



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

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Tuesday, October 16, 2012

6:30 PM

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

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### ROLL CALL

At 6:31 PM, Mayor Paul R. Soglin in the chair.

**Present:** 19 - Paul R. Soglin  
Lisa Subeck  
Bridget R. Maniaci  
Lauren Cnare  
Michael E. Verveer  
Shiva Bidar-Sielaff  
Marsha A. Rummel  
Steve King  
Scott J. Resnick  
Paul E. Skidmore  
Chris Schmidt  
Satya V. Rhodes-Conway  
Sue Ellingson  
Tim Bruer  
Larry Palm  
Joseph R. Clausius  
Anita Weier  
Mark Clear  
Matthew J. Phair

**Excused:** 2 - Brian L. Solomon  
Jill Johnson

### SPEAKING GUIDELINES

#### Speaking Limits:

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

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

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

**NOTIFIED ABSENCES: None.**

**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. [27655](#) Proclaiming October 18, 2012 as "Lights On Afterschool Day".

**Sponsors:** Paul R. Soglin, Shiva Bidar-Sielaff, Chris Schmidt, Tim Bruer, Joseph R. Clausius, Mark Clear, Lauren Cnare, Sue Ellingson, Jill Johnson, Steve King, Bridget R. Maniaci, Larry Palm, Matthew J. Phair, Scott J. Resnick, Satya V. Rhodes-Conway, Marsha A. Rummel, Paul E. Skidmore, Brian L. Solomon, Lisa Subeck, Michael E. Verveer and Anita Weier

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

Enactment No: RES-12-00787

- 2. [27940](#) Proclaiming October 2012 as Polish-American Heritage Month in the City of Madison.

**Sponsors:** Mark Clear, Shiva Bidar-Sielaff, Tim Bruer, Joseph R. Clausius, Lauren Cnare, Sue Ellingson, Jill Johnson, Steve King, Bridget R. Maniaci, Larry Palm, Matthew J. Phair, Scott J. Resnick, Michael E. Verveer, Brian L. Solomon, Anita Weier, Lisa Subeck, Chris Schmidt, Paul E. Skidmore, Marsha A. Rummel and Satya V. Rhodes-Conway

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

Enactment No: RES-12-00788

**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**

- 3. [26657](#) SECOND SUBSTITUTE Creating Subchapter 28E, Downtown and Urban Districts of Chapter 28 of the Madison General Ordinances to update the City’s ordinances pertaining to zoning and planning.

**Sponsors:** Paul R. Soglin

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

Enactment No: ORD-12-00132

- 4. [27278](#) THIRD SUBSTITUTE Amending Chapter 28 of the Madison General Ordinances revising various subsections.

**Sponsors:** Paul R. Soglin, Shiva Bidar-Sielaff, Lauren Cnare, Steve King and Chris Schmidt

**A motion was made by Cnare, seconded by Bidar-Sielaff, to Adopt Amendment 1. The motion failed by the following vote:**

**Ayes:** 9 - Bridget R. Maniaci  
 Lauren Cnare  
 Shiva Bidar-Sielaff  
 Paul E. Skidmore  
 Sue Ellingson  
 Tim Bruer  
 Larry Palm  
 Joseph R. Clausius  
 Anita Weier

**Noes:** 8 - Michael E. Verveer  
 Marsha A. Rummel  
 Steve King  
 Scott J. Resnick  
 Chris Schmidt  
 Satya V. Rhodes-Conway  
 Mark Clear  
 Matthew J. Phair

**Abstentions:** 1 - Lisa Subeck

**Excused:** 2 - Brian L. Solomon  
 Jill Johnson

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

A motion was made by Cnare, seconded by Bidar-Sielaff, to Adopt Amendment 2. The motion passed by voice vote/other.

A motion was made by Verveer, seconded by Bidar-Sielaff, to Adopt Amendment 3. The motion passed by voice vote/other.

A motion was made by Verveer, seconded by Bidar-Sielaff, to Adopt Amendment 4. The motion failed by voice vote/other.

A motion was made by Bidar-Sielaff, seconded by Schmidt, to Adopt Amendment 5. The motion passed by voice vote/other.

A motion was made by Rummel, seconded by Verveer, to Adopt the Following Amendment to amendment 6: remove 117 South Butler St. and 313 E. Main St. from amendment 6. The motion passed by voice vote/other.

A motion was made by King, seconded by Schmidt, to Adopt the Following Amendment to Amendment 6: remove 409 and 415 E. Washington Ave from Amendment 6 . The motion passed by voice vote/other.

A motion was made by Rummel, seconded by Verveer, to Adopt Amendment 6 as amended. The motion passed by voice vote/other.

A motion was made by Ellingson, seconded by Bidar-Sielaff, to Adopt Amendment 7. The motion failed by voice vote/other.

A motion was made by Bruer, seconded by Schmidt, to Adopt Amendment 8. The motion passed by voice vote/other noting that Ald. Clausius is a cosponsor of the amendment.

A motion was made by Bruer, seconded by Schmidt, to Adopt Amendment 9. The motion passed by voice vote/other.

A motion was made by Bidar-Sielaff, seconded by Schmidt, to Adopt Amendment 10 with staff recommendations. The motion passed by voice vote/other.

A motion was made by Weier, seconded by Bidar-Sielaff, to Withdraw Amendments 11 and 12. The motion passed by voice vote/other.

A motion was made by Rhodes-Conway, seconded by Cnare, to Adopt the Following Amendment to Amendments 13 and 14: include additional districts as recommended by staff. The motion passed by voice vote/other.

A motion was made by Bidar-Sielaff, seconded by Schmidt, to Adopt Amendment 13 as amended. The motion passed by voice vote/other.

A motion was made by Rhodes-Conway, seconded by Cnare, to Adopt Amendment 14 as amended. The motion passed by voice vote/other.

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

A motion was made by Skidmore, seconded by King, to Adopt the Following Amendment made from the floor: Change the zoning on lots 4&5 in the Silicon Prairie Business Park on Mineral Point Rd in the 9th District from IC to SE. The motion passed by voice vote/other.

A motion was made by King, seconded by Bidar-Sielaff, to Adopt As Amended. The motion passed by voice vote/other.

Enactment No: ORD-12-00134

5. [27436](#)

Creating Section 28.06(2)(a)3625. of the Madison General Ordinances rezoning property from R6 General Residence District to PUD(GDP) Planned Unit Development (General Development Plan) District and creating Section 28.06(2)(a)3626. of the Madison General Ordinances rezoning property from PUD(GDP) Planned Unit Development (General Development Plan) District to PUD(SIP) Planned Unit Development (Specific Implementation Plan) District. Proposed Use: Demolish single-family residence to construct eight-unit apartment building; 4th Aldermanic District; 125 North Bedford Street.

**Sponsors:** Planning Division

Common Council 10-30-12

A motion was made by Bidar-Sielaff, seconded by Schmidt, to Re-refer for Recessed Public Hearing to the COMMON COUNCIL meeting of October 30, 2012. The motion passed by voice vote/other.

- 6. [27437](#) Creating Section 28.06(2)(a)3624. of the Madison General Ordinances rezoning property from PUD(GDP) Planned Unit Development (General Development Plan) District to PUD(GDP) Planned Unit Development (General Development Plan) District. Proposed Use: Re-Approving the GDP for Multi-Family Housing in the Village At Autumn Lake PUD. 17th Aldermanic District; 5922 Lien Road.

**Sponsors:** Planning Division

**A motion was made by Bidar-Sielaff, seconded by Schmidt, to Adopt with Conditions and Close the Public Hearing. The motion passed by voice vote/other.**

Enactment No: ORD-12-00127

**PUBLIC HEARINGS - BEGIN AT 6:45 PM**

**REPORT OF BOARD OF ESTIMATES**

- 7. [27739](#) 2013 Executive Operating Budget

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

**END OF PUBLIC HEARINGS**

**BUSINESS PRESENTED BY THE MAYOR**

- 8. [27823](#) Report of the Mayor submitting citizen committee appointments (introduction 10-2-2012; action 10-16-2012).

**Sponsors:** Paul R. Soglin

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

- 9. [27962](#) Report of the Mayor submitting appointments to the Madison Food Policy Council.

**Sponsors:** Paul R. Soglin

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

- 10. [27963](#) Report of the Mayor submitting citizen committee appointments (introduction 10-16-2012; action 10-30-2012).

**Sponsors:** Paul R. Soglin

Confirm at Common Council meeting on 10-30-12

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

## REPORTS OF OFFICERS

### REPORT OF BOARD OF ESTIMATES

- 11. [27532](#) Repealing and recreating Section 3.50(1) of the Madison General Ordinances to update salaries for and modify the method for changes to salaries of Alderpersons and the Mayor.

**Sponsors:** Paul R. Soglin, Tim Bruer, Michael E. Verveer, Larry Palm, Scott J. Resnick and Marsha A. Rummel

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

Enactment No: ORD-12-00133

- 12. [27589](#) Application to the Dane County Board for exemption from Dane County Library tax levied under Section 43.57(3) Wisconsin Statutes.

**Sponsors:** Larry Palm

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

Enactment No: RES-12-00789

- 13. [27673](#) Approving the Community Development Division's HUD required 2013 Action Plan.

**Sponsors:** Tim Bruer, Lauren Cnare and Matthew J. Phair

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

Enactment No: RES-12-00790

14. [27706](#) Approving a contract with the University of Wisconsin Hospital and Clinics Authority for Fire paramedic training.
- Sponsors:** Paul E. Skidmore and Jill Johnson
- A motion was made by Bidar-Sielaff, seconded by Schmidt, to Adopt. The motion passed by voice vote/other.**
- Enactment No: RES-12-00791
15. [27742](#) Authorizing the amendment of the Operation Fresh Start: Employment and Rehab 2006, 2008, 2009 and 2011 HOME contracts. The amendment includes a change of use of HOME funds and change of ownership for seven (7) properties currently titled to Operation Fresh Start
- Sponsors:** Tim Bruer, Lauren Cnare and Matthew J. Phair
- A motion was made by Bidar-Sielaff, seconded by Schmidt, to Adopt. The motion passed by voice vote/other.**
- Enactment No: RES-12-00792
16. [27743](#) Authorizing \$180,000 from the Affordable Housing Trust Fund (AHTF) to the Community Development Authority. The loan will partially finance up to six (6) owner-occupied units at Mosaic Ridge subdivision, part of the Allied Drive Redevelopment Plan.
- Sponsors:** Tim Bruer, Lauren Cnare and Matthew J. Phair
- A motion was made by Bidar-Sielaff, seconded by Schmidt, to Adopt. The motion passed by voice vote/other.**
- Enactment No: RES-12-00793
17. [27746](#) Authorizing the Mayor and City Clerk to execute service contracts as needed for software support and maintenance services from Socrata, Inc. in support of Open Data Ordinance 3.72 enacted on August 7, 2012.
- Sponsors:** Mark Clear, Scott J. Resnick, Satya V. Rhodes-Conway and Chris Schmidt
- A motion was made by Bidar-Sielaff, seconded by Schmidt, to Adopt. The motion passed by voice vote/other.**
- Enactment No: RES-12-00794



18. [27758](#) Amendment to Resolution #25646 authorizing the Mayor to sign an application for funds from the State Division of Housing and authorizing the Mayor and City Clerk to execute agreements with specific non-profit agencies changing the amount awarded to Community Action Coalition of South Central WI, Inc. from \$222,166 to \$224,208.

**Sponsors:** Tim Bruer, Lauren Cnare and Matthew J. Phair

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

Enactment No: RES-12-00795

19. [27761](#) Approve the CDBG Committee's recommendation to waive the loan-to-value ratio in the CDBG Office 2011-2012 Program Funding Framework for the YWCA Empowerment Center Accessibility Improvements project.

**Sponsors:** Tim Bruer, Lauren Cnare and Matthew J. Phair

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

Enactment No: RES-12-00796

20. [27762](#) Approve the request of Movin' Out, Inc. to waive the CDBG Program Funding Framework loan-to-value ratio for the Harbor House Condominium project.

**Sponsors:** Tim Bruer, Lauren Cnare and Matthew J. Phair

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

Enactment No: RES-12-00797

21. [27783](#) Amending RES-12-00583 to authorize Public Health-Madison and Dane County to enter into an agreement with the Board of Regents of the University of Wisconsin Systems for a grant from the Transform Wisconsin Fund, for the prevention of tobacco use.

**Sponsors:** Matthew J. Phair

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

Enactment No: RES-12-00798

- 22. [27787](#) SUBSTITUTE - Authorizing the Police Department to negotiate, and the Mayor and City Clerk to renew an intergovernmental agreement with 13 Dane County municipalities for the shared "Records Management System."  
**Sponsors:** Paul R. Soglin, Paul E. Skidmore, Matthew J. Phair and Jill Johnson

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

Enactment No: RES-12-00799

- 23. [27797](#) Approve up to \$51,682 in previously authorized 2012 Movin' Out, Inc. HOME funds to assist Movin' Out, Inc. to acquire the land at 805 Troy Drive for use as affordable rental housing.  
**Sponsors:** Tim Bruer, Lauren Cnare and Matthew J. Phair

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

Enactment No: RES-12-00800

- 24. [27804](#) Authorizing fundraising for a Mayors' Bike Summit and amending the 2012 operating budget of the Mayor's Office to recognize fundraising revenues.  
**Sponsors:** Paul R. Soglin

**A motion was made by Bidar-Sielaff, seconded by Schmidt, to Adopt Unanimously. The motion passed by the following vote:**

- Ayes:** 18 - Lisa Subeck  
Bridget R. Maniaci  
Lauren Cnare  
Michael E. Verveer  
Shiva Bidar-Sielaff  
Marsha A. Rummel  
Steve King  
Scott J. Resnick  
Paul E. Skidmore  
Chris Schmidt  
Satya V. Rhodes-Conway  
Sue Ellingson  
Tim Bruer  
Larry Palm  
Joseph R. Clausius  
Anita Weier  
Mark Clear  
Matthew J. Phair

- Excused:** 2 - Brian L. Solomon  
Jill Johnson

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

Enactment No: RES-12-00801

25. [27822](#) Authorizing the Mayor and City Clerk to enter into an agreement with Facility Engineering to provide professional architectural and engineering design services for the Garver Feed Mill Masonry Distress Study in the amount of \$160,650.00.

**Sponsors:** Larry Palm and Marsha A. Rummel

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

Enactment No: RES-12-00802

**REPORT OF BOARD OF PARK COMMISSIONERS**

26. [27371](#) Authorizing the execution of an Underground Electric Line Easement to Madison Gas and Electric Company across a portion of Nakoma Park, located at 3800 Nakoma Road.

**Sponsors:** Brian L. Solomon

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

Enactment No: RES-12-00803

**REPORT OF BOARD OF PUBLIC WORKS**

27. [27555](#) Determining a Public Purpose and Necessity and adopting a Relocation Order for the acquisition of land interests required for the construction and maintenance of a new S. Few Street crossing of the Union Pacific Railroad associated with Central Park. (6th AD)

**Sponsors:** Marsha A. Rummel

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

Enactment No: RES-12-00804

28. [27596](#) Authorizing the City Engineering Division to issue a Request for Qualifications/Request for Proposals for a Sanitary Sewer Lateral Warranty Program to be made available to interested homeowners at no cost to the City.
- Sponsors:** Paul R. Soglin, Shiva Bidar-Sielaff, Anita Weier, Chris Schmidt, Lauren Cnare, Mark Clear, Scott J. Resnick, Michael E. Verveer, Paul E. Skidmore, Joseph R. Clausius and Matthew J. Phair

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

Enactment No: RES-12-00805

29. [27626](#) Accepting a Permanent Limited Easement for Public Pedestrian/Bicycle Path Purposes and Public Sanitary Sewer Purposes from University of Wisconsin Credit Union across a property located at 1422 Northport Drive.
- Sponsors:** Anita Weier

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

Enactment No: RES-12-00806

45. [27776](#) Approving the preliminary and final plat of Woodstone Replat No. 2 (Lots 13-45) located at 9401-9441 and 9402-9442 Stonewood Boulevard and 9404-9444 Cobalt Street; 9th Ald. Dist.
- Sponsors:** PLAN COMMISSION

Enactment No: RES-12-00818

30. [27738](#) Awarding Public Works Contract No. 6950, Boulevard Landscaping - 2012.
- Sponsors:** BOARD OF PUBLIC WORKS

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

Enactment No: RES-12-00807

31. [27745](#) Accepting improvements and assessing benefits for Todd Drive (Frontage Road-McDivitt Road) Streetlight Improvement District, and rescinding Leg. File 27388, Enactment No. RES-12-00694. (14th AD)
- Sponsors:** BOARD OF PUBLIC WORKS

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

Enactment No: RES-12-00808

32. [27824](#) Approving plans and specifications and authorizing the Board of Public Works to advertise and receive bids for Central Park - Phase IA. (6th AD)

**Sponsors:** BOARD OF PUBLIC WORKS

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

Enactment No: RES-12-00809

33. [27826](#) Approving plans and specifications and authorizing the Board of Public Works to advertise and receive bids for University Relief Storm Phase 4, Contract No. 7009. (5th AD)

**Sponsors:** BOARD OF PUBLIC WORKS

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

Enactment No: RES-12-00810

34. [27830](#) Approving plans and specifications and authorizing the Board of Public Works to advertise and receive bids for Rain Garden and Median Planting Contract - 2012, Contract No. 6887.

**Sponsors:** BOARD OF PUBLIC WORKS

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

Enactment No: RES-12-00811

35. [27845](#) Approving plans and specifications and authorizing the Board of Public Works to advertise and receive bids for Atwood Avenue / Dunning Street Bike Crossing.

**Sponsors:** BOARD OF PUBLIC WORKS

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

Enactment No: RES-12-00812

36. [27869](#) Amending RES-12-00664 for Approving a Service Agreement for Public Services for Solid Waste Collection to serve 801 McClellan Drive. (3rd AD)

**Sponsors:** Lauren Cnare

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

Enactment No: RES-12-00813

37. [27875](#) Approving plans and specifications for E. Mifflin Street Bike Boulevard Improvements. (2nd AD)

**Sponsors:** BOARD OF PUBLIC WORKS

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

Enactment No: RES-12-00814

38. [27883](#) Determining a Public Purpose and Necessity and adopting Transportation Project Plat No. 5992-08-07 - 4.11 Amendment No: 2 Mineral Point Road / CTH S & South Junction Road / CTH M- South Junction Road, City of Madison, Dane County, Wisconsin for the acquisition of Plat of Land Interests required.

**Sponsors:** Paul E. Skidmore

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

- Ayes:** 16 - Lisa Subeck  
Bridget R. Maniaci  
Lauren Cnare  
Michael E. Verveer  
Shiva Bidar-Sielaff  
Steve King  
Scott J. Resnick  
Paul E. Skidmore  
Chris Schmidt  
Sue Ellingson  
Tim Bruer  
Larry Palm  
Joseph R. Clausius  
Anita Weier  
Mark Clear  
Matthew J. Phair

- Noes:** 2 - Marsha A. Rummel  
Satya V. Rhodes-Conway

- Excused:** 2 - Brian L. Solomon  
Jill Johnson

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

Enactment No: RES-12-00815

**REPORT OF CLERK'S OFFICE**

- 39. [27998](#) Report of Operator License Applications 10-16-2012. See attached report for list of operators.

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

**REPORT OF COMMON COUNCIL ORGANIZATIONAL COMMITTEE**

- 40. [26949](#) SUBSTITUTE Establishing a TIF Policy Review Ad Hoc Committee

**Sponsors:** Chris Schmidt, Marsha A. Rummel and Shiva Bidar-Sielaff

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

Enactment No: RES-12-00816

- 41. [27528](#) Amending Sections 3.14(4)(b), (4)(c), (6)(b), (6)(c), and (7)(c) of the Madison General Ordinances to make the terms of certain members of the Transit and Parking Commission coincide with their other terms of public office.

**Sponsors:** Paul R. Soglin

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

Enactment No: ORD-12-00128

- 42. [27586](#) Accepting the Final Report of the President's Work Group: Development of Alder Position Description/Role and implementing recommendations contained within the report.

**Sponsors:** Shiva Bidar-Sielaff, Tim Bruer, Mark Clear, Lauren Cnare, Sue Ellingson, Steve King, Bridget R. Maniaci, Matthew J. Phair, Satya V. Rhodes-Conway, Chris Schmidt and Anita Weier

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

Enactment No: RES-12-00817

**REPORT OF MADISON ARTS COMMISSION**

- 43. [27526](#) SUBSTITUTE Renumbering and amending Section 8.33 as Section 33.34 of the Madison General Ordinances to update and clarify the functions of the Madison Arts Commission.

**Sponsors:** Paul R. Soglin

**A motion was made by Bidar-Sielaff, seconded by Schmidt, to Adopt with the Recommendation(s). The motion passed by voice vote/other.**

Enactment No: ORD-12-00129

**REPORT OF PLAN COMMISSION**

- 44. [27527](#) CHARTER Amending Section 16.01(3) of the Madison General Ordinances to make the terms of Alderpersons on the Plan Commission coincide with their terms on the Common Council.

**Sponsors:** Paul R. Soglin

**A motion was made by Bidar-Sielaff, seconded by Schmidt, 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  
Scott J. Resnick  
Paul E. Skidmore  
Chris Schmidt  
Satya V. Rhodes-Conway  
Sue Ellingson  
Tim Bruer  
Larry Palm  
Joseph R. Clausius  
Anita Weier  
Mark Clear  
Matthew J. Phair  
Lisa Subeck

- Excused:** 2 - Brian L. Solomon  
Jill Johnson

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

Enactment No: CHA-12-00001



45. [27776](#) Approving the preliminary and final plat of Woodstone Replat No. 2 (Lots 13-45) located at 9401-9441 and 9402-9442 Stoneywood Boulevard and 9404-9444 Cobalt Street; 9th Ald. Dist.

**Sponsors:** PLAN COMMISSION

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

Enactment No: RES-12-00818

#### REPORT OF RISK MANAGER

46. [27786](#) A. Miller, 1514A Golf View Rd., Madison, 53704 - vehicle damage - \$1,294.26.

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

47. [27825](#) F. and L. Oswald, 4226 Kenwood St., Madison, 53704 - property damage - \$175.00.

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

48. [27827](#) G. Turner, 7120 Twin Sunset Rd., Middleton, 53562 - property damage - \$265.00.

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

#### ITEMS REFERRED TO THIS MEETING

49. [27732](#) Petition received in the Madison City Clerk's Office September 13, 2012 from Board of Regents of the University of Wisconsin System, regarding attachment from the Town of Middleton to the City of Madison.

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

- 50. [27775](#) Adopting and confirming Revision No. 280 of the Madison General Ordinances as of September 15, 2012 to incorporate the changes pursuant to Wis. Stat. § 66.0103.

**Sponsors:** Common Council By Request

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

Enactment No: ORD-12-00130

- 51. [27784](#) Creating Section 15.01(585) of the Madison General Ordinances entitled "City Boundaries" and being part of the chapter entitled "Aldermanic Districts and Wards" attaching to the 1st Aldermanic District the Vetter Attachment; creating Section 15.01(119) of the Madison General Ordinances to assign the attached property to Ward 119; and amending Section 15.03(1) to add Ward 119 to Aldermanic District 1.

**Sponsors:** Paul R. Soglin

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

Enactment No: ORD-12-00131

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

### **ORDINANCES**

- 52. [27949](#) Repealing and recreating Chapter 37 of the Madison General Ordinances to make changes to the City's Erosion and Stormwater Runoff Control Ordinance.

**Sponsors:** Paul E. Skidmore and Anita Weier

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

- 53. [27950](#) Repealing and recreating Chapter 35 to make changes to the City's Public Sewerage System Ordinance and amending Sec. 29.13(5) of the Madison General Ordinances to relocate the sanitary sewer plugging process into Chapter 35.

**Sponsors:** Paul E. Skidmore

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

- 54. [27979](#) Amending Section 9.21 and creating Section 9.22 of the Madison General Ordinances to change the term “junk dealers” to “scrap and recycling dealers”; require additional licenses to operate such a business; regulate the purchase and sale of scrap metal and plastic bulk merchandise containers; amending Section 1.08(3)(a) to establish bail amounts for this section; and amending Section 1.08(4) to establish enforcement authority for this section.

**Sponsors:** Michael E. Verveer and Tim Bruer

Additional referral to Solid Waste Advisory Committee

**This Ordinance was Referred to the PUBLIC SAFETY REVIEW COMMITTEE**

**RESOLUTIONS**

- 55. [27867](#) To Approve the schedule of Special Charges for the State Street Mall/Capitol Concourse for 2011/12 Maintenance Charges.

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

Additional referral to the Downtown Coordinating Committee

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

- 56. [27885](#) Create a new position of Accountant 1, CG18, R06, in the Finance budget to be filled through an internal competitive process. Upon filling the position, the Payroll Technician 2, position # 800, will be deleted to fund the new position.

**Sponsors:** Paul R. Soglin

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

- 57. [27961](#) Authorizing the Mayor and City Clerk to enter into a contract for up to \$96,850.00 in consultant services with Webb Management Services, Inc. to create a Performing Art Facilities Study.

**Sponsors:** Paul R. Soglin

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

- 58. [27970](#) Amending the 2012 Parks Division Capital Budget to create and provide budgetary authorization of \$200,000 for the “Reindahl Park Softball Complex” project funded by a donation from the Irwin A. & Robert D. Goodman Foundation.

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

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

59. [27972](#) Authorizing and Awarding \$9,500,000 Sewer System Revenue Bonds, Series 2012-D and Establishing Interest Rates Thereon
- Sponsors:** Paul R. Soglin
- Board of Estimates will report at the 10-30-2012 meeting. 15 votes are needed.
- This Resolution was Referred to the BOARD OF ESTIMATES**
60. [27973](#) Authorizing the execution of an Purchase and Sale Agreement between the City of Madison and the Madison Audubon Society, Inc. for the purchase of a 9.48-acre improved residential parcel located at 7960 Raymond Road for the expansion of the Ice Age Junction Path, potential future extension of Jeffy Trail to Raymond Road, related infrastructure improvements, public open space, and potential residential development; and authorizing an application for an amendment to the Central Urban Service Area; and authorizing the Mayor and City Clerk to execute a petition to annex the subject lands; and authorizing the dedication of right of way for Raymond Road.
- Sponsors:** Lisa Subeck
- Additional referrals to: Board of Public Works, Plan Commission, Board of Park Commissioners
- This Resolution was Referred to the BOARD OF ESTIMATES**
61. [27976](#) Determining a public purpose and necessity and adopting a Relocation Order for the acquisition and demolition of two single family properties located at 1721 North Sherman Avenue and 1713 Schlimgen Avenue, City of Madison, Dane County, Wisconsin for improvements to water distribution at Madison Water Utility Well No. 7.
- Sponsors:** Satya V. Rhodes-Conway
- Additional referrals to: Water Utility Board, Plan Commission
- This Resolution was Referred to the BOARD OF ESTIMATES**
62. [27982](#) Amending Enactment No. RES-12-00540 regarding Tax Incremental Finance loans to University Row Apartments, LLC and University Crossing Office, LLC.
- Sponsors:** Mark Clear
- This Resolution was Referred to the BOARD OF ESTIMATES**
63. [27992](#) Determining a Public Purpose and Necessity and adopting a Relocation Order for the acquisition of land interests required for the construction of the Johnson St, E public sidewalk bike path from N. First Street to N. Third Street. (12th AD)
- Sponsors:** Satya V. Rhodes-Conway
- Additional referral to: Plan Commission
- This Resolution was Referred to the BOARD OF PUBLIC WORKS**

- 64. [27993](#) Submitting the appointment of James D. O’Keefe for confirmation of a five-year term as the Community Development Division Director.

**Sponsors:** Paul R. Soglin

Confirm at 10-30-12 Common Council Hearing

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

- 65. [27994](#) To authorize the Streets Division of the City of Madison to apply for and accept a 100% matching fund grant of \$25,000 from the Wisconsin DNR Urban Forestry Grant Program to rent a portable sawmill and develop an urban wood utilization program . (Various ADs)

**Sponsors:** Paul R. Soglin, Joseph R. Clausius, Mark Clear, Scott J. Resnick, Lauren Cnare, Shiva Bidar-Sielaff, Michael E. Vermeer, Marsha A. Rummel, Satya V. Rhodes-Conway, Chris Schmidt, Paul E. Skidmore, Sue Ellingson, Jill Johnson and Brian L. Solomon

Additional referrals to: Board of Park Commissioners, Board of Estimates

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

- 66. [27996](#) Authorizing the Mayor and City Clerk to enter into an agreement with Advanced Data Processing, Inc. DBA Intermedix to provide ambulance billing services and consulting.

**Sponsors:** Paul R. Soglin

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

## PRESENTATION OF CLAIMS AGAINST THE CITY OF MADISON

### CLAIMS - REFER TO RISK MANAGER

- 67. [27859](#) M. Nechuta, 5109 Turner Ave., Madison, 53716 - property damage - \$156.00.

**This Claim was Referred to the Risk Manager**

- 68. [27877](#) S. Meredith, 1708 Mayfield Ln., Madison, 53704 - vehicle damage - \$2,170.49.

**This Claim was Referred to the Risk Manager**

- 69. [27879](#) K. Liljeberg, c/o C. Liljeberg, 102 S. 3rd Ave., Wausau, 54401 - vehicle damage - \$2,189.22.

**This Claim was Referred to the Risk Manager**

70.     [27881](#)           P. Zak, 6630 Silver Shores Dr., Cedar Grove, 53013 - vehicle damage - \$500.00.

**This Claim was Referred to the Risk Manager**

71.     [27892](#)           L. Sipovic, 1 St. Lawrence Cir., Madison, 53717 - vehicle damage - \$319.19.

**This Claim was Referred to the Risk Manager**

72.     [27904](#)           N. McCallum, 2225 Keyes Ave., Madison, 53711 - property damage - \$130.00.

**This Claim was Referred to the Risk Manager**

73.     [27939](#)           Kevin R. Martin, Martin Law Office, S.C., attorney for S. Norman, 2725 Hazelnut Trl., Sun Prairie, 53590-4638 - personal injury - \$5,250.44.

**This Claim was Referred to the Risk Manager**

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).

75.     [27860](#)           Determining a Public Purpose and Necessity and adopting a Relocation Order for the acquisition of land interests required for storm sewer construction between Highland Avenue and 2202 University Avenue. (5th AD)

**Sponsors:**       Shiva Bidar-Sielaff and Chris Schmidt

76.     [27864](#)           Authorizing the execution of Option to Purchase Agreement with John P. Schneider LLC for the City's acquisition of a condominium duplex located at 1409-1411 Theresa Terrace for a neighborhood center.

**Sponsors:**       Paul R. Soglin, Matthew J. Phair and Lisa Subeck

77. [27878](#) Authorizing the execution of a Purchase and Sale Agreement between the City of Madison and Hovde Properties LLC (“Developer”) for the acquisition of a portion of City-owned property located at 316 W. Dayton Street by the Developer for assemblage into a mixed-use condominium project (“Project”) located at 305-309 W. Johnson Street and the purchase and build-out by the City of a “grey box” condominium unit and condominium parking stalls within the Project for the relocation of Madison Fire Department Administrative offices.

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

78. [27883](#) Determining a Public Purpose and Necessity and adopting Transportation Project Plat No. 5992-08-07 - 4.11 Amendment No: 2 Mineral Point Road / CTH S & South Junction Road / CTH M- South Junction Road, City of Madison, Dane County, Wisconsin for the acquisition of Plat of Land Interests required.

**Sponsors:** Paul E. Skidmore

Enactment No: RES-12-00815

This item also appears as Item #38.

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

- [28016](#) Authorizing the Mayor and the City Clerk to enter into an agreement with Tom's Bobcat and Concrete Removal, LLC for snow removal services at Parking Utility facilities. This contract will be for year 2013, with two one-year options for renewal by mutual agreement of the Parties.

**Sponsors:** Chris Schmidt and Lisa Subeck

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

#### **ADJOURNMENT @ 10:07 PM**

**A motion was made by Bidar-Sielaff, seconded by Schmidt, to Adjourn at 10:07pm. The motion passed by voice vote/other.**