



# City of Madison

## Meeting Minutes - Final

### BOARD OF ESTIMATES

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

---

Monday, November 13, 2006

4:30 PM

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

---

#### CALL TO ORDER

**Present:** Austin W. King, Tim Bruer, Judy K. Olson, Zachariah Brandon and David J. Cieslewicz

**Absent:** Michael E. Verveer and Brian Benford

*Ald. Verveer arrived at 4:50 p.m. at Agenda Item No. 41; Ald. Olson left at 5:45 p.m. before Agenda Item No. 45.*

#### PUBLIC COMMENT

*Note: There were five registrants.*

#### ITEMS CONSIDERED

1. [04811](#) Amending Section 3.38(1)(b) of the Madison General Ordinances by creating the class of Police Public Information Specialist in Compensation Group 18, Range 08, thereof.

**A motion was made by King, seconded by Bruer, to RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER. The motion passed by acclamation.**
2. [04768](#) That the vacant position #4021 of Police Records Service Clerk in Compensation Group 20, Range 08, in the permanent salary detail of the Police Department budget is repealed and recreated as a position of Police Public Information Specialist in Compensation Group 18, Range 08, thereof.

**A motion was made by King, seconded by Bruer, to RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER. The motion passed by acclamation.**
3. [04812](#) Amending Section 3.38(1)(d) of the Madison General Ordinances by deleting the classification of Tire Repair Worker in Compensation Group 15, Range 05, and creating the class of Fleet Tire Technician in Compensation Group 15, Range 06, thereof.

**A motion was made by King, seconded by Bruer, to RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER. The motion passed by acclamation.**

4. [04769](#) That the position #1173 of Tire Repair Worker in Compensation Group 15, Range 05, occupied by T. Wilson in the permanent salary detail of the Fleet Services budget is repealed and recreated as a position of Fleet Tire Technician in Compensation Group 15, Range 06, thereof. Be it further resolved that the incumbent shall be reallocated to said position.  
**A motion was made by King, seconded by Bruer, to RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER. The motion passed by acclamation.**
5. [04862](#) Amending Section 3.38(1)(b) of the Madison General Ordinances by deleting the classification of Risk Manager in Compensation Group 18, Range 11, and recreating said class in Compensation Group 18, Range 12, thereof.  
**A motion was made by King, seconded by Bruer, to RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER. The motion passed by acclamation.**
6. [04794](#) That the vacant position #787 of Risk Manager in Compensation Group 18, Range 11, in the permanent salary detail of the Comptroller's Office budget is repealed and recreated as a position of Risk Manager in Compensation Group 18, Range 12, thereof.  
**A motion was made by King, seconded by Bruer, to RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER. The motion passed by acclamation.**
7. [04864](#) Amending Section 3.38 (1)(b) of the Madison General Ordinances by creating the class of Overture Center Marketing Manager in Compensation Group 18, Range 12, thereof.  
**A motion was made by King, seconded by Bruer, to RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER. The motion passed by acclamation.**
8. [04795](#) Be it hereby resolved that the position tentatively identified as a Communications Director (no Compensation Group/Range specified) in the permanent salary detail of the Overture Center budget is repealed and recreated as a position of Overture Center Marketing Manager in Compensation Group 18, Range 12, thereof.  
**A motion was made by King, seconded by Bruer, to RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER. The motion passed by acclamation.**
9. [04863](#) Amending Section 3.38(1)(b) of the Madison General Ordinances by deleting the classification Overture Center Financial Officer in Compensation Group 18, Range 10, and recreating said class in Compensation Group 18, Range 12, thereof.  
**A motion was made by King, seconded by Bruer, to RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER. The motion passed by acclamation.**

10. [04796](#) That the vacant position of Overture Center Financial Officer in Compensation Group 18, Range 10, in the permanent salary detail of the Overture Center budget is repealed and recreated as a position of Overture Center Financial Officer in Compensation Group 18, Range 12, thereof.
- A motion was made by King, seconded by Bruer, to RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER. The motion passed by acclamation.**
11. [04797](#) That the position #786 of Accountant 3 in Compensation Group 18, Range 10, (occupied by C. Franklin) in the permanent salary detail of the Comptroller's Office budget is repealed and recreated as a position of Accountant 4 in Compensation Group 18, Range 12, thereof. Be it further resolved that the incumbent shall be reallocated to said position.
- A motion was made by King, seconded by Bruer, to RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER. The motion passed by acclamation.**
12. [04777](#) That the position #868 of Administrative Clerk 2 in Compensation Group 17, Range 11 (occupied by D. Pilsner) in the permanent salary detail of the Human Resources budget is repealed and recreated as a position of Program Assistant 2 in Compensation Group 17, Range 12, thereof. Be it further resolved that the incumbent shall be reallocated to said position.
- A motion was made by King, seconded by Bruer, to RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER. The motion passed by acclamation.**
13. [04877](#) Amending Section 3.38(1)(b) of the Madison General Ordinances by creating the classes of Equal Opportunities Manager and Affirmative Action Manager in Compensation Group 18, Range 13, thereof.
- A motion was made by King, seconded by Bruer, to RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER. The motion passed by acclamation.**
14. [04874](#) That the position #68 of Contract Compliance Officer in Compensation Group 18, Range 12, (occupied by N. Davis) and the position #891 of EOC Investigation Supervisor (occupied by A. Ford) in the permanent salary detail of the Department of Civil Rights budget are repealed and recreated as a position of Affirmative Action Manager in Compensation Group 18, Range 13, and a position of Equal Opportunities Manager in Compensation Group 18, Range 13, respectively. Be it further resolved that the former positions shall not be deleted until the new positions are filled.
- A motion was made by King, seconded by Bruer, to RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER. The motion passed by acