



City of Madison

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

Proceedings - Approved COMMON COUNCIL

This meeting can be viewed LIVE on Madison City Channel, cable channel 98, digital channel 994, or at www.madisoncitychannel.tv.

Tuesday, April 20, 2010

6:30 PM

215 Martin Luther King, Jr. Blvd.
Room 260 (Madison Municipal Building)

ROLL CALL

6:35 pm, ALDER BRUER IN THE CHAIR

Present: 19 - Jed Sanborn
Bridget R. Maniaci
Lauren Cnare
Michael E. Verveer
Shiva Bidar-Sielaff
Marsha A. Rummel
Steve King
Bryon A. Eagon
Paul E. Skidmore
Brian L. Solomon
Chris Schmidt
Satya V. Rhodes-Conway
Tim Bruer
Larry Palm
Judy Compton
Joseph R. Clausius
Michael Schumacher
Mark Clear
Thuy Pham-Remmele

Excused: 2 - David J. Cieslewicz
Julia S. Kerr

SPEAKING GUIDELINES

Speaking Limits:

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

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

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

NOTIFIED ABSENCES: Ald. Kerr

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.

A motion was made by Ald. Clear, seconded by Ald. Rhodes-Conway, to Suspend the Rules. The motion passed by voice vote/other.

HONORING RESOLUTIONS

1. [18147](#) Honoring the life of Robert Goodman and declaring Goodman Day.

Sponsors: David J. Cieslewicz and Common Council By Request

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

Enactment No: RES-10-00328

2. [18136](#) Commending and thanking Alderperson Timothy V. Bruer for his dedicated and conscientious service during his tenure as President of the Madison Common Council.

Sponsors: David J. Cieslewicz, Mark Clear, Shiva Bidar-Sielaff, Joseph R. Clausius, Lauren Cnare, Judy Compton, Bryon A. Eagon, Julia S. Kerr, Steve King, Bridget R. Maniaci, Larry Palm, Thuy Pham-Remmele, Satya V. Rhodes-Conway, Marsha A. Rummel, Jed Sanborn, Chris Schmidt, Michael Schumacher, Paul E. Skidmore, Brian L. Solomon and Michael E. Verveer

A motion was made by Ald. Bidar-Sielaff, seconded by Ald. King, to Adopt Under Suspension of Rules 2.04, 2.05, 2.24, and 2.25. The motion passed by voice vote/other.

Enactment No: RES-10-00329

3. [18137](#) Commending and thanking Alderperson Mark Clear for his dedicated and conscientious service during his tenure as President Pro Tem of the Madison Common Council.

Sponsors: David J. Cieslewicz, Tim Bruer, Shiva Bidar-Sielaff, Joseph R. Clausius, Lauren Cnare, Judy Compton, Bryon A. Eagon, Julia S. Kerr, Steve King, Bridget R. Maniaci, Larry Palm, Thuy Pham-Remmele, Satya V. Rhodes-Conway, Marsha A. Rummel, Jed Sanborn, Chris Schmidt, Michael Schumacher, Paul E. Skidmore, Brian L. Solomon and Michael E. Verveer

A motion was made by Ald. Bidar-Sielaff, seconded by Ald. Cnare, to Adopt Under Suspension of Rules 2.04, 2.05, 2.24, and 2.25. The motion passed by voice vote/other.

Enactment No: RES-10-00330

CONVENE AS COMMITTEE OF THE WHOLE

ROLL CALL

6:51pm, ALDER BRUER IN THE CHAIR

Present: 19 - Jed Sanborn
Bridget R. Maniaci
Lauren Cnare
Michael E. Verveer
Shiva Bidar-Sielaff
Marsha A. Rummel
Steve King
Bryon A. Eagon
Paul E. Skidmore
Brian L. Solomon
Chris Schmidt
Satya V. Rhodes-Conway
Tim Bruer
Larry Palm
Judy Compton
Joseph R. Clausius
Michael Schumacher
Mark Clear
Thuy Pham-Remmele

Excused: 2 - David J. Cieslewicz
Julia S. Kerr

ELECTION OF COUNCIL PRESIDENT AND PRESIDENT PRO TEM

4. [18149](#) Election of Common Council President, 2010-2011

Alder Clear was nominated by Alder Clausius and seconded by Alder Schmit for Common Council President.

Alder Rummel was nominated by Alder Solomon and seconded by Alder Maniaci for Common Council President.

Alder Clear was elected President by his peers by a vote of 11 to 8.

5. [18150](#) Election of Common Council President Pro Tem, 2010-2011

Alder Cnare was nominated by Alder Maniaci and seconded by Alder Palm for Common Council Pro Tem.

Alder Bidar-Sielaff was nominated by Alder King and seconded by Alder Compton for Common Council Pro Tem. Alder Bidar-Sielaff respectfully declined the nomination.

