



# City of Madison

City of Madison  
Madison, WI 53703  
[www.cityofmadison.com](http://www.cityofmadison.com)

## Proceedings - Approved COMMON COUNCIL

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Tuesday, January 22, 2013

6:30 PM

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

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Roll Call @ 6:30 PM

**Present:** 20 - Lisa Subeck  
Bridget R. Maniaci  
Lauren Cnare  
Michael E. Verveer  
Shiva Bidar-Sielaff  
Marsha A. Rummel  
Steve King  
Scott J. Resnick  
Paul E. Skidmore  
Brian L. Solomon  
Chris Schmidt  
Satya V. Rhodes-Conway  
Sue Ellingson  
Tim Bruer  
Larry Palm  
Jill Johnson  
Joseph R. Clausius  
Anita Weier  
Mark Clear  
Matthew J. Phair

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

### **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. [28417](#) Commending Jesse Russell’s contributions to the civic and cultural life in Madison.

**Sponsors:** Shiva Bidar-Sielaff, Chris Schmidt, Michael E. Verveer, Bridget R. Maniaci, Tim Bruer, Joseph R. Clausius, Mark Clear, Lauren Cnare, Sue Ellingson, Jill Johnson, Steve King, Larry Palm, Matthew J. Phair, Scott J. Resnick, Satya V. Rhodes-Conway, Marsha A. Rummel, Paul E. Skidmore, Paul R. Soglin, Brian L. Solomon, Lisa Subeck 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-13-00026

**PETITIONS AND COMMUNICATIONS**

**EARLY PUBLIC COMMENT**

**SPECIAL ORDER OF BUSINESS AT 6:45 PM**

**PRESENTATION OF CONSENT AGENDA**

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

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

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

**REPORT OF PLAN COMMISSION**

2. [24619](#) Creating Section 28.06(2)(a)3568. of the Madison General Ordinances rezoning property from R6 General Residence District and C2 General Commercial District to PUD(GDP) Planned Unit Development (General Development Plan) District and creating Section 28.06(2)(a)3569. 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: GDP plan for the future construction of up to 242 apartment units in a 12-story, 155-unit building and a 3-story, 42-unit building following the future demolition a single-family home, office building and 3 multi-family buildings; SIP for existing uses. 4th Aldermanic District; 202-210 North Bassett Street, 512-520 West Dayton Street and 507 West Johnson Street.

**Sponsors:** PLAN COMMISSION

**A motion was made by Bidar-Sielaff, seconded by Schmidt, to Place On File Without Prejudice. The motion passed by voice vote/other.**

3. [26309](#) Creating Section 28.06(2)(a)3610. of the Madison General Ordinances rezoning property from Temp A (Agriculture) District to R2 (Single-Family Residence) District and creating Section 28.06(2)(a)3611. of the Madison General Ordinances rezoning property from Temp A (Agriculture) District to R4 (General Residence) District and creating Section 28.06(2)(a)3612. of the Madison General Ordinances rezoning property from Temp A (Agriculture) District to R5 (General Residence) District. Proposed Use: 44 Single-Family Lots, 4 Multi-Family Lots and 1 Outlot. 1st Aldermanic District; 901, 951 & 1001 Sugar Maple Lane.

**Sponsors:** Planning Division

**A motion was made by Bidar-Sielaff, seconded by Schmidt, to Place On File Without Prejudice. The motion passed by voice vote/other.**

4. [28414](#) Creating Section 28.06(2)(a)3643. of the Madison General Ordinances rezoning property from R6 General Residence District to PUD(GDP) Planned Unit Development (General Development Plan) District; in the Zoning Code effective January 2, 2013, creating Section 28.022-00012 of the Madison General Ordinances rezoning property from DR2 Downtown Residential 2 District to PD(GDP) Planned Development (General Development Plan) and creating Section 28.06(2)(a)3644. 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; and in the Zoning Code effective January 2, 2013, creating Section 00013 rezoning property from PD(GDP) Planned Development (General Development Plan) District to PD(SIP) to Planned Development (Specific Implementation Plan) District. Proposed Use: Demolish 3 apartment buildings at 619-625 N. Henry Street and 145 Iota Court to construct 84-unit apartment building; renovate apartment buildings at 140 Iota Court and 150 Langdon Street. 2nd Aldermanic District; 619-625 N. Henry Street; 140 and 145 Iota Court; and 150 Langdon Street.
- Sponsors:** Planning Division

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

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

### **REPORT OF BOARD OF PUBLIC WORKS**

5. [28667](#) Approving Plans, Specifications, And Schedule Of Assessments For W. Wilson Street Reconstruction Assessment District.
- Sponsors:** BOARD OF PUBLIC WORKS

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

Enactment No: RES-13-00027

6. [28668](#) Approving Plans, Specifications, And Schedule Of Assessments For Webster Street Assessment District - 2013.
- Sponsors:** BOARD OF PUBLIC WORKS

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

Enactment No: RES-13-00028

7. [28669](#) Approving Plans, Specifications, And Schedule Of Assessments For Utility Replacement with Resurfacing 2013 Assessment District.

**Sponsors:** BOARD OF PUBLIC WORKS

Refer to Common Council meeting on 2/5/2013

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

#### REPORT OF PLAN COMMISSION

8. [28536](#) Creating Section 28.06(2)(a)3647. of the Madison General Ordinances rezoning property from PUD(GDP) Planned Unit Development (General Development Plan) District to Amended PUD(GDP) Planned Unit Development (General Development Plan) District; creating Section 28.022 -00016 of the Madison General Ordinances rezoning property from PD(GDP) Planned Development (General Development Plan) District to Amended PD(GDP) Planned Development (General Development Plan) District and creating Section 28.06(2)(a)3648. of the Madison General Ordinances rezoning property from Amended PUD(GDP) Planned Unit Development (General Development Plan) District to PUD(SIP) Planned Unit Development (Specific Implementation Plan) District; and creating 28.022-00017 of the Madison General Ordinances rezoning property from Amended PD(GDP) Planned Development (General Development Plan) to PD(SIP) Planned Development (Specific Implementation Plan) District . Proposed Use: Construct 67-unit apartment building; 13th Aldermanic District; 1033 High Street.

**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-13-00009

9. [28537](#) Creating Section 28.06(2)(a)3649. of the Madison General Ordinances rezoning property from PUD(GDP) Planned Unit Development (General Development Plan) District to Amended PUD(GDP) Planned Unit Development (General Development Plan) District; creating Section 28.022 -00018 of the Madison General Ordinances rezoning property from PD(GDP) Planned Development (General Development Plan) District to Amended PD(GDP) Planned Development (General Development Plan) District and creating Section 28.06(2)(a)3650. of the Madison General Ordinances rezoning property from Amended PUD(GDP) Planned Unit Development (General Development Plan) District to PUD(SIP) Planned Unit Development (Specific Implementation Plan) District; and creating 28.022-00019 of the Madison General Ordinances rezoning property from Amended PD(GDP) Planned Development (General Development Plan) to PD(SIP) Planned Development (Specific Implementation Plan) District. Proposed Use: Construct apartment complex with 263 Units; 17th Aldermanic District; 5302 Tancho Drive and 5101 American Parkway.

**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-13-00010

**END OF PUBLIC HEARINGS**

**BUSINESS PRESENTED BY THE MAYOR**

**APPOINTMENTS**

10. [28693](#) Report of the Mayor submitting citizen committee appointments (introduction 1-8-2013; action 1-22-2013).

**Sponsors:** Paul R. Soglin

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

11. [28781](#) Report of the Mayor submitting citizen committee appointments (introduction 1-22-2013; action 2-5-2013).

**Sponsors:** Paul R. Soglin

Confirm at the Common Council meeting on 2/5/13

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

12. [28842](#) Report of the Mayor submitting alder committee appointments.

**Sponsors:** Paul R. Soglin

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

### **BUSINESS PRESENTED BY THE PRESIDENT OF THE COMMON COUNCIL**

13. [28531](#) State of Wisconsin Senate Bill 207 Resolution

**Sponsors:** Brian L. Solomon

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

Enactment No: RES-13-00029

14. [28754](#) Authorizing the Metro Transit General Manager to enter into an agreement to provide Commute Cards to the Dane County Veterans Service Office which will distribute the cards to eligible disabled veterans for the Vets Ride with Pride pilot.

**Sponsors:** Tim Bruer

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

Enactment No: RES-13-00030

15. [28843](#) Authorizing an amendment to the loan agreement of previously allocated HOME funds to Movin' Out Inc. for the provision of affordable rental housing.

**Sponsors:** Matthew J. Phair

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

Enactment No: RES-13-00031

16. [28848](#) Authorizing the Mayor and the City Clerk to execute an Employment Agreement between the City of Madison and Peggy Anthony, Transit Advertising Sales Associate.

**Sponsors:** Chris Schmidt

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

Enactment No: RES-13-00032

## REPORTS OF OFFICERS

### REPORT OF ALCOHOL LICENSE REVIEW COMMITTEE

17. [28845](#) Alcohol License Review Committee Report of Operator License Applications January 22, 2013. 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 BOARD OF ESTIMATES

18. [27740](#) SUBSTITUTE Create the classification of Engineering Operations Leadworker in CG15, Range 10, ~~–Create two new positions of Engineering Operations Leadworker in the Engineering budget to be filled through an internal competitive process. Upon filling the positions, two Sewer Repair Leadworker positions, will be deleted to fund the new positions.~~ ~~to delete three 1.0 FTE Sewer Repair Leadworker positions, #1080, 1107 and 1139, and to recreate the three 1.0 FTE positions as Engineering Operations Leadworker in the permanent salary detail of the Engineering budget, to be posted and filled through an internal competitive process, thereof.~~

**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: RES-13-00033



19. [27854](#) Directing the Parks Division to create a process for prioritizing capital improvement projects in neighborhood parks.
- Sponsors:** Shiva Bidar-Sielaff, Satya V. Rhodes-Conway, Scott J. Resnick, Marsha A. Rummel and Larry Palm
- A motion was made by Bidar-Sielaff, seconded by Schmidt, to Adopt. The motion passed by voice vote/other.**
- Enactment No: RES-13-00034
20. [28381](#) Amending Section 3.54(1)(i) of the Madison General Ordinances by creating the classification of "Golf Clubhouse Operations Supervisor" in Compensation Group 19, Range 7.
- 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-13-00011
21. [28407](#) Authorizing up to \$216,000 in Housing Development Reserve Funds to assist Housing Initiatives, Inc. to acquire and rehabilitate rental housing in 2013.
- Sponsors:** Tim Bruer, Lauren Cnare, Matthew J. Phair 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-13-00035
22. [28494](#) Adding 4 salary ranges to CG32-Range 8, 9, 10, and 11, adding the classification of Accounting Technician 1 in Range 8, Accounting Technician 2 in Range 9, and Accounting Technician 3 in Range 11, recreating position #0419 as an Accounting Technician 3 in the Library budget, and reallocating incumbent Deb Lehnerr to the new position.
- 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: RES-13-00036

23. [28495](#) Recreating position #4027 as a Civil Technician 2 in the Water Utility budget and reallocating incumbent Shayne Santi to the new position.

**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: RES-13-00037

24. [28500](#) Creating a new position of "Golf Clubhouse Operations Supervisor" in Compensation Group 19, Range 7 in the Golf Enterprise Operating Budget.

**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: RES-13-00038

25. [28513](#) Approving an intergovernmental agreement for the Fire Department to participate in the Advanced Life Support Program.

**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-13-00039

26. [28518](#) Approving Facade Improvement Grants to 825 E. Johnson Street (The Dog Haus University), 1917-19 Winnebago Street (Cornucopia), and 1035 Williamson Street (Fire Light Group).

**Sponsors:** Marsha A. Rummel and Bridget R. Maniaci

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

Enactment No: RES-13-00040

27. [28540](#) Amending the 2013 Capital Budget of the Planning and Community and Economic Development agency (PCED) to Establish Budget Authority for a \$400,000 EPA Brownfields Site Assessment Grant

**Sponsors:** Paul R. Soglin

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

Enactment No: RES-13-00041

28. [28545](#) SUBSTITUTE. Authorizing the City to enter into Articles of Association to form an Unincorporated Association to administer the public-private MUFN-C fiber network, to enter into fiber lease and other agreements with the MUFN-C Unincorporated Association or its members, to amend the NTIA MUFN grant subrecipient agreement with the University of Wisconsin-Madison, and to enter into an agreement with WiscNet for Fiber Database Management Services.

**Sponsors:** Chris Schmidt and Scott J. Resnick

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

Enactment No: RES-13-00042

29. [28549](#) Authorizing the Mayor and City Clerk to sign an Intergovernmental Agreement for use of space at the Dane County Law Enforcement Training Center by City of Madison Police Department and use of space at the City of Madison Police Training Center by Dane County Sheriff Office.

**Sponsors:** 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-13-00043

30. [28636](#) Authorizing the Mayor, City Clerk and Chief of Police to accept \$7,716 in overtime funds from the U.S. Marshals Service to allow Police Department participation in its Joint Law Enforcement Fugitive Apprehension Squad

**Sponsors:** Paul E. Skidmore

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

Enactment No: RES-13-00044

31. [28658](#) Authorizing the execution of a sub lease for an additional office at 1245 E Washington Avenue to provide in house advertising program for Madison Metro.

**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-13-00045

32. [28660](#) Authorizing the Mayor and City officials to enter into an agreement with the State of Wisconsin for modification of traffic signals owned by the City of Madison, City of Monona, and Dane County.

**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: RES-13-00046

33. [28671](#) Reclassification of a vacant Clerk Typist 2 position at the Library to a Library Assistant 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: RES-13-00047

34. [28678](#) Amending the 2013 Capital Budget of City Engineering to allow an increase of \$20,000 in budget authority for the Aerial Photography Project with costs to be offset by contributions from neighboring municipalities.

**Sponsors:** Paul R. Soglin

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

Enactment No: RES-13-00048

35. [28680](#) Amending the 2013 Capital Budget of City Engineering to provide an increase of \$31,500 in budget authority to an ongoing project to replace existing software used to design roadways and public utilities.

**Sponsors:** Paul R. Soglin

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

Enactment No: RES-13-00049

36. [28696](#) Authorizing the Mayor and City Clerk to sign a three-year contract with US Cellular wireless products and services for various City departments, and authorizing the Purchasing Agent to sign up to two optional one-year renewals

**Sponsors:** Satya V. Rhodes-Conway

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

Enactment No: RES-13-00050

37. [28697](#) Authorizing the Mayor and City Clerk to sign a three-year contract with Verizon Wireless for wireless products and services for various City departments, and authorizing the Purchasing Agent to sign up to two optional one-year renewals.

**Sponsors:** Satya V. Rhodes-Conway

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

Enactment No: RES-13-00051

38. [28703](#) Amending the 2013 adopted Operating Budget of the Planning Division by appropriating \$61,340 from the Contingent Reserve and allocating funding to support Neighborhood Grant Program awards.

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

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

Enactment No: RES-13-00052

39. [28704](#) Entering in to an agreement with and accepting a Payment in Lieu of Taxes (PILOT) from Dryden Terrace LLC, Future Wisconsin Housing Fund, Inc. as the Sole Member.

**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: RES-13-00053

40. [28778](#) Authorizing the Finance Director to encumber \$350,000 in additional funding for the Cannonball Phase 3 Agreement with the Wisconsin Department of Transportation (Contract 6722)

**Sponsors:** Paul R. Soglin and Tim Bruer

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

Enactment No: RES-13-00054

#### REPORT OF BOARD OF HEALTH FOR MADISON AND DANE COUNTY

41. [28525](#) Amending Section 23.49(1)(g) of the Madison General Ordinances to create an exception for the public to possess sugar gliders.

**Sponsors:** Matthew J. Phair

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

Enactment No: ORD-13-00012

#### REPORT OF BOARD OF PUBLIC WORKS

42. [28493](#) Authorizing the acceptance of ownership from Marquette Neighborhood Association of a public art installation to be located in the median of the 600 block of Williamson Street.

**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-13-00055

43. [28541](#) Vacation/Discontinuance of a portion of Elderberry Road in both the Northwest and Southeast quadrants of the current N. Pleasant View Rd intersection, being located in part of the Northwest one-quarter (1/4) of the Southwest one-quarter (1/4) of Section 22, and part of the Northeast one-quarter (1/4) of the Southwest one-quarter (1/4) of Section 22, Town 07 North, Range 08 East, City of Madison (formerly Township of Middleton), Dane County, Wisconsin, and

Authorizing the Mayor and City Clerk to accept dedication of land area from the University of Wisconsin Regents equal to the land area vacated by the City for the relocation of Elderberry Road, and

Authorizing the Mayor and City Clerk to accept dedication of land area owned from Attic Angel Prairie Point Inc. for the relocation of Elderberry Road. (9th AD)

**Sponsors:** Paul E. Skidmore

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

Enactment No: RES-13-00056

44. [28637](#) Approving temporary construction work with associated noise impacts between the hours of 7:00 PM and 7:00 AM on Schroeder Road and Whitney Way.

**Sponsors:** Brian L. Solomon 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-13-00057

45. [28641](#) Approving Addendum No. 1 to Eighth Addition to Blackhawk - Phase III, Contract No. 2187. (9th 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-13-00058

46. [28654](#) Declaring the City of Madison's intention to exercise its police powers establishing the Brentwood Parkway, Monterey Drive, Trailsway, Wyldewood Drive and Wyldewood Circle Assessment District - 2013. (12th 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-13-00059

47. [28673](#) Approving plans and specifications and authorizing the Board of Public Works to advertise and receive bids for Annual Horizontal Sawcutting of Concrete Sidewalk and Incidental Work.

**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-13-00060

48. [28674](#) Ordering Property Owners to Repair or Replace Substandard and Defective Sidewalks in the 12th and 18th Aldermanic Districts.

**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-13-00061

49. [28675](#) Approving plans and specifications and authorizing the Board of Public Works to advertise and receive bids for Sidewalk, Curb & Gutter, and Concrete Pavement Patches, Citywide Installation and Repair - 2013.

**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-13-00062



50. [28677](#) Approving plans and specifications and authorizing the Board of Public Works to advertise and receive bids for Annual Construction and Reconstruction of Concrete Sidewalk and Incidental Concrete Curb and Gutter Work Ordered (Districts 12 and 18) by the Common Council.

**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-13-00063

51. [28755](#) Authorizing the Mayor and City Clerk to execute agreements with MG&E, Charter, and AT&T for the undergrounding of overhead utilities at 2300 S. Park Street and rescinding Resolution RES-12-00901, File ID 28175.

**Sponsors:** Tim Bruer

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

Enactment No: RES-13-00064

#### REPORT OF CITY ATTORNEY

52. [27236](#) Repealing Sections 4.23 and 23.01 of the Madison General Ordinances to repeal void language regarding prevailing wages on publicly funded and public works projects.

**Sponsors:** CITY ATTORNEY

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

53. [28782](#) Authorizing the Mayor and City Clerk to execute an attachment petition to cause approximately 3.5 acres of City-owned property located on the west side of S. Junction Road (CTH M) south of Mineral Point Road to be attached to the City from the Town of Middleton.

**Sponsors:** Paul E. Skidmore

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

Enactment No: RES-13-00065

54. [28793](#) Approving a Certified Survey Map of property owned by Christ Presbyterian Church located at 944 E. Gorham Street; 2nd Ald. Dist.

**Sponsors:** Common Council By Request

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

Enactment No: RES-13-00066

#### REPORT OF DEPARTMENT OF PLANNING AND COMMUNITY AND ECONOMIC DEVELOPMENT

55. [28794](#) Approving a Certified Survey Map of property owned by Noor Investment, LLC located at 1129 S. Park Street; 13th Ald. Dist.

**Sponsors:** Common Council By Request

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

Enactment No: RES-13-00067

56. [28795](#) Approving a Certified Survey Map of property owned by Northgate Ventures, LLC located at 1127-1219 N. Sherman Avenue; 12th Ald. Dist.

**Sponsors:** Common Council By Request

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

Enactment No: RES-13-00068

57. [28798](#) Approving a Certified Survey Map of property owned by Scott Faust located at 313-315 N. Frances Street; 4th Ald. Dist.

**Sponsors:** Common Council By Request

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

Enactment No: RES-13-00069

58. [28844](#) Authorizing the Mayor and City Clerk to execute an attachment petition to cause those portions of Bill Kettle Field not located in the City to be attached from the Town of Blooming Grove.

**Sponsors:** Jill Johnson

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

Enactment No: RES-13-00070

#### REPORT OF PLAN COMMISSION

59. [26512](#) Approving the preliminary plat of Soaring Hawk located at 901-1001 Sugar Maple Lane; 1st Ald. Dist.

**A motion was made by Bidar-Sielaff, seconded by Schmidt, to Place On File Without Prejudice. The motion passed by voice vote/other.**

#### REPORT OF RISK MANAGER

60. [28081](#) J. & S. Walters, 1534 Comanche Glen, Madison, 53704 - property damage - \$6,218.47.

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

61. [28557](#) D. Heindl, 4718 Odana Rd., Madison, 53711 - vehicle damage - \$4,065.00.

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

62. [28585](#) T. and A. Shaw, 1606 Dondee Rd., Madison, 53716 - vehicle damage - \$282.69.

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

63. [28629](#) J. Moore, P.O. Box 343, Madison, 53701 - personal property - \$1,000.00.

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

64. [28657](#) L. Miller, Liberty Mutual Group for G. Zehel, 5050 West Tilghman St., Ste. 200, Allentown, PA 18104 - vehicle damage - \$3,382.84.

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

65. [28688](#) J. Jankoski, 5537 Washington St., Downers Grove, IL 60516 - property damage - \$4,372.12.

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

#### REPORT OF TRANSIT/ PARKING COMMISSION

66. [28510](#) Authorizing the Mayor and City Clerk to enter into an agreement with Dane County for the following purposes in the calendar year 2013: (1) providing the Transit Utility with MA Waiver Community Integration Program (CIP) funding; (2) providing Dane County with State 85.20 funding by the Transit Utility for the County's provision of accessible transportation for persons unable to use the Transit Utility's paratransit services within its service area.

**Sponsors:** Chris Schmidt, Lisa Subeck and Bridget R. Maniaci

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

Enactment No: RES-13-00071

#### ITEMS REFERRED TO THIS MEETING

##### ORDINANCES

67. [28398](#) CHARTER Creating Section 31.04(6) of the Madison General Ordinances to declare the City's intent not to be governed by Wis. Stat. § 86.19 with respect to certain signs that project from a building into the highway right-of-way.

**Sponsors:** Michael E. Verveer

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

Enactment No: CHA-13-00002

- 68. [28399](#) **SUBSTITUTE** Amending Sections 31.071 to modify the Canopy Sign ordinance, amending Sections 31.07(1), 31.09(1)(a) and 31.075(2), and creating Section 31.06(6) of the Madison General Ordinances to add a reference to a Charter Ordinance to each of those sections.

**Sponsors:** Michael E. Verveer

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

Enactment No: ORD-13-00013

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

### **RESOLUTIONS**

- 69. [28725](#) Amending the Metro Transit 2013 Operating Budget to reflect increased revenues from targeted fare adjustments and service enhancements and increased expenses from service enhancements.

**Sponsors:** Chris Schmidt

Additional Referral: Board of Estimates

**This Resolution was Referred to the TRANSIT AND PARKING COMMISSION**

- 70. [28774](#) Approving the Request for Qualifications (RFQ) for the Judge Doyle Square project and directing follow-up actions for the Judge Doyle Square Committee.

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

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

- 71. [28783](#) Authorization to contract with SupraNet to assume the Facilities Use and License Agreement previously held by CityNet, LLC.

**Sponsors:** Mark Clear and Scott J. Resnick

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

72. [28827](#) Authorizing the Mayor and City Clerk to amend the contracts with Vandewalle & Associates and The Hiebing Group for consultation services to implement the East Washington Avenue Capitol Gateway Corridor Plan and related projects within the Capitol East District (“District”), and authorizing the DPCEd Director to hire additional outside consultant(s) to complete District-related work, with a recognition that all of the aforementioned contracts and contract amendments shall not exceed \$100,000 and are approved through December 31, 2013.

**Sponsors:** Bridget R. Maniaci, Satya V. Rhodes-Conway and Marsha A. Rummel

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

73. [28828](#) Authorizing the Director of the Department of Planning & Community & Economic Development to issue a Request for Proposals (“RFP”) for consultant services to prepare a Madison Public Market Business Plan (“Business Plan”), authorizing a sub-committee of the Madison Local Food Committee to select the consultant(s) to prepare the Business Plan, and authorizing the City to execute a contract with the selected consultant(s) to prepare the Business Plan in an amount not to exceed \$250,000.

**Sponsors:** Marsha A. Rummel, Satya V. Rhodes-Conway, Anita Weier, Tim Bruer and Paul R. Soglin

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

74. [28832](#) Authorizing the Chief of Police to establish and conduct firearms training programs for security guards at the Madison Police Training Center and to execute Space Use Agreements with protection & security firms for use of the City of Madison Police Training Center located at 5702 Femrite Drive, for the purposes of training.

**Sponsors:** Paul R. Soglin

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

75. [28837](#) Authorizing the exercise of the Option to Purchase with John P. Schneider LLC for the acquisition of a condominium duplex located at 1409-1411 Theresa Terrace for potential use as a neighborhood center.

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

Additional Referrals: Community Services Committee, Community Development Block Grant Committee

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

- 76. [28838](#) Authorizing the Mayor and City Clerk to enter into an agreement with Isthmus Architecture, Inc. to provide professional architectural design services for the Madison Municipal Building Conceptual Schematic Design Study in the amount of \$198,543.

**Sponsors:** Paul R. Soglin, Michael E. Verveer and Larry Palm

Common Council meeting on 2/5/13

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

- 77. [28846](#) Authorizing the sole source purchase of services from Command Central for maintenance of 99 Optech IIIPE (Eagle) election tabulators and 88 AutoMark Voter Assist Terminals.

**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

- 78. [28736](#) K. Cape, 2717 Church St., Cross Plains, 53528 - vehicle damage - \$225.17.

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

- 79. [28757](#) NOTICE OF CIRCUMSTANCES - Lee Atterbury, Atterbury, Kammer & Haag, attorney for J. Tibbs, 1819 Aberg Ave., Madison, 53704 - personal injury - amount to be determined.

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

- 80. [28758](#) E. Powell, N9751 Castle Hill Rd., Merrilan, 54754 - personal injury - \$6,852.00.

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

- 81. [28759](#) T. Blair, 2928 Coho St., Madison, 53713 - vehicle damage - \$7,973.79.

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

82.     **28776**           M. Walker, 1229 E. Dayton St., Madison, 53703 - vehicle damage - \$2,547.80.

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

83.     [28812](#)           T. Brundridge, 5117 Curry Ct., Fitchburg, 53711 - vehicle damage - \$2,011.95.

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

84.     **28813**           American Family Mutual Insurance Co. for J. and B. Mayhew, 6000 American Pkwy., Madison, 53783 - vehicle damage - \$3,561.94.

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

85.     [28830](#)           L. Sullivan, 408 E. Dean Ave., 53716 - property damage - \$400.00.

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

86.     [28839](#)           J. Cedzo, 406 N. 18th Pl., Sturgeon Bay, 54235 - vehicle damage - \$772.63.

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

**CLAIMS - REFER TO CITY ATTORNEY**

87.     [28738](#)           UNLAWFUL TAXATION: E. Zeigler, 1010 Northland Dr., Madison, 53704 - unlawful taxation - \$3,678.04.

**This Claim was Referred to the CITY ATTORNEY**

88.     [28741](#)           UNLAWFUL TAXATION: Attic Angel Prairie Point, Inc., 640 Junction Rd., Madison, 53717 - unlawful taxation - \$189,251.45.

**This Claim was Referred to the CITY ATTORNEY**

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.



89. [28761](#) Declaring the City of Madison's intention to exercise its police powers establishing the Monona Drive Phase 3 (Winnequah Road to Pflaum Road) Underground Utility District
- Sponsors:** Larry Palm

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

- [28695](#) Expanding the Low Income Bus Pass Program and amending the Metro Transit 2013 operating budget by appropriating funds from the Contingent Reserve.
- Sponsors:** Larry Palm, Shiva Bidar-Sielaff, Chris Schmidt, Lisa Subeck, Bridget R. Maniaci, Scott J. Resnick, Brian L. Solomon, Marsha A. Rummel, Joseph R. Clausius and Michael E. Verveer

Additional Referral: Transit and Parking Commission

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

- [28876](#) Authorizing the sole source purchase of services from Isthmus Architecture for planning and technical services associated with the renovation of Monona Terrace Community and Convention Center.
- Sponsors:** Michael E. Verveer

Additional Referral: Monona terrace Community and Convention Center Board

**A motion was made by Verveer, seconded by Bidar-Sielaff, to Refer to the BOARD OF ESTIMATES. The motion passed by voice vote/other.**

#### ADJOURNMENT at 7:00 PM

**A motion was made by Bidar-Sielaff, seconded by Schmidt, to Adjourn at 7:00 PM. The motion passed by voice vote/other.**