013 and amending the 2013 Information Technology capital budget to transfer cash between projects.
- Sponsors:** Paul R. Soglin
- Legislative History**
- 11/13/13 Finance Department Referred for Introduction  
Board of Estimates
84. [32185](#) To authorize the Mayor and City Clerk to enter into a grant agreement with the Wisconsin Department of Natural Resources for reimbursement of expenses incurred for parkland acquisition (Merrill Springs Park).
- Sponsors:** Mark Clear and Joseph R. Clausius
- Legislative History**
- 11/13/13 Parks Division Referred for Introduction  
Board of Estimates
85. [32188](#) Amending Legistar No. 28703, RES-13-00052 by reallocating \$24,000 from the Olive Jones Park public art project to University Hill Farms Neighborhood Plan project and authorizing Planning Division Director, Finance Director, and City Attorney to amend the consultant contract to purchase additional services for University Hill Farms Neighborhood Plan project on behalf of the City.
- Sponsors:** Chris Schmidt and Shiva Bidar-Sielaff
- Legislative History**

- |  |          |   |                           |
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|  | 11/13/13 | Department of Planning<br>and Community and<br>Economic Development<br>Board of Estimates | Referred for Introduction |
|--|----------|---|---------------------------|
86. [32189](#) Amending the 2013 Parks Division Capital Budget to authorize the expenditure of Emerald Ash Borer Mitigation project funding for the purchase of equipment and staff training.
- Sponsors:** Paul R. Soglin, Joseph R. Clausius and Mark Clear
- Legislative History**
- |  |          |                                      |                           |
|--|----------|--------------------------------------|---------------------------|
|  | 11/13/13 | Parks Division<br>Board of Estimates | Referred for Introduction |
|--|----------|--------------------------------------|---------------------------|
87. [32206](#) Recommending the selection of [ *Insert Company Recommended by Committee*] for the provision of development services relating to the development and financing of housing for homeless adults.
- Sponsors:** Chris Schmidt
- Legislative History**
- |  |          |  |                           |
|--|----------|--|---------------------------|
|  | 11/14/13 | COMMUNITY<br>DEVELOPMENT<br>AUTHORITY<br>Community Development Authority | Referred for Introduction |
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## LICENSES

88. [32018](#) Public Hearing - New License  
Machu Picchu Restaurant LLC • dba Surco  
515 Cottage Grove Rd • Agent: Victor Villacrez • Estimated Capacity: 40  
Class B Beer & Class C Wine • 10% alcohol, 80% food, 10% Other  
Aldermanic District 15 (Alder Ahrens) • Police Sector 613  
Adding Class C Wine to current Class B Beer
- Legislative History**
- |  |          |   |                           |
|--|----------|---|---------------------------|
|  | 10/29/13 | Clerk's Office<br>Alcohol License Review Committee Public Hearing | Referred for Introduction |
|--|----------|---|---------------------------|
89. [32019](#) Public Hearing - New License  
Madison East Lodging Investors LLC • dba Hampton Inn - Madison East  
4820 Hayes Rd • Agent: Sheri Straka • Estimated Capacity: 70  
Class B Beer & Class C Wine • 3% alcohol, 3% food, 94% Other  
Aldermanic District 17 (Alder Clausius) • Police Sector 518
- Legislative History**
- |  |          |   |                           |
|--|----------|---|---------------------------|
|  | 10/29/13 | Clerk's Office<br>Alcohol License Review Committee Public Hearing | Referred for Introduction |
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90. [32020](#) Public Hearing - New License  
Norberto Rojas • dba Don Pepe  
4915 Commercial Ave  
Class A Beer  
Aldermanic District 3 (Alder Cnare) • Police Sector 609  
**Legislative History**  
10/29/13 Clerk's Office Referred for Introduction  
Alcohol License Review Committee Public Hearing

## PRESENTATION OF CLAIMS AGAINST THE CITY OF MADISON

### CLAIMS - REFER TO RISK MANAGER

91. [32006](#) J. Raihala of Clifford & Raihala, S.C. for L. Christianson - personal injury - \$250,000.00.  
**Legislative History**  
11/13/13 Risk Manager Referred for Introduction
92. [32008](#) NOTICE OF CLAIM: L. Gonzales - vehicle damage - amount to be determined.  
**Legislative History**  
11/13/13 Risk Manager Referred for Introduction
93. [32036](#) G. Conner - property damage - \$800.00.  
**Legislative History**  
11/13/13 Risk Manager Referred for Introduction
94. [32037](#) J. Johnson - vehicle damage - \$998.98.  
**Legislative History**  
11/13/13 Risk Manager Referred for Introduction
95. [32038](#) M. Kruger - vehicle damage - \$3226.92.  
**Legislative History**  
11/13/13 Risk Manager Referred for Introduction
96. [32149](#) B. Flanigan - property damage - \$180.00.  
**Legislative History**  
11/13/13 Risk Manager Referred for Introduction

97. [32150](#) C. Buchko, Whyte Hirschboeck Dudek S.C. for Adams Outdoor Advertising - property loss - \$500,000.00.  
Legislative History  
11/13/13 Risk Manager Referred for Introduction
98. [32152](#) J. Quiroga, The Law Center S.C. for M. Scott - personal injury - \$17,500.00.  
Legislative History  
11/13/13 Risk Manager Referred for Introduction
99. [32155](#) NOTICE OF INJURY: T. Houck, Jacobson Schrinisky Houck, attorney for L. Jones - personal injury - amount to be determined.  
Legislative History  
11/13/13 Risk Manager Referred for Introduction

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