City of Madison

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

Proceedings - Approved

COMMON COUNCIL

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Tuesday, June 18, 2013 | **6:30 PM** | **210 Martin Luther King, Jr. Blvd. Room 201 (City-County Building)**

Roll Call at 6:33 p.m. Mayor Soglin in the Chair.

Present: 21 - Paul R. Soglin
Lisa Subeck
Ledell Zellers
Lauren Cnare
Michael E. Verveer
Shiva Bidar-Sielaff
Marsha A. Rummel
Steve King
Scott J. Resnick
Paul E. Skidmore
Maurice S. Cheeks
Chris Schmidt
Larry Palm
Sue Ellingson
John Strasser
David Ahrens
Denise DeMarb
Joseph R. Clausius
Anita Weier
Mark Clear
Matthew J. Phair

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.

PRESENTATION

1. **30314** Presentation: Poetry Recitation by Norma Gay Prewett

This Presentation was Accept

HONORING RESOLUTIONS

2. **30548** Madison Memorial High School Swim Team Day

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

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

Enactment No: RES-13-00438

3. **30549** Madison West High School Swim Team Day

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

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

Enactment No: RES-13-00439

4. **30591** Honoring Resolution to James Lofton for his Lifesaving Efforts

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

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

Enactment No: RES-13-00440

5. **30594** Honoring Resolution to Sadie Vellegas for her Lifesaving Efforts

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

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

Enactment No: RES-13-00441

PETITIONS AND COMMUNICATIONS

PETITIONS REFERRED TO THIS MEETING

6. 30413 Petition received in the Madison City Clerk's Office May 7, 2013 from Richard J. Murphy and Janet A Murphy regarding attachment from the Town of Middleton to the City of Madison.

A motion was made by Schmidt, seconded by Clausius, to Accept. 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:

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.

PUBLIC HEARINGS - BEGIN AT 6:45 PM

REPORT OF ALCOHOL LICENSE REVIEW COMMITTEE

7. 30000 Public Hearing - New License
RBSchultzy LLC • dba Baldwin St. Grille
1304 E Washington Ave • Agent: Ryan Schultz • Estimated Capacity: 84
Class B Combination Liquor & Beer • 50% alcohol, 50% food
Aldermanic District 2 (Alder Zellers) • Police Sector 409

A motion was made by Schmidt, seconded by Clausius, to Re-refer for Recessed Public Hearing to the ALCOHOL LICENSE REVIEW COMMITTEE. The motion passed by voice vote/other.

REPORT OF PLAN COMMISSION

8. 29870 SUBSTITUTE Creating Section 28.022 -- 00056 of the Madison General Ordinances rezoning property from PD(GDP) Planned Development (General Development Plan) District to PD(GDP and SIP) Planned Development (General Development Plan and Specific Implementation Plan) District.
Proposed Use: Construct multi-family building complex containing 80 apartment units in 2 buildings; 1st Aldermanic District; 1723 Waldorf Boulevard.

Sponsors: Planning Division

A motion was made by Schmidt, seconded by Resnick, to Adopt with Conditions, as follows:

The Plan Commission found that the standards and criteria met and recommended approval of the proposed zoning map amendment subject to the comments and conditions contained in the Plan Commission materials with the following revisions:

- That condition #3 of the June 3, 2013 Planning Division staff report be removed.

- That condition #31 of the report be revised as follows: "The developer shall pay approximately $188,272.00 for park dedication and development fees for the new 80 MF unit development."

The motion passed by voice vote/other.

Enactment No: ORD-13-00111

This file will be considered at the 6/17/13 Plan Commission meeting. A recommendation to Common Council will be made from the floor on 6/18/13.

9. 30144 Creating Section 15.01(586) of the Madison General Ordinances entitled ”City Boundaries" and being part of the chapter entitled ”Aldermanic Districts and Wards" attaching to the 9th Aldermanic District the Murphy Attachment; creating Section 15.02(122) of the Madison General Ordinances to assign the attached property to Ward 122; amending Section 15.03(1) to add Ward 122 to Aldermanic District 9; creating Section 28.022 - 00057 to zone the property SR-C1 (Suburban Residential - Consistent 1 District) for an existing single-family residence and potential future residential subdivision; and authorizing an application to amend the Central Urban Service Area to include the property.

Sponsors: Paul R. Soglin

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

Enactment No: ORD-13-00112

10. 30149 Amending Section 28.060(2)(a) of the Madison General Ordinances to eliminate requirement that primary entrance face a public street.

Sponsors: Joseph R. Clausius and Paul E. Skidmore

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

Enactment No: ORD-13-00113

This file will be considered at the 6/17/13 Plan Commission meeting. A recommendation to Common Council will be made from the floor on 6/18/13.

END OF PUBLIC HEARINGS

BUSINESS PRESENTED BY THE MAYOR

11. 30185 Presentation of 2013 Rev. James C. Wright Human Rights Award by the City of Madison Equal Opportunities Commission and Equal Opporunities Division to Charlestine “Charlie” Daniel.

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

12. 30562 Keeping Asian Carp Out of the Great Lakes

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

Adopt 7/2/13

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

APPOINTMENTS

13. 30389 Report of the Mayor submitting citizen committee appointments (introduction 6-4-2013; action 6-18-2013).

Sponsors: Paul R. Soglin

A motion was made by Schmidt, seconded by Resnick, to Confirm. The motion passed by voice vote/other.

14. 30586 Report of the Mayor submitting citizen committee appointments (introduction 6-18-2013; action 7-2-2013).

Sponsors: Paul R. Soglin

Confirm 7/2/13

A motion was made by Schmidt, seconded by Resnick, to Referred to the COMMON COUNCIL and should be returned by 7/2/2013. The motion passed by voice vote/other.

BUSINESS PRESENTED BY THE PRESIDENT OF THE COMMON COUNCIL

15. 30584 Amending Resolution No. RES-13-00025, File No. 28375 and authorizing the Mayor and the Clerk to execute a long-term parking lease with Edgewater Hotel Company, LLC for 32 stalls at State Street Capitol parking garage.

Sponsors: Chris Schmidt

A motion was made by Schmidt, seconded by Resnick, 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-13-00442

16. 30590 Opposing a state legislative proposal to remove the Wisconsin Center for Investigative Journalism from the University of Wisconsin-Madison campus and to forbid university employees from working with the Center.