The Committee decided unanimously to elect Alder Cnare Pro Tem.

ADJOURN COMMITTEE OF THE WHOLE

A motion was made by Ald. Clear, seconded by Ald. Schumacher, to Adjourn at 7:02 pm. The motion passed by voice vote/other.

RECONVENE

7:13 pm, ALDER CLEAR IN THE CHAIR

Present: 19 - Jed Sanborn
Bridget R. Maniaci
Lauren Cnare
Michael E. Verveer
Shiva Bidar-Sielaff
Marsha A. Rummel
Steve King
Bryon A. Eagon
Paul E. Skidmore
Brian L. Solomon
Chris Schmidt
Satya V. Rhodes-Conway
Tim Bruer
Larry Palm
Judy Compton
Joseph R. Clausius
Michael Schumacher
Mark Clear
Thuy Pham-Remmele

Excused: 2 - David J. Cieslewicz
Julia S. Kerr

PETITIONS AND COMMUNICATIONS

6. [18015](#) Appeal by property owners notified of this matter objecting to the establishment of a Waterfront Development Conditional Use for the Edgewater Hotel, 666 Wisconsin Ave., as approved by the City of Madison Plan Commission on March 23, 2010.
Common Council Public Hearing to be held May 18, 2010

A motion was made to Referred to the COMMON COUNCIL. The motion passed by voice vote/other.

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: 17, 52, 53, 54, 55

A motion was made by Ald. Cnare, seconded by Ald. Verveer, to Adopt the Consent Agenda. The motion passed by voice vote/other.

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

7. [15955](#) SUBSTITUTE Creating Section 28.06(2)(a)3453. of the Madison General Ordinances rezoning property from HIST-MH Mansion Hill Historic District, OR Office Residence District, and R6H General Residence District to PUD(GDP) Planned Unit Development (General Development Plan) District and creating Section 28.06(2)(a)3454. 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: Redevelop and Expand Existing Edgewater Hotel and Construction of a Parking Structure; 666 Wisconsin Avenue and a Portion of 2 East Gilman Street: 2nd Aldermanic District.

Sponsors: Common Council By Request

Adopt 5/18/10.

A motion was made by Ald. Cnare, seconded by Ald. Verveer, to Refer to a future Meeting to Adopt to the COMMON COUNCIL, due back on 5/18/2010. The motion passed by voice vote/other.

Excused: 2 - Julia S. Kerr
David J. Cieslewicz

PUBLIC HEARINGS - BEGIN AT 6:45 PM**REPORT OF BOARD OF PUBLIC WORKS**

8. [17936](#) Approving Assessments For Metrotech Plat Assessment District - 2010.

Sponsors: BOARD OF PUBLIC WORKS

A motion was made by Ald. Cnare, seconded by Ald. Verveer, to Adopt. The motion passed by voice vote/other.

Enactment No: RES-10-00331

9. [17937](#) Approving Plans, Specifications, And Schedule Of Assessments For E. Mifflin Street Reconstruction Assessment District - 2010.

Sponsors: BOARD OF PUBLIC WORKS

A motion was made by Ald. Cnare, seconded by Ald. Verveer, to Adopt. The motion passed by voice vote/other.

Enactment No: RES-10-00332

10. [17938](#) Approving Plans, Specifications, And Schedule Of Assessments For Merry Street Reconstruction Assessment District - 2010.

Sponsors: BOARD OF PUBLIC WORKS

A motion was made by Ald. Cnare, seconded by Ald. Verveer, to Adopt. The motion passed by voice vote/other.

Enactment No: RES-10-00333

11. [17939](#) Approving Plans, Specifications, And Schedule Of Assessments For Gilmore Street and Cross Street Reconstruction Assessment District - 2010.

Sponsors: BOARD OF PUBLIC WORKS

A motion was made by Ald. Cnare, seconded by Ald. Verveer, to Adopt. The motion passed by voice vote/other.

Enactment No: RES-10-00334

REPORT OF PLAN COMMISSION

12. [17779](#) Creating Section 28.06(2)(a)3479. of the Madison General Ordinances rezoning property from PUD(SIP) Planned Unit Development (Specific Implementation Plan) District to Amended PUD(GDP) Planned Unit Development (General Development Plan) District, and creating Section 28.06(2)(a)3480. of the Madison General Ordinances rezoning property from Amended PUD(GDP) Planned Unit Development (General Development Plan) District to Amended PUD(SIP) Planned Unit Development Plan (Specific Implementation Plan) District. Proposed Use: Demolish Single-Family Home at Rear of Lot to Allow Accessory Building with Dwelling Unit; 4th Aldermanic District: 430 West Dayton Street.

Sponsors: Common Council By Request

A motion was made by Ald. Verveer, seconded by Ald. Eagon, to Referred to the PLAN COMMISSION. The motion passed by voice vote/other.

END OF PUBLIC HEARINGS

BUSINESS PRESENTED BY THE MAYOR

APPOINTMENTS

13. [17923](#) Report of the Mayor submitting citizen committee appointments (introduced 4-13-2010; action 4-20-2010).

Sponsors: David J. Cieslewicz

A motion was made by Ald. Cnare, seconded by Ald. Verveer, to Confirm . The motion passed by the following vote:

Ayes: 18 - Jed Sanborn
 Bridget R. Maniaci
 Lauren Cnare
 Michael E. Verveer
 Shiva Bidar-Sielaff
 Marsha A. Rummel
 Steve King
 Bryon A. Eagon
 Paul E. Skidmore
 Brian L. Solomon
 Chris Schmidt
 Satya V. Rhodes-Conway
 Tim Bruer
 Larry Palm
 Judy Compton
 Joseph R. Clausius
 Michael Schumacher
 Mark Clear

Abstentions: 1 - Thuy Pham-Remmele

Excused: 2 - Julia S. Kerr
 David J. Cieslewicz

REPORTS OF OFFICERS

REPORT OF CITY ATTORNEY

14. [18050](#) Jacobus Energy, Inc., 11815 W. Bradley Rd., Milwaukee, 53224 - personal property tax refund - amount to be determined.

A motion was made by Ald. Cnare, seconded by Ald. Verveer, to Accept. The motion passed by voice vote/other.

REPORT OF BOARD OF PARK COMMISSIONERS

REPORT OF COMMUNITY DEVELOPMENT AUTHORITY

15. [17281](#) Amending Sec. 3.17(8)(b), repealing Secs. 3.53(1)(i) and (j), amending Sec. 3.54(1)(i)2., and amending Sec. 3.54(6)(b) of the Madison General Ordinances to create the salaried position of Community Development Authority Executive Director in Compensation Group 21.

Sponsors: David J. Cieslewicz, Tim Bruer and Mark Clear

A motion was made by Ald. Cnare, seconded by Ald. Verveer, to Refer to a future Meeting to Adopt. The motion passed by voice vote/other.

16. [17568](#) Accepting the Final Report of the Central Park Design and Implementation Task Force as a supplement to the City of Madison Comprehensive Plan to guide future Park development options; and to extend the work of the Central Park Design and Implementation Task Force to support additional Phase 1 planning and implementation efforts through 2010; and authorizing the Mayor and Clerk to enter into a Memorandum of Understanding with the Center for Resilient Cities, Inc., and Central Park Skate, LLC, to provide for the terms of City operation of lands presently owned by those organizations and creation of a non-profit organization to support the future Central Park.

Sponsors: David J. Cieslewicz, Marsha A. Rummel and Joseph R. Clausius

A motion was made by Ald. Cnare, seconded by Ald. Verveer, to Receive. The motion passed by voice vote/other.

17. [17683](#) Creating Sec. 8.18(7) and renumbering current Sec. 8.18(7) of the Madison General Ordinances to establish 3-hour parking in Olin-Turville Park.

Sponsors: Tim Bruer

A motion was made by Ald. Solomon, seconded by Ald. Verveer, to Adopt With Friendly Amendment. The motion passed by voice vote/other.

Enactment No: ORD-10-00041

A motion was made by Ald. King, seconded by Ald. Rummel, to Adopt With Friendly Amendment. The motion FAILED by the following vote:

Ayes: 8 - Bridget R. Maniaci
 Lauren Cnare
 Michael E. Verveer
 Shiva Bidar-Sielaff
 Marsha A. Rummel
 Steve King
 Bryon A. Eagon
 Larry Palm

Noes: 11 - Paul E. Skidmore
Brian L. Solomon
Chris Schmidt
Satya V. Rhodes-Conway
Tim Bruer
Judy Compton
Joseph R. Clausius
Michael Schumacher
Mark Clear
Thuy Pham-Remmele
Jed Sanborn

Excused: 2 - Julia S. Kerr
David J. Cieslewicz

Enactment No: ORD-10-00041

A motion was made by Ald. Maniaci, seconded by Ald. Solomon, to Adopt With Friendly Amendment. The motion FAILED by voice vote/other.

Enactment No: ORD-10-00041

A motion was made by Ald. Verveer, seconded by Ald. Palm, to Adopt With Friendly Amendment. The motion passed by voice vote/other.

Enactment No: ORD-10-00041

18. [17885](#)

To Declare the Week of April 25 through May 1, 2010 as ARBOR WEEK 2010 and to commemorate the City of Madison's 20th anniversary as a Tree City USA.

Sponsors: Common Council By Request and David J. Cieslewicz

A motion was made by Ald. Cnare, seconded by Ald. Verveer, to Adopt. The motion passed by voice vote/other.

Enactment No: RES-10-00335

19. [17911](#)

To commemorate the 40th anniversary of Earth Day on April 22, 2010 and to proclaim April 17 and 24, 2010 Earth Day Clean-up Days and endorsing and encouraging citizen participation in the clean-up events at City of Madison Parks.

Sponsors: David J. Cieslewicz and Common Council By Request

A motion was made by Ald. Cnare, seconded by Ald. Verveer, to Adopt. The motion passed by voice vote/other.

Enactment No: RES-10-00336

REPORT OF PERSONNEL BOARD

20. [17987](#) Creation of Compensation Group 28 (CG28) for stagehand employees represented by IATSE Local 251.

Sponsors: David J. Cieslewicz

A motion was made by Ald. Cnare, seconded by Ald. Verveer, to Adopt . The motion passed by voice vote/other.

REPORT OF BOARD OF PUBLIC WORKS

21. [15060](#) Authorizing the Mayor and the City Clerk to execute an agreement between Madison and the Middleton Cemetery Association for modifying the access to the Middleton Cemetery due to CTH S and Junction Road/CTH M Construction. (9th AD)

Sponsors: Paul E. Skidmore

A motion was made by Ald. Cnare, seconded by Ald. Verveer, to Adopt. The motion passed by voice vote/other.

Enactment No: RES-10-00337

22. [17747](#) Awarding Public Works Contract No. 6476, Street Tree Installation 2010.

Sponsors: BOARD OF PUBLIC WORKS

A motion was made by Ald. Cnare, seconded by Ald. Verveer, to Adopt. The motion passed by voice vote/other.

Enactment No: RES-10-00338

23. [17906](#) Approving Plans, Specifications, Authorizing the Board of Public Works to advertise and receive bids, and authorizing the Mayor and City Clerk to enter into an agreement with the Rotary Club for a granite bench system and planter on N. Pinckney St associated with the Capitol Square Streetscape Updates - 2010 project. (4th AD)

Sponsors: BOARD OF PUBLIC WORKS

A motion was made by Ald. Cnare, seconded by Ald. Verveer, to Adopt. The motion passed by voice vote/other.

Enactment No: RES-10-00339

24. [17909](#) Authorizing the Mayor and the City Clerk to execute an amendment to the contract between Madison and Owen Ayres & Associates, Inc. for additional design engineering services for CTH M/Valley View Road Intersection and Pleasant View Road from Prairie Hill Road to CTH S. (9th AD)

Sponsors: BOARD OF PUBLIC WORKS

A motion was made by Ald. Cnare, seconded by Ald. Verveer, to Adopt. The motion passed by voice vote/other.

Enactment No: RES-10-00340

25. [17912](#) Awarding Public Works Contract No. 6264, Local Road Traffic Calming & Arterial Pedestrian Enhancements - 2010.

Sponsors: BOARD OF PUBLIC WORKS

A motion was made by Ald. Cnare, seconded by Ald. Verveer, to Adopt. The motion passed by voice vote/other.

Enactment No: RES-10-00341

26. [17913](#) Awarding Public Works Contract No. 6406, Femrite Drive and Marsh Road Assessment District - 2010.

Sponsors: BOARD OF PUBLIC WORKS

A motion was made by Ald. Cnare, seconded by Ald. Verveer, to Adopt. The motion passed by voice vote/other.

Enactment No: RES-10-00342

27. [17915](#) Awarding Public Works Contract No. 6104, Lien Road Assessment District - 2009.

Sponsors: BOARD OF PUBLIC WORKS

A motion was made by Ald. Cnare, seconded by Ald. Verveer, to Adopt. The motion passed by voice vote/other.

Enactment No: RES-10-00343

28. [17916](#) Awarding Public Works Contract No. 6414, North & South Broom Street Resurfacing Assessment District - 2010.

Sponsors: BOARD OF PUBLIC WORKS

A motion was made by Ald. Cnare, seconded by Ald. Verveer, to Adopt. The motion passed by voice vote/other.

Enactment No: RES-10-00344

29. [17917](#) Awarding Public Works Contract No. 6270, Edgewood Avenue Reconstruction Assessment District - 2010.

Sponsors: BOARD OF PUBLIC WORKS

A motion was made by Ald. Cnare, seconded by Ald. Verveer, to Adopt. The motion passed by voice vote/other.

Enactment No: RES-10-00345

30. [17918](#) Awarding Public Works Contract No. 6472, Resurfacing 2010 - Utility Casting Repair, Adjusting and Curb and Gutter Repair, Pavement Milling and Paving Assessment District.

Sponsors: BOARD OF PUBLIC WORKS

A motion was made by Ald. Cnare, seconded by Ald. Verveer, to Adopt. The motion passed by voice vote/other.

Enactment No: RES-10-00295

31. [17922](#) Awarding Public Works Contract No. 6486, 2010 Parking Ramp Maintenance.

Sponsors: BOARD OF PUBLIC WORKS

A motion was made by Ald. Cnare, seconded by Ald. Verveer, to Adopt. The motion passed by voice vote/other.

Enactment No: RES-10-00346

32. [17940](#) Improvements accepted for Troy Drive Sidewalk Assessment District - 2009, Contract No. 5619.

Sponsors: BOARD OF PUBLIC WORKS

A motion was made by Ald. Cnare, seconded by Ald. Verveer, to Adopt. The motion passed by voice vote/other.

Enactment No: RES-10-00347

33. [17941](#) Improvements accepted for Elderberry Neighborhood Sewer Interceptor Extension, Contract No. 6167.

Sponsors: BOARD OF PUBLIC WORKS

A motion was made by Ald. Cnare, seconded by Ald. Verveer, to Adopt. The motion passed by voice vote/other.

Enactment No: RES-10-00348

34. [17942](#) Improvements accepted for Starkweather Creek BMPS - 2008, Contract No. 6174.

Sponsors: BOARD OF PUBLIC WORKS

A motion was made by Ald. Cnare, seconded by Ald. Verveer, to Adopt. The motion passed by voice vote/other.

Enactment No: RES-10-00349

35. [17943](#) Improvements accepted for Fire Station #12, Contract No. 6194.

Sponsors: BOARD OF PUBLIC WORKS

A motion was made by Ald. Cnare, seconded by Ald. Verveer, to Adopt . The motion passed by voice vote/other.

Enactment No: RES-10-00350

36. [17944](#) Improvements accepted for Lawrence St. Reconstruction Street Assessment District - 2009, Contract No. 6280.

Sponsors: BOARD OF PUBLIC WORKS

A motion was made by Ald. Cnare, seconded by Ald. Verveer, to Adopt . The motion passed by voice vote/other.

Enactment No: RES-10-00351

37. [17945](#) Improvements accepted for Waterways - 2009, Contract No. 6315.

Sponsors: BOARD OF PUBLIC WORKS

A motion was made by Ald. Cnare, seconded by Ald. Verveer, to Adopt . The motion passed by voice vote/other.

Enactment No: RES-10-00352

38. [17946](#) Improvements accepted for East Streets Lighting Retrofit - 2009, Contract No. 6354.

Sponsors: BOARD OF PUBLIC WORKS

A motion was made by Ald. Cnare, seconded by Ald. Verveer, to Adopt . The motion passed by voice vote/other.

Enactment No: RES-10-00353

39. [17950](#) Declaring the City of Madison's intention to exercise its police powers establishing the Kedzie Street and North Lawn Avenue Reconstruction Assessment District - 2010. (12th & 15th ADs)
- Sponsors: BOARD OF PUBLIC WORKS
- A motion was made by Ald. Cnare, seconded by Ald. Verveer, to Adopt . The motion passed by voice vote/other.**
- Enactment No: RES-10-00354
40. [17953](#) Ordering Property Owners to Replace Substandard/Defective Sidewalks. (18th & 20th ADs)
- Sponsors: BOARD OF PUBLIC WORKS
- A motion was made by Ald. Cnare, seconded by Ald. Verveer, to Adopt . The motion passed by voice vote/other.**
- Enactment No: RES-10-00355
41. [17956](#) Approving plans and specifications and authorizing the Board of Public Works to advertise and receive bids for Contract No. 6459, West Streets Maintenance Lighting Retrofit - 2010. (14th AD)
- Sponsors: BOARD OF PUBLIC WORKS
- A motion was made by Ald. Cnare, seconded by Ald. Verveer, to Adopt . The motion passed by voice vote/other.**
- Enactment No: RES-10-00356
42. [17958](#) Approving plans and specifications and authorizing the Board of Public Works to advertise and receive bids for Contract No. 6460, Metro Maintenance Lighting Retrofit - 2010. (6th AD)
- Sponsors: BOARD OF PUBLIC WORKS
- A motion was made by Ald. Cnare, seconded by Ald. Verveer, to Adopt . The motion passed by voice vote/other.**
- Enactment No: RES-10-00357

43. [17966](#) Declaring the City of Madison's intention to exercise its police powers establishing the Scofield Street Driveways Assessment District - 2010. (12th & 15th ADs)

Sponsors: BOARD OF PUBLIC WORKS

A motion was made by Ald. Cnare, seconded by Ald. Verveer, to Adopt . The motion passed by voice vote/other.

Enactment No: RES-10-00358

44. [17990](#) Declaring the City of Madison's intention to exercise its police powers establishing the Raymond Road, Mid Town Road and South Gammon Road Resurfacing - 2010. (7TH AD)

Sponsors: BOARD OF PUBLIC WORKS

A motion was made by Ald. Cnare, seconded by Ald. Verveer, to Adopt . The motion passed by voice vote/other.

Enactment No: RES-10-00359

REPORT OF PLAN COMMISSION

45. [17101](#) Amending Ordinance Number 1761, File Number 4600-41 adopted on January 28, 1965 which provided for the vacation of a portion of Wisconsin Avenue.

Sponsors: Bridget R. Maniaci

Adopt 5/18/10.

A motion was made by Ald. Cnare, seconded by Ald. Verveer, to Refer to a future Meeting to Adopt to the COMMON COUNCIL and should be returned by 5/18/2010. The motion passed by voice vote/other.

RECOMMENDED ACTION: Refer to Common Council Public Hearing to be held May 4, 2010.

46. [18001](#) Approving the preliminary and final plat of Allied Drive, Phase II located at 2437 Allied Drive and 4654 Crescent Road. 10th Ald. Dist.

Sponsors: Common Council By Request

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

Enactment No: RES-10-00360

REPORT OF DEPARTMENT OF PLANNING AND COMMUNITY AND ECONOMIC DEVELOPMENT

47. [18135](#) Approving a Certified Survey Map of property owned by Michael A. Tanner and Ellen R. Despina located at 124-126 State Street. 4th Ald. Dist.

Sponsors: Common Council By Request

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

Enactment No: RES-10-00361

REPORT OF RISK MANAGER

48. [17830](#) W. Salzwedel, 3121 Buena Vista St., Madison, 53704 - vehicle damage - \$1,098.42.

A motion was made by Ald. Cnare, seconded by Ald. Verveer, to Disallow. The motion passed by voice vote/other.

49. [17900](#) Amy Pellitteri for MGE, P.O. Box 1231, Madison, 53701 - property damage - \$1,418.35.

A motion was made by Ald. Cnare, seconded by Ald. Verveer, to Disallow. The motion passed by voice vote/other.

REPORT OF SOLID WASTE ADVISORY COMMITTEE

50. [17693](#) Authorizing the Streets Division to restrict refuse and recycling collection to multi-family buildings with 8 or fewer units.

Sponsors: David J. Cieslewicz, Larry Palm and Paul E. Skidmore

A motion was made by Ald. Cnare, seconded by Ald. Verveer, to Adopt. The motion passed by voice vote/other.

Enactment No: RES-10-00362

REPORT OF TRANSIT/ PARKING COMMISSION

51. [17756](#) Authorizing the Mayor and the City Clerk to enter into an agreement with Badger Bus Lines, Inc. for provision of ADA paratransit services to Metro Transit in a Long-Term Assignment Program through June 30, 2013 with an additional 2 options for 6 months each that may be executed by the Metro Transit General Manager.

Sponsors: Jed Sanborn, Chris Schmidt and Brian L. Solomon

A motion was made by Ald. Cnare, seconded by Ald. Verveer, to Adopt . The motion passed by voice vote/other.

Enactment No: RES-10-00363

REPORT OF VENDING OVERSIGHT COMMITTEE

52. [18067](#) Report of the Vending Oversight Committee on the Hearing to Suspend/Revoke the Street Vending License of Jeffrey A. Okafo

A motion was made by Ald. Cnare, seconded by Ald. Verveer, to Suspend. The motion passed by voice vote/other.

ITEMS REFERRED TO THIS MEETING

ORDINANCE

53. [17587](#) Creating Section 9.13(10) of the Madison General Ordinances to create a "Southeast Campus Vending Area" as shown on an official map, with specifically assigned vending sites based on seniority, a \$50 additional license fee, and to prohibit street vending in all other locations within this vending area.

Sponsors: Thuy Pham-Remmele and Michael E. Verveer

A motion was made by Ald. Cnare, seconded by Ald. Verveer, to Adopt. The motion passed by voice vote/other.

Enactment No: ORD-10-00042

RESOLUTIONS

54. [17884](#)

SUBSTITUTE - Regarding the location of a high speed rail station in the city of Madison.

Sponsors: Satya V. Rhodes-Conway, Shiva Bidar-Sielaff, Michael E. Verveer, Bryon A. Eagon, Mark Clear, Chris Schmidt, Marsha A. Rummel, Steve King, Bridget R. Maniaci and Joseph R. Clausius

A motion was made by Ald. Eagon, seconded by Ald. Verveer, to Adopt With Friendly Amendment: BE IT FURTHER RESOLVED that City of Madison Transportation Planning and Economic Development Division staff will assemble existing analyses of WisDOT's identified inter-city rail station locations and augment them as necessary with particular focus on the financing options of site improvements, economic development, interconnectedness with multiple forms of transit, and neighborhood impacts for those locations; a presentation shall be made to the City of Madison Common Council within thirty days of this resolution's passage to inform City policymakers on the findings of this inter-city rail station location analysis: BE IT FURTHER RESOLVED that the Mayor and Common Council strongly urge Wis DOT to coordinate the station site selection with the elected officials and Transportation Planning staff of the City of Madison, to leverage local knowledge and expertise to create the most successful station possible. BE IT FINALLY RESOLVED that, the Common Council President shall transport a copy of this resolution to Governor James Doyle, Secretary Frank Busalacchi and two representatives of the Wisconsin Department of Transportation and Federal Railroad Administration. The motion passed by the following vote:

Ayes: 18 - Lauren Cnare
Michael E. Verveer
Shiva Bidar-Sielaff
Marsha A. Rummel
Steve King
Bryon A. Eagon
Paul E. Skidmore
Brian L. Solomon
Chris Schmidt
Satya V. Rhodes-Conway
Tim Bruer
Larry Palm
Joseph R. Clausius
Michael Schumacher
Mark Clear
Thuy Pham-Remmele
Jed Sanborn
Bridget R. Maniaci

Abstentions: 1 - Judy Compton

Excused: 2 - Julia S. Kerr
David J. Cieslewicz

Enactment No: RES-10-00364

55. [17892](#) Authorizing City officials to apply for initial and continuing annual membership with the Sweatfree Purchasing Consortium, comprised of government agencies committed to a policy of responsible, fair and humane procurement of apparel.

Sponsors: Satya V. Rhodes-Conway

A motion was made by Ald. Cnare, seconded by Ald. Rhodes-Conway, to Adopt . The motion passed by the following vote:

Ayes: 18 - Bridget R. Maniaci
 Lauren Cnare
 Michael E. Verveer
 Shiva Bidar-Sielaff
 Marsha A. Rummel
 Steve King
 Bryon A. Eagon
 Paul E. Skidmore
 Brian L. Solomon
 Chris Schmidt
 Satya V. Rhodes-Conway
 Tim Bruer
 Larry Palm
 Judy Compton
 Joseph R. Clausius
 Michael Schumacher
 Mark Clear
 Jed Sanborn

Noes: 1 - Thuy Pham-Remmele

Excused: 2 - Julia S. Kerr
 David J. Cieslewicz

Enactment No: RES-10-00365

56. [18069](#) Establishing a Glass-Free Zone for the West Mifflin Street area 8:00 a.m. on May 1, 2010 through 6:00 a.m. on May 2, 2010

Sponsors: Michael E. Verveer

A motion was made by Ald. Cnare, seconded by Ald. Verveer, to Adopt . The motion passed by voice vote/other.

Enactment No: RES-10-00366

INTRODUCTION OF NEW BUSINESS FOR REFERRAL WITHOUT DEBATE

ORDINANCES

57. [18125](#) Creating Sections 7.56, 10.41, 17.13, 18.01(3), 18.01(4), 19.08(1)(c), 19.08(1)(d), 22.05(6) and (7), 23.57, 24.13, 28.12(13)(f), 29.15(5) and (6), creating Sec. 30.01(13) and renumbering current Sec. 30.01(13) to Sec. 30.01(14), creating Secs. 31.04(4)(c), 37.12(7) and renumbering current Secs. 37.12(7) and (8) to Secs. 37.12(8) and (9) of the Madison General Ordinances to allow the Director of the Building Inspection Division to assess fees for compliance inspections.

Sponsors: Tim Bruer

A motion was made by Ald. Cnare, seconded by Ald. Verveer, to Referred to the BUILDING CODE, FIRE CODE, CONVEYANCE CODE AND LICENSING APPEALS BOARD. The motion passed by voice vote/other.

RESOLUTIONS

58. [17715](#) Supporting the adoption of the Report of the Dane County Task Force on Racial Disparities in the Criminal Justice System by the Dane County Board of Supervisors.

Sponsors: Brian L. Solomon, Shiva Bidar-Sielaff, Steve King, Satya V. Rhodes-Conway and Marsha A. Rummel

Adopt 5/4/10.

A motion was made by Ald. Cnare, seconded by Ald. Verveer, to Refer to a future Meeting to Adopt to the COMMON COUNCIL and should be returned by 5/4/2010. The motion passed by voice vote/other.

59. [18014](#) Authorizing the Mayor and City Clerk to execute a contract with BT Squared, Inc. for engineering services for a well siting study for Madison Water Utility Pressure Zone 4 (15th and 16th AD).

Sponsors: Lauren Cnare, Larry Palm and Judy Compton

A motion was made by Ald. Cnare, seconded by Ald. Verveer, to Referred to the WATER UTILITY BOARD. The motion passed by voice vote/other.

60. [18100](#) Authorizing the Common Council to accept ownership from Capitol Neighborhoods Inc. of decorative garden plantings located at three existing neighborhood entrance sign sites located on City-owned lands, in the Bassett Neighborhood area.

Sponsors: Michael E. Verveer

Additional Referrals: Board of Park Commissioners, Plan Commission.

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

61. [18116](#) Authorizing the execution of an Offer to Gift Real Estate between the City of Madison and the Center for Resilient Cities and Central Park Skate, LLC for two parcels located at 201 South Ingersoll Street and 215 South Brearly Street for the future Central Park.

Sponsors: David J. Cieslewicz and Marsha A. Rummel

Additional Referrals: Plan Commission, Board of Park Commissioners.

A motion was made by Ald. Cnare, seconded by Ald. Verveer, to Referred to the BOARD OF ESTIMATES. The motion passed by voice vote/other.

62. [18143](#) Authorizing the Mayor and City Clerk to sign a contract with Manatron, Inc. for software and implementation services for a new Property Assessment System for the City Assessor's Office.

Sponsors: David J. Cieslewicz and Mark Clear

A motion was made by Ald. Cnare, seconded by Ald. Verveer, to Referred to the BOARD OF ESTIMATES. The motion passed by voice vote/other.

63. [18144](#) Authorizing the Mayor and City Clerk to sign a contract with PDSI, Inc for implementation of TeleStaff Workforce Schedule system for Public Works agencies.

Sponsors: David J. Cieslewicz and Mark Clear

A motion was made by Ald. Cnare, seconded by Ald. Verveer, to Referred to the BOARD OF ESTIMATES. The motion passed by voice vote/other.

64. [18145](#) Authorizing the Application and Acceptance of a National Endowment for the Arts Mayor's Institute of City Design 25th Anniversary Initiative Grant in the amount of \$100,000 to Provide for the Creation of Schematic and Design Development Drawings for Eco-Artworks that will be Integrated Throughout Central Park.

Sponsors: Marsha A. Rummel

A motion was made by Ald. Cnare, seconded by Ald. Verveer, to Referred to the BOARD OF ESTIMATES and should be returned by 5/4/2010. The motion passed by voice vote/other.

65. [18146](#) Amending the 2010 Capital Budget of Planning and Community and Economic Development and Transferring Available Funds from the Sidewalk Program to the Senior Center Project.

Sponsors: Michael E. Verveer

This Resolution was Referred to the BOARD OF ESTIMATES

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

66. [18080](#) A. Heiman, 216 Nygard St., Madison, 53718 - property damage - \$222.74.

A motion was made by Ald. Cnare, seconded by Ald. Verveer, to Referred to the Risk Manager. The motion passed by voice vote/other.

THE FOLLOWING ITEMS WERE INTRODUCED FROM THE FLOOR AT THE LAST COMMON COUNCIL MEETING, AND ARE ON THIS AGENDA PURSUANT TO SEC. 2.05(1)(B), MGO SOLELY FOR THE PURPOSE OF ADDING ADDITIONAL REFERRALS.

67. [18113](#) Amending Sections 38.05(9)(o)5.a.v. 38.05(9)(o)5.b.vii, and 38.05(9)(o)6. of the Madison General Ordinances to eliminate the 365 day limit in the downtown Alcohol Beverage License Density Plan area.

Sponsors: Michael E. Verveer and Shiva Bidar-Sielaff

A motion was made by Ald. Cnare, seconded by Ald. Verveer, to Referred to the ALCOHOL LICENSE REVIEW COMMITTEE. The motion passed by voice vote/other.

ANNOUNCEMENTS & INTRODUCTION OF ITEMS FROM THE FLOOR

- [18199](#) Seeking Common Council approval of the 2010-2011 Arts Grants awards and the 2010 Summer Concerts Series funding as recommended by the Madison Arts Commission.

Sponsors: Marsha A. Rummel

A motion was made by Ald. Rummel, seconded by Ald. Verveer, to Referred to the BOARD OF ESTIMATES. The motion passed by voice vote/other.

Introduction By Title Only

Refer to Common Council Meeting on May 4, 2010

A motion was made by Ald. Schmidt, seconded by Ald. Verveer, to Introduce an Item by Title Only to be Referred to the COMMON COUNCIL meeting on May 4, 2010. The motion passed by voice vote/other.

ADJOURNMENT @ 10:56 PM

A motion was made by Ald. Cnare, seconded by Ald. Verveer, to Adjourn at 10:56 pm. The motion passed by voice vote/other.