Sponsors: Anita Weier, Chris Schmidt, Shiva Bidar-Sielaff, Michael E. Verveer, Scott J. Resnick, John Strasser, Larry Palm, Joseph R. Clausius, Marsha A. Rummel, Ledell Zellers, Sue Ellingson, David Ahrens and Denise DeMarb

A motion was made by Schmidt, seconded by Resnick, 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-13-00443

REPORTS OF OFFICERS

REPORT OF BOARD OF ESTIMATES

17. 29977 SUBSTITUTE Creating Section 4.28 of the Madison General Ordinances to require certain City contractors to disclose contributions to advocacy organizations.

Sponsors: Paul R. Soglin

A motion was made by Palm, seconded by Clear, to amend as follows:

(2)(c) "contribution" is a voluntary contribution of over $250 and does not include payments.

The motion passed by voice vote/other.

A motion was made by Schmidt, seconded by Resnick, to Adopt As Amended. The motion failed by the following vote:

Ayes: 9 - Lisa Subeck
Ledell Zellers
Michael E. Verveer
Marsha A. Rummel
Scott J. Resnick
Sue Ellingson
David Ahrens
Denise DeMarb
Joseph R. Clausius

Noes: 11 - Lauren Cnare
Shiva Bidar-Sielaff
Steve King
Paul E. Skidmore
Maurice S. Cheeks
Chris Schmidt
Larry Palm
John Strasser
Anita Weier
Mark Clear
Matthew J. Phair

Non Voting: 1 - Paul R. Soglin

18. 30081 Authorizing an amendment to the loan documents of previously allocated HOME and HOME match funds to Goodwill Industries of South Central WI, Inc. for the rehabilitation of three affordable rental housing properties.

Sponsors: Maurice S. Cheeks, Lauren Cnare and Matthew J. Phair

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

Enactment No: RES-13-00444

19. 30146 Amendment to Resolution #29110 authorizing the Mayor to sign the application for funds from the State Division of Housing and authorizing the Mayor and City Clerk to execute agreements with specific non-profit agencies including an additional $16,274 to Porchlight, Inc.

Sponsors: Maurice S. Cheeks, Lauren Cnare and Matthew J. Phair

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

Enactment No: RES-13-00445

20. 30170 Approve the use of $146,900 in City and ESG funds to contract with Community Action Coalition for South Central Wisconsin, Inc. for the purpose of providing coordinated intake and assessment services as a pilot program and authorize the Mayor and City Clerk to enter into an agreement with CACSCW.

Sponsors: Maurice S. Cheeks, Lauren Cnare and Matthew J. Phair

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

Enactment No: RES-13-00498

21. 30171 Authorizing the Madison Police Department to apply for and accept an FY2013 COPS Hiring grant for the purpose of hiring three police officers for a new Youth Violence Prevention Team to improve public safety in middle schools and among middle school students in the community.

Sponsors: Paul R. Soglin and Paul E. Skidmore

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

Enactment No: RES-13-00446

22. 30227 Authorizing the Execution of a Municipal Revenue Sharing Agreement Between the City of Madison and the Town of Blooming Grove.

Sponsors: Paul R. Soglin, David Ahrens and Lauren Cnare

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

Enactment No: RES-13-00447

23. 30269 Authorizing up to $216,000 in Housing Development Reserve Funds to assist Housing Initiatives, Inc. to acquire and rehabilitate rental housing in 2013.

Sponsors: Maurice S. Cheeks, Lauren Cnare and Matthew J. Phair

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

Enactment No: RES-13-00448

24. 30294 Approving a Facade Improvement Grant to 2000 Atwood Avenue (Vault Interiors and Design).

Sponsors: Marsha A. Rummel

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

Enactment No: RES-13-00449

25. 30295 Recreate the 0.8 FTE position #74 of “Secretary 1 - Confidential” (CG17-10), currently vacant, as a 1.0 FTE position of “Administrative Clerk 1 - Confidential” (CG17-09) in the Department of Civil Rights budget and, if filled, reallocate the incumbent.

Sponsors: Paul R. Soglin

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

Enactment No: RES-13-00450

26. 30298 Authorizing the approval of the re-structuring of the Tenney Nursery and Parent Center, Inc. deferred loan to an installment loan.

Sponsors: Maurice S. Cheeks, Lauren Cnare, Matthew J. Phair and Ledell Zellers

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

Enactment No: RES-13-00451

27. 30307 Reallocate incumbent Peter Holmgren to the budgeted level of Engineer 3 in the Water Utility budget.

Sponsors: Paul R. Soglin

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

Enactment No: RES-13-00452

28. 30311 Recreate the 1.0 FTE position of Fleet Parts Manager, #1159 (occupied by R. Janowski), in CG18-07, as a Fleet Operations Manager, CG18-12. Recreate the 1.0 FTE position of Fleet Services Maintenance Supervisor, #3274 (occupied by A. Meyer), in CG18-08, as a Fleet Program Manager, CG18-12 in the Fleet Services Division budget. Reallocate the respective incumbents of positions #1159 and #3274 to the new positions. Delete the vacant Fleet Services Program Supervisor (CG 18, R12), position #1170, to fund the new positions.

Sponsors: Paul R. Soglin

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

Enactment No: RES-13-00453

29. 30332 Amending Section 3.54(1)(b) of the Madison General Ordinances by deleting the classifications of “Fleet Services Program Supervisor” in CG18, Range 12, “Fleet Services Maintenance Supervisor” in CG18, Range 08, and “Fleet Parts Manager” in CG18, Range 07, and creating the classifications of “Fleet Operations Manager” and “Fleet Program Manager,” both in CG18, Range 12.

Sponsors: Paul R. Soglin

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

Enactment No: ORD-13-00114

30. **30347** SUBSTITUTE Retitling the classification series for Water Meter Mechanic 1-3 in Compensation Group 16, Range 9/11/13 (respectively) and Water Meter Field Leadworker to Field Service Representative 1-3 in the same ranges and reallocating incumbents (R. Crocker, N. Malacara, T. Trielof, J. Underberg) into the new classifications. Also, retitling the Water Meter Reader in Compensation Group 16, Range 9 to Field Service Representative in the same range, and reallocate the incumbent, J. Weaver, into the new classification. Lastly, retitling the Water Meter Mechanic Leadworker in Compensation Group 16, Range 15 to Field Service Leadworker in the same range, and reallocate the incumbent, A. Mazzara, into the new classification.

Sponsors: Paul R. Soglin

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

Enactment No: RES-13-00454

31. **30348** Create the classification of Graphics Technician in CG20/R9, recreate the position (#611) of "Graphics Assistant" (CG20/R09) as a "Graphics Technician" (CG20/R09) and reallocate the incumbent (D. Collingwood) to the new position. Upon filling the position, the "Graphics Assistant" classification will be deleted.

Sponsors: Paul R. Soglin

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

Enactment No: RES-13-00455

32. **30354** Recreate the position (#846) of Senior Center Director, currently in CG18, Range 10, in CG18, Range 12 in the Community Development Division, and reallocate the incumbent (C. Beatty) to the new position.

Sponsors: Paul R. Soglin

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

Enactment No: RES-13-00456

33. **30355** Recreate the vacant position (#4252) of Community Development Grants Supervisor, currently in CG18, Range 13, in CG18, Range 15 in the Community Development Division budget.

Sponsors: Paul R. Soglin

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

Enactment No: RES-13-00457

34. 30358 Approving the provision of $129,446 of CDBG funds for improvement projects in the Arbor Hills and Leopold area neighborhoods as a way to implement a portion of the Arbor Hills-Leopold Neighborhood Plan in a manner that addresses City Community and Neighborhood Development Objectives.

Sponsors: Maurice S. Cheeks, Lauren Cnare and Matthew J. Phair

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

Enactment No: RES-13-00458

35. 30360 Amending the 2013 Stormwater Utility Capital Budget to reallocate existing budget authority to use funds borrowed in 2011 prior to their expiring while allowing for continued funding of the future phase of Wingra Creek and to provide funding for needed pond dredging, box culvert replacement and storm sewer improvements associated with street reconstruction/resurfacing projects which will be completed in 2013.

Sponsors: Paul E. Skidmore and Sue Ellingson

A motion was made by Schmidt, seconded by Resnick, to Adopt - 15 Votes Required. The motion passed by the following vote:

Ayes: 20 - Lisa Subeck
Ledell Zellers
Lauren Cnare
Michael E. Verveer
Shiva Bidar-Sielaff
Marsha A. Rummel
Steve King
Scott J. Resnick
Paul E. Skidmore
Maurice S. Cheeks
Chris Schmidt
Larry Palm
Sue Ellingson
John Strasser
David Ahrens
Denise DeMarb
Joseph R. Clausius
Anita Weier
Mark Clear
Matthew J. Phair

Non Voting: 1 - Paul R. Soglin

Enactment No: RES-13-00459

36. 30374

Amending Section 3.54(1)(b) of the Madison General Ordinances by deleting the classification of "Senior Center Director" in Compensation Group 18, Range 10, and recreating it in Compensation Group 18, Range 12.

Sponsors: Paul R. Soglin

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

Enactment No: ORD-13-00115

37. 30376

Amending Section 3.54(1)(b) of the Madison General Ordinances by deleting the classification of "Community Development Grants Supervisor" in Compensation Group 18, Range 13, and recreating it in Compensation Group 18, Range 15.

Sponsors: Paul R. Soglin

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

Enactment No: ORD-13-00116

38. 30382

Authorizing the execution of an Agreement to Terminate the "Agreement to Purchase and Undertake Development of the Northeast Industrial Property" executed between the City of Madison and The Center for Industry & Commerce, LLC.

Sponsors: Joseph R. Clausius

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

Enactment No: RES-13-00460

39. 30383

Authorizing the Mayor and City Clerk to sign a Sec. 66.0301 Intergovernmental Agreement with the City of Fitchburg for the use of conduit.

Sponsors: Steve King and Denise DeMarb

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

Enactment No: RES-13-00461

40. 30387 SUBSTITUTE Authorizing 1) the Mayor and City Clerk to execute a development agreement to fund a $3,025,000 Tax Incremental Finance Loan ("TIF Loan") to ~~W. Johnson Lending, Inc.~~ Hovde Realty, Inc., a Wisconsin Corporation ("Lender"), which will then immediately loan the proceeds of the TIF Loan to Hovde West Johnson, LLC ("Borrower") to assist in the development of the 309 West Johnson apartments and commercial redevelopment project located at 309 West Johnson and 316 West Dayton in the proposed amendment to TID #32 (State Street) and 2) an amendment to the 2013 City of Madison Capital Budget to authorize funding of the TIF Loan.

Sponsors: Michael E. Verveer

A motion was made by Schmidt, seconded by Resnick, to Adopt - 15 Votes Required. The motion passed by the following vote:

Ayes: 20 - Lisa Subeck
Ledell Zellers
Lauren Cnare
Michael E. Verveer
Shiva Bidar-Sielaff
Marsha A. Rummel
Steve King
Scott J. Resnick
Paul E. Skidmore
Maurice S. Cheeks
Chris Schmidt
Larry Palm
Sue Ellingson
John Strasser
David Ahrens
Denise DeMarb
Joseph R. Clausius
Anita Weier
Mark Clear
Matthew J. Phair

Non Voting: 1 - Paul R. Soglin

Enactment No: RES-13-00462

41. 30399 Amending the 2013 Public Health Capital Budget to authorize the repair of a Water Incubator in the Public Health Lab.

Sponsors: Matthew J. Phair

A motion was made by Schmidt, seconded by Resnick, to Adopt - 15 Votes Required. The motion passed by the following vote:

Ayes: 20 - Lisa Subeck
Ledell Zellers
Lauren Cnare
Michael E. Verveer
Shiva Bidar-Sielaff
Marsha A. Rummel
Steve King
Scott J. Resnick
Paul E. Skidmore
Maurice S. Cheeks
Chris Schmidt
Larry Palm
Sue Ellingson
John Strasser
David Ahrens
Denise DeMarb
Joseph R. Clausius
Anita Weier
Mark Clear
Matthew J. Phair

Non Voting: 1 - Paul R. Soglin

Enactment No: RES-13-00463

42. **30405** Authorizing the City of Madison to accept an Evjue Foundation grant in the amount of $20,000, and amending the Community Development Division operating budget to reflect this revenue, and to authorize the City to enter into a purchase of service contract with the Boys and Girls Club of Dane County for the implementation of the grant.

Sponsors: Paul R. Soglin and Matthew J. Phair

A motion was made by Schmidt, seconded by Resnick, to Adopt - 15 Votes Required. The motion passed by the following vote:

Ayes: 20 - Lisa Subeck
Ledell Zellers
Lauren Cnare
Michael E. Verveer
Shiva Bidar-Sielaff
Marsha A. Rummel
Steve King
Scott J. Resnick
Paul E. Skidmore
Maurice S. Cheeks
Chris Schmidt
Larry Palm
Sue Ellingson
John Strasser
David Ahrens
Denise DeMarb
Joseph R. Clausius
Anita Weier
Mark Clear
Matthew J. Phair

Non Voting: 1 - Paul R. Soglin

Enactment No: RES-13-00464

43. **30406** Supporting the application by the City of Madison Parks Division for a Dane County Partners for Recreation and Conservation (PARC) grant for development of a skatepark in Madison Central Park and authorizing the Mayor and City Clerk to enter into a contract with Dane County to receive and use these funds should they be awarded.

Sponsors: Marsha A. Rummel, Joseph R. Clausius and John Strasser

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

Enactment No: RES-13-00465

44. **30450** Accepting a Selection Committee's recommendation of the Gebhardt Development, LLC proposal for the purchase and redevelopment of City-owned properties located at 802 and 854 East Washington Avenue and authorizing the execution of a Purchase and Sale Agreement with Gebhardt Development, LLC for the purchase and redevelopment of these properties.

Sponsors: Ledell Zellers, Marsha A. Rummel and John Strasser

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

Enactment No: RES-13-00466

REPORT OF BOARD OF PARK COMMISSIONERS

45. **30319** To extend the closing hours at Garner Park to 11:30 p.m. on Saturday, July 13, 2013 (Raindate: July 14) for the 11th annual Opera in the Park event post-concert reception for donors. (AD 11)

Sponsors: Paul R. Soglin, Joseph R. Clausius, Mark Clear and Chris Schmidt

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

Enactment No: RES-13-00467

46. 30321 To extend the closing hours at Warner Park to 11:30 p.m. on Wednesday, July 3, 2013 for the 21st annual Rhythm & Booms Independence Day fireworks event.

Sponsors: Paul R. Soglin, Larry Palm, Joseph R. Clausius, Mark Clear and Anita Weier

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

Enactment No: RES-13-00468

47. 30328 To authorize the closure of Warner Park lagoon and its connecting waterway to Lake Mendota during 2013 Rhythm and Booms celebration. (18th AD)

Sponsors: Paul R. Soglin, Larry Palm, Joseph R. Clausius, Mark Clear and Anita Weier

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

Enactment No: RES-13-00469

48. 30431 Amending Sections 8.24(1)(ee) and (ff) of the Madison General Ordinances to permanently ban alcohol from Olbrich Park and Reindahl Park.

Sponsors: Joseph R. Clausius and David Ahrens

A motion was made by Ellingson, seconded by Cnare, to amend as follows:

Extend sunset date to 7/17/2013.

Enactment No: ORD-13-00121

A motion was made by Clear, seconded by Subeck, to amend the amendment as follows:

Extend sunset date to 9/30/2013.

The amended Amendment passed by voice vote/other.

Enactment No: ORD-13-00121

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

Enactment No: ORD-13-00121

49. 30379 Amending Section 33.05(5) and Section 10.101 of the Madison General Ordinances to update the Board of Parks Commissioners Subcommittees, their responsibilities, membership and meeting schedule.

Sponsors: Anita Weier and Joseph R. Clausius

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

Enactment No: ORD-13-00117

REPORT OF BOARD OF PUBLIC WORKS

50. 30150 Amending Section 33.07(7)(e) of the Madison General Ordinances to revise the best value contracting prequalification period.

Sponsors: David Ahrens

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

Enactment No: ORD-13-00118

51. 30051 CHARTER ORDINANCE Creating Section 10.42 and Section 10.31(3)(f)3. of the Madison General Ordinances to allow decorative painting on pavement.

Sponsors: Marsha A. Rummel and Scott J. Resnick

A motion was made by Schmidt, seconded by Resnick, to Adopt. The motion passed by the following vote:

Ayes: 20 - Ledell Zellers
Lauren Cnare
Michael E. Verveer
Shiva Bidar-Sielaff
Marsha A. Rummel
Steve King
Scott J. Resnick
Paul E. Skidmore
Maurice S. Cheeks
Chris Schmidt
Larry Palm
Sue Ellingson
John Strasser
David Ahrens
Denise DeMarb
Joseph R. Clausius
Anita Weier
Mark Clear
Matthew J. Phair
Lisa Subeck

Non Voting: 1 - Paul R. Soglin

Enactment No: CHA-13-00003

52. 30173 Authorizing the Mayor and the City Clerk to execute a Release of Public Storm and Sanitary Sewer Easement pertaining to a property located at 5739 Tokay Boulevard.

Sponsors: Mark Clear

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

Enactment No: RES-13-00470

53. 30193 Awarding Public Works Contract No. 7106, Brayton Lot Repairs.

Sponsors: BOARD OF PUBLIC WORKS

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

54. 30329 Declaring the City of Madison's intention to exercise its police powers establishing the East Johnson Street Reconstruction Assessment District - 2014.

Sponsors: BOARD OF PUBLIC WORKS

A motion was made by Schmidt, seconded by Resnick, 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-13-00472

55. 30349 Awarding Public Works Contract No. 6590, Fire Station 13.

Sponsors: BOARD OF PUBLIC WORKS

A motion was made by Schmidt, seconded by Resnick, 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-13-00473

56. 30350 Awarding Public Works Contract No. 6980, Brentwood Parkway, Monterey Drive, Trailsway, Wyldewood Drive and Wyldewood Circle Assessment District - 2013.

Sponsors: BOARD OF PUBLIC WORKS

A motion was made by Schmidt, seconded by Resnick, 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-13-00474

57. 30351 Awarding Public Works Contract No. 6981, Keyes Avenue Reconstruction Assessment District - 2013.

Sponsors: BOARD OF PUBLIC WORKS

A motion was made by Schmidt, seconded by Resnick, 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-13-00475

58. 30352 Awarding Public Works Contract No. 6985, Warner Park Paths and Bridge Replacement.

Sponsors: BOARD OF PUBLIC WORKS

A motion was made by Schmidt, seconded by Resnick, 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-13-00476

59. 30353 Awarding Public Works Contract No. 7045, Upgrading Booster Pumps at Unit Well 20.

Sponsors: BOARD OF PUBLIC WORKS

A motion was made by Schmidt, seconded by Resnick, 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-13-00477

60. 30366 Vacation/Discontinuance of portions of public alleys as platted by Grandview Commons, being located in part of the Southeast one-quarter (1/4), of the Northwest one-quarter (1/4) and the Southwest one-quarter (1/4), of the Northeast one-quarter (1/4) of Section 11, Town 7 North, Range 10 East, City of Madison, Dane County, Wisconsin. (3rd AD)

Sponsors: Lauren Cnare

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

Enactment No: RES-13-00478

This file will be considered at the 6/17/13 Plan Commission meeting. A recommendation to Common Council will be made from the floor on 6/18/13.

61. 30369 Approving plans and specifications and authorizing the Board of Public Works to advertise and receive bids for Madison Water Utility Unit Well 26 Reservoir Repairs (9th AD).

Sponsors: BOARD OF PUBLIC WORKS

A motion was made by Schmidt, seconded by Resnick, 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-13-00479

62. 30368 Approving plans and specifications and authorizing the Board of Public Works to advertise and receive bids for Contract No. 7130, 2013 Park Playground Improvements. (2nd, 5th, 6th, & 10th ADs)

Sponsors: BOARD OF PUBLIC WORKS

A motion was made by Schmidt, seconded by Resnick, 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-13-00480

63. 30372 Ordering Property Owners to Replace Substandard/Defective Sidewalks. (5th, 6th, 12th, 13th & 14th ADs)

Sponsors: BOARD OF PUBLIC WORKS

A motion was made by Schmidt, seconded by Resnick, 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-13-00481

64. 30385 Approving plans and specifications for public improvements necessary for the project known as 1423 Monroe Street and authorizing construction to be undertaken by the Developer, Private Contract No. 2357. (5th AD)

Sponsors: BOARD OF PUBLIC WORKS

A motion was made by Schmidt, seconded by Resnick, 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-13-00482

65. 30386 Approving plans and specifications for public improvements required to serve Phase 10 of the Subdivision known as Secret Places at Siggelkow Preserve and authorizing construction to be undertaken by the Developer, Private Contract No. 2354. (16th AD)

Sponsors: BOARD OF PUBLIC WORKS

A motion was made by Schmidt, seconded by Resnick, 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-13-00483

66. 30395 Approving plans and specifications for public improvements required to serve Phase 6 of the Subdivision known as The Meadowlands and authorizing construction to be undertaken by the Developer, Private Contract No. 2355. (3rd AD)

Sponsors: BOARD OF PUBLIC WORKS

A motion was made by Schmidt, seconded by Resnick, 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-13-00484

67. 30407 Approving plans and specifications and authorizing the Board of Public Works to advertise and receive bids for Old Middleton/Eau Claire Intersection and Good Neighbor Trail Improvements, Contract No. 6794. (11th & 19th ADs)

Sponsors: BOARD OF PUBLIC WORKS

A motion was made by Schmidt, seconded by Resnick, 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-13-00485

68. 30408 Approving authorization for City Engineering to purchase equipment and construction for the Marion Pond Alum Project.

Sponsors: BOARD OF PUBLIC WORKS

A motion was made by Schmidt, seconded by Resnick, 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-13-00486

69. 30420 Accepting the 2013 Compliance Maintenance Annual Report (CMAR) of the City Engineer for Operation and Maintenance of the Madison Sewer Utility. (City Wide)

Sponsors: BOARD OF PUBLIC WORKS

A motion was made by Schmidt, seconded by Resnick, 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-13-00487

70. 30432 Authorizing the Mayor and City Clerk to enter into an agreement with Assemblage Architects for professional services to design the Highland Manor Community Safe Room for the City of Madison. (14th AD)

Sponsors: John Strasser

A motion was made by Schmidt, seconded by Resnick, 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-13-00488

71. 30435 Approving plans and specifications for public improvements necessary for the project known as 309 West Johnson Street and 316 West Dayton Street PUD and authorizing construction to be undertaken by the Developer, Private Contract No. 2324 and rescinding RES-13-00013, ID 28522. (4th AD)

Sponsors: BOARD OF PUBLIC WORKS

A motion was made by Schmidt, seconded by Resnick, 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-13-00489

72. 30436 Approving plans and specifications for public improvements required to serve Phase 2 of the Subdivision known as Woodstone and authorizing construction to be undertaken by the Developer, Private Contract No. 2325, and rescinding Resolution RES-13-00271, File Number 29461. (9th AD)

Sponsors: BOARD OF PUBLIC WORKS

A motion was made by Schmidt, seconded by Resnick, 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-13-00490

73. 30438 Approving plans and specifications for public improvements necessary for the project known as 413-429 Yellowstone Drive Storm Sewer Relocation, construction to be undertaken by the Developer, Private Contract No. 2341, and Rescinding Resolution RES-13-00403, File No. 30015. (19th AD)

Sponsors: BOARD OF PUBLIC WORKS

A motion was made by Schmidt, seconded by Resnick, 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-13-00491

74. 30442 Declaring the City of Madison's intention to exercise its police powers establishing the North Hamilton Street Streetscape Assessment District - 2013.

Sponsors: BOARD OF PUBLIC WORKS

A motion was made by Schmidt, seconded by Resnick, 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-13-00492

75. 30443 Authorizing the Mayor and the City Clerk to execute an Amendment to the contract between Madison and Foth Infrastructure and Environment, LLC for additional design engineering services for Mineral Point Road/CTH S and Junction Road/CTH M. (9th AD)

Sponsors: Paul E. Skidmore

A motion was made by Schmidt, seconded by Resnick, 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-13-00493

REPORT OF CITY CLERK

76. 01189 Adopting Underwriting Guidelines for Community-Development assisted properties at Initial Sale, and authorizing the CDBG Commission to make additional changes as needed

Sponsors: Cindy Thomas, Austin W. King and Brian Benford

A motion was made by Schmidt, seconded by Resnick, to Place On File. The motion passed by voice vote/other.

77. 01933 SUBSTITUTE - Repealing the 10% set-aside committees and changing the policy so that the Board of Estimates and the Alder in the TID act on each 10% neighborhood set-aside project request.

Sponsors: David J. Cieslewicz

A motion was made by Schmidt, seconded by Resnick, to Place On File. The motion passed by voice vote/other.

78. 03952 To conduct a study of possible revenues available to the City through advertising.

Sponsors: Kenneth Golden

A motion was made by Schmidt, seconded by Resnick, to Place On File. The motion passed by voice vote/other.

79. 07143 Accepting a report from the Early Childhood Care and Education Board and requesting that the Common Council provide funding to support a series of strategies to stabilize and expand quality child care options available to families residing in the Allied Drive neighborhood.

Sponsors: Chris Schmidt

A motion was made by Schmidt, seconded by Resnick, to Accept. The motion passed by voice vote/other.

80. 09937 Approving the provision of $10,000 Emerging Neighborhood Funds to the Community Action Coalition of Southern Wisconsin and authorizing the Mayor and the City Clerk to enter into an agreement with this agency to implement the project.

Sponsors: Brian L. Solomon

A motion was made by Schmidt, seconded by Resnick, to Place On File. The motion passed by voice vote/other.

81. 12829 Accepting the Final Report of the Transient and Occupancy Tax Study Committee dated October 2008. - Jim Hess, Director

Sponsors: Chris Schmidt

A motion was made by Schmidt, seconded by Resnick, to Accept. The motion passed by voice vote/other.

82. 17211 Resolution in support of Assembly Bill 606 (Cable Consumer Repair Bill).

Sponsors: David J. Cieslewicz and Judy Compton

A motion was made by Schmidt, seconded by Resnick, to Place On File. The motion passed by voice vote/other.

83. 17335 Authorizing the Mayor and City Clerk to execute a development agreement to fund a $16,000,000 Tax Incremental Finance Loan to Landmark X, LLC ("Developer") to assist in the development of the Edgewater Hotel redevelopment project.

Sponsors: David J. Cieslewicz and Mark Clear

A motion was made by Schmidt, seconded by Resnick, to Place On File. The motion passed by voice vote/other.

84. 18349 Approving the double-fill of a Mayoral Aide position during the time in which the current Mayoral Aide, Ray Harmon, is on a Leave of Absence.

Sponsors: David J. Cieslewicz

A motion was made by Schmidt, seconded by Resnick, to Place On File. The motion passed by voice vote/other.

85. 30571 Report of Operator License Applications June 18, 2013. See attached report for list of operators.

A motion was made by Schmidt, seconded by Resnick, to Grant. The motion passed by voice vote/other.

REPORT OF COMMUNITY DEVELOPMENT BLOCK GRANT COMMITTEE

86. 28647 BY TITLE ONLY - Authorizing the provision of funds to Occupy Madison, Inc. to assist with the acquisition and rehab of a property located on Fordem Avenue, to be used for affordable Single Room Occupancy units.

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

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

REPORT OF ETHICS BOARD

87. 21476 Amending the Ethics Board Rules of Procedure.

Sponsors: Michael E. Verveer

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

Enactment No: RES-13-00494

REPORT OF PLAN COMMISSION

88. 30139 Releasing a right of way reservation established by Certified Survey Map across 3901 Hanson Road; 17th Ald. Dist.

Sponsors: Joseph R. Clausius

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

Enactment No: RES-13-00495

REPORT OF DEPARTMENT OF PLANNING AND COMMUNITY AND ECONOMIC DEVELOPMENT

89. 30478 Re-approving a Certified Survey Map of property owned by Nicholas M. Corgiat located at 8533 Prairie Hill Road; 9th Ald. Dist.

Sponsors: Planning Division

A motion was made by Schmidt, seconded by Resnick, 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-13-00496

90. 30480 Approving a Certified Survey Map of property owned by RCJ Enterprises, LLC; 625 H, LLC; Cliff Dwellers Apartments, LLC; Cliff Dwellers Apartments II, LLC; and Normandy Partners, LLC located at 619-625 N. Henry Street, 140 and 145 Iota Court, and 150 Langdon Street; 2nd Ald. Dist.

Sponsors: Planning Division

A motion was made by Schmidt, seconded by Resnick, 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-13-00497

REPORT OF PUBLIC SAFETY REVIEW COMMITTEE

91. 29997 Amending Section 9.21(5) and the title of Section 9.21 of the Madison General Ordinances to combine certain licenses.

Sponsors: Michael E. Verveer

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

Enactment No: ORD-13-00120

92. 30229 Repealing Section 9.24(14) of the Madison General Ordinances to eliminate the sunset provision in licensing fees of secondhand dealers.

Sponsors: Michael E. Verveer

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

Enactment No: ORD-13-00119

REPORT OF RISK MANAGER

93. 29762 E. Gilbert - property damage - $16,002.22.

A motion was made by Schmidt, seconded by Resnick, to Disallow. The motion passed by voice vote/other.

94. 30290 P. Anderson, Green Cab of Madison - vehicle damage - greater than $1.00.

A motion was made by Schmidt, seconded by Resnick, to Disallow. The motion passed by voice vote/other.

95. 30293 M. Demo of Wagner, Falconer & Judd LTD for K. Berry - personal injury - $26,166.20.

A motion was made by Schmidt, seconded by Resnick, to Disallow. The motion passed by voice vote/other.

REPORT OF TRANSIT/ PARKING COMMISSION

96. 29542 Authorizing the Transit General Manager to file an application for a Section 5337 State of Good Repair Formula public transit capital grant with U.S. Department of Transportation and authorizing the Mayor and the City Clerk to execute the associated grant agreement with USDOT and the associated 13 (c) agreement with Teamsters Local No. 695.

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

A motion was made by Schmidt, seconded by Resnick, to Place On File. The motion passed by voice vote/other.

97. 29555 Authorizing the Transit General Manager to file an application for a Section 5339 Bus and Bus Facilities Formula public transit capital grant with U.S. Department of Transportation and authorizing the Mayor and the City Clerk to execute the associated grant agreement with USDOT and the associated 13 (c) agreement with Teamsters Local No. 695.

Sponsors: Chris Schmidt and Lisa Subeck

A motion was made by Schmidt, seconded by Resnick, to Place On File. The motion passed by voice vote/other.

98. 29866 Relating to 2013-2015 Taxicab Operators' License Renewals, pursuant to Section 11.06, Madison General Ordinances.

Sponsors: Chris Schmidt

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

Enactment No: RES-13-00500

99. 29868 Relating to 2013-2015 Pedal-Cab License Renewals, pursuant to Section 11.06, Madison General Ordinances.

Sponsors: Chris Schmidt

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

Enactment No: RES-13-00501

100. 30341 Authorizing the Transit General Manager to file an application for a Section 5337 State of Good Repair Formula public transit capital grant with U.S. Department of Transportation and authorizing the Mayor and the City Clerk to execute the associated grant agreement with USDOT and the associated 13 (c) agreement with Teamsters Local No. 695.

Sponsors: Chris Schmidt and Sue Ellingson

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

Enactment No: RES-13-00502

101. 30342 Authorizing the Transit General Manager to file an application for a Section 5339 Bus and Bus Facilities Formula public transit capital grant with U.S. Department of Transportation and authorizing the Mayor and the City Clerk to execute the associated grant agreement with USDOT and the associated 13 (c) agreement with Teamsters Local No. 695.

Sponsors: Chris Schmidt and Sue Ellingson

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

Enactment No: RES-13-00503

102. 30343 SUBSTITUTE. Amending RES-13-00296 (Legistar File #29169) authorizing the Transit General Manager to file an application for a Section 5307, public transit capital, capital maintenance, and capital planning grant with U.S. Department of Transportation and authorizing the Mayor and the City Clerk to execute the associated grant agreement with USDOT and the associated 13 (c) agreement with Teamsters Local No. 695.

Sponsors: Chris Schmidt and Sue Ellingson

A motion was made by Schmidt, seconded by Resnick, to Adopt Substitute. The motion passed by voice vote/other.

Enactment No: RES-13-00499

INTRODUCTION OF NEW BUSINESS FOR REFERRAL WITHOUT DEBATE

ORDINANCES

103. 30532

Creating Section 28.022 -- 00061 of the Madison General Ordinances rezoning property from UMX (Urban Mixed Use) District to DC (Downtown Core) District. Proposed Use: Rezoning a portion of a 1.5-acre property to allow construction of a mixed-use building containing approx. 22,000 square feet of commercial space, 7,000 square feet of flex space, and 329 apartments following demolition of an apartment building and hotel/retail building; 4th Aldermanic District, 431 North Frances Street.

Sponsors: Planning Division

A motion was made by Schmidt, seconded by Resnick, to Referred for Public Hearing to the PLAN COMMISSION. The motion passed by voice vote/other.

104. 30533

Creating Section 28.022 -- 00060 of the Madison General Ordinances rezoning property from A (Agricultural) District to TR-U1 (Traditional Residential - Urban District 1) District.
Proposed Use: Rezone 10 acres for future multi-family development; 9th Aldermanic District; 9414 Silicon Prairie Parkway.

Sponsors: Planning Division

A motion was made by Schmidt, seconded by Resnick, to Referred for Public Hearing to the PLAN COMMISSION. The motion passed by voice vote/other.

105. 30555

Amending Section 27.05(2)(c) of the Madison General Ordinances to streamline the process by which the City can clean up the exteriors of abandoned properties.

Sponsors: Lauren Cnare and Denise DeMarb

Additional referral Board of Estimates

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

106. 30568

Creating Section 28.022 -- 00062. of the Madison General Ordinances rezoning property from DR-2 (Downtown Residential 2) District to UMX (Urban Mixed Use) District. Proposed Use: No change; this amendment corrects a mapping error. Comprehensive Plan Recommendation: Mansion Hill Residential Sub-District; 2nd Aldermanic District;
240 W. Gilman.

Sponsors: Ledell Zellers

A motion was made by Schmidt, seconded by Resnick, to Referred for Public Hearing to the PLAN COMMISSION. The motion passed by voice vote/other.

107. 30601 Amending Section 38.05(9)(o)12. of the Madison General Ordinances to extend the sunset date of the Downtown License Density Plan.

Sponsors: Shiva Bidar-Sielaff, John Strasser, Michael E. Verveer and Chris Schmidt

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

RESOLUTIONS

108. 30156 Submitting the appointment of Thomas O. Heikkinen for confirmation of a five-year term as the Water Utility General Manager.

Sponsors: Paul R. Soglin

Additional referral Water Utility Board

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

109. 30344 Authorizing the Metro Transit General Manager to enter into agreements with businesses and organizatons with fewer than 1,000 participants, all of whom meet Metro Transit's eligibility criteria for senior or disabled fares, who are in the Metro Transit Service area interested in providing a pass program to their employees, students or other affiliated individuals to take fixed route and ADA paratransit rides on Metro Transit. The per ride rate for this specialized Commute Card pass will be equal to the per ride rate of Metro Transit's other fare media available to seniors and people with disabilities who meet the criteria and listed in the current Fare Tariff for fixed route and ADA Paratransit rides.

Sponsors: Sue Ellingson

Additional referral Board of Estimates

A motion was made by Schmidt, seconded by Resnick, to Referred to the TRANSIT AND PARKING COMMISSION. The motion passed by voice vote/other.

110. 30434 Authorizing the Mayor, Police Chief and the City Clerk to sign a contract with the Madison Metropolitan School District (MMSD) to provide Educational Resource Officers for the four MMSD high schools for a three-year term, through the 2015-2016 school year

Sponsors: Paul R. Soglin

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

111. 30446

Authorizing the Mayor and the City Clerk to execute Amendment No. 1 to the Professional Services Agreement with Baxter & Woodman, Inc. for the preparation of drawings and specifications, permitting, bidding and construction administration for the Unit Well 26 generator addition and facility upgrade at 910 High Point Rd (9TH AD).

Sponsors: Lauren Cnare

Additional referral Water Utility Board

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

112. 30509

Authorizing and directing the Mayor and City Clerk to enter into an intergovernmental agreement with Dane County providing for the payment to the County of 90% of any interest or penalties collected by the City on delinquent tax payments that are due to the change in the payments for tax collection.

Sponsors: Scott J. Resnick, Mark Clear, Chris Schmidt, John Strasser and Shiva Bidar-Sielaff

Additional referral Board of Estimates

A motion was made by Schmidt, seconded by Resnick, to Referred to the CITY-COUNTY LIAISON COMMITTEE. The motion passed by voice vote/other.

113. 30546

Establishing rules and procedures for Common Council deliberations on the City of Madison's 2014 Capital and Operating Budgets.

Sponsors: Chris Schmidt

Additional referral Common Council Organizational Committee

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

114. 30553

Approving a contract with Ergometrics & Applied Personnel Research, Inc for consultant services for the firefigher applicant process.

Sponsors: Paul E. Skidmore

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

115. 30552

Expressing support for a contract with Brian Joiner and Associates to identify ways that the City can promote effective development and support of Madison's non-profit sector.

Sponsors: Paul R. Soglin, Lauren Cnare, Joseph R. Clausius, Denise DeMarb, David Ahrens, Matthew J. Phair, Sue Ellingson, Scott J. Resnick, Michael E. Verveer, John Strasser and Ledell Zellers

Additional referral Community Development Block Grant, Community Services

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

116. 30563 Authorizing the City Attorney to settle Hawk Ridge Properties, L.L.C. v. City of Madison (Case 13 CV 117), the pending just compensation litigation arising out of the City's partial condemnation of 8108 Mineral Point Rd.

Sponsors: Paul E. Skidmore and Paul R. Soglin

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

117. 30585 Supporting the grant application by the Friends of the Arboretum to the Dane County Environmental Council for a Capital Equipment Grant for land management improvements at the Pasque Flower Hill property.

Sponsors: Mark Clear and Joseph R. Clausius

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

118. 30587 Amending Resolution, Enactment No. RES-13-00180, File ID 29188 adopted on 3/19/13 to modify the Emerson East-Eken Park Neighborhood planning study area boundary, alter the steering committee composition, and extend the planning timeframe.

Sponsors: Ledell Zellers and Larry Palm

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

119. 30603 Directing city staff to further explore the recommendations set forth in the attached documents and draft ordinance changes as appropriate according to the report on Alcohol License Management and Business Development.

Sponsors: Michael E. Verveer, Lisa Subeck and Shiva Bidar-Sielaff

Additional referral Alcohol License Review Committee, Board of Health, Madison's Central Business Improvement District (BID) Board, Plan Commission, Public Safety Review Committee, Economic Development Committee

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

120. 30606 Authorizing the Mayor and City Clerk to enter into a contract with Motorola to upgrade Emergency Radio Communications Infrastructure.

Sponsors: Paul E. Skidmore

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

PRESENTATION OF CLAIMS AGAINST THE CITY OF MADISON

CLAIMS - REFER TO RISK MANAGER

121. 30310 NOTICE OF CLAIM: J. Stock-Retzloff, Dean Health Plan for G. Medrano - personal injury - amount to be determined.

A motion was made by Schmidt, seconded by Resnick, to Refer to the Risk Manager. The motion passed by voice vote/other.

122. 30437 S. Wollschlager - property damage - $295.00.

A motion was made by Schmidt, seconded by Resnick, to Refer to the Risk Manager. The motion passed by voice vote/other.

123. **30439** C. Collins Whalen - vehicle damage - $1,555.28.

A motion was made by Schmidt, seconded by Resnick, to Refer to the Risk Manager. The motion passed by voice vote/other.

124. **30561** E. Brinkman - vehicle damage - $1,770.63.

A motion was made by Schmidt, seconded by Resnick, to Refer to the Risk Manager. The motion passed by voice vote/other.

125. 30578 M. Davidson - vehicle damage - $2394.32

A motion was made by Schmidt, seconded by Resnick, to Refer to the Risk Manager. The motion passed by voice vote/other.

126. 30579 S. Lendborg - property damage - $229.00.

A motion was made by Schmidt, seconded by Resnick, to Refer to the Risk Manager. The motion passed by voice vote/other.

127. 30580 J. Bruni, Murphy Desmond Lawyers, S.C. for J. & A. Skillings - property damage - $13,162.00.

A motion was made by Schmidt, seconded by Resnick, to Refer 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.

128. **30451** Amending Section 28.067(3)(a) and Section 28.068(3)(a) of the Madison General Ordinances to establish front yard setback standards appropriate for buildings smaller than those regulated by Sec. 33.24(4)(f).

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

A motion was made by Schmidt, seconded by Resnick, to Referred for Public Hearing to the PLAN COMMISSION. The motion passed by voice vote/other.

129. **30452** SUBSTITUTE Creating Section 28.031(2)(d) of the Madison General Ordinances to allow for an exception to the sidewall offset requirement for single family homes.

Sponsors: Lisa Subeck

A motion was made by Schmidt, seconded by Resnick, to Referred for Public Hearing to the PLAN COMMISSION. The motion passed by voice vote/other.

130. **30453** Requesting the Community Development Division provide a report on the Green Madison program and options for continuation of such program by August 6, 2013.

Sponsors: Shiva Bidar-Sielaff, Marsha A. Rummel, Larry Palm, Scott J. Resnick, John Strasser and Denise DeMarb

Common Council 8/6/13

A motion was made by Schmidt, seconded by Resnick, to Refer to a future Meeting to Adopt at the Common Council 8-6-2013 meeting. The motion passed by voice vote/other.

ANNOUNCEMENTS & INTRODUCTION OF ITEMS FROM THE FLOOR

30635 Establishing a 2013 Emerging Opportunities Fund process and directing the City Attorney to draft ordinance changes to create an ongoing annual Emerging Opportunities Fund process and amending the 2013 operating budget of the Community Development Division to provide an additional $200,000 in expenditure authority.

Sponsors: Shiva Bidar-Sielaff, Lauren Cnare, Matthew J. Phair, Scott J. Resnick, Chris Schmidt, Lisa Subeck, Paul R. Soglin, David Ahrens, John Strasser, Steve King, Ledell Zellers, Maurice S. Cheeks, Paul E. Skidmore, Mark Clear, Michael E. Verveer and Marsha A. Rummel

Additional referral Board of Estimates

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

30398 BY TITLE ONLY - Expressing Concern Regarding the Project at Holy Redeemer Parish.

Sponsors: Steve King, Marsha A. Rummel and Shiva Bidar-Sielaff

Adopt 7/2/13

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

30641 Amending Sections 8.24(1)(ee) and (ff) of the Madison General Ordinances to permanently ban alcohol from Olbrich Park and Reindahl Park.

Sponsors: Joseph R. Clausius

A motion was made by Clausius, seconded by Rummel, to Refer to the BOARD OF PARK COMMISSIONERS. The motion passed by voice vote/other.

CONVENE AS COMMITTEE OF THE WHOLE

Speaking Guidelines: Public testimony will not be taken at the Common Council Committee of the Whole meeting. An opportunity for public testimony on the budget will be afforded when the budget is considered by the Council in September, October and November.

Notified Absences: None.

131. 30474 Briefing by City Finance Director, David Schmiedicke, on current budget expenditures and anticipated revenue challenges in 2014, followed by Common Council Discussion on the budget. (Committee of the Whole)

The Committee of the Whole accepted the Report and will continue discussion at the Common Council Committee of the Whole Meeting at 5:00 p.m. on July 16, 2013.

ADJOURN AS COMMITTEE OF THE WHOLE

ADJOURNMENT @ 11:00 PM

A motion was made by King, seconded by Bidar-Sielaff, to Adjourn at 11:00 p.m. The motion passed by voice vote/other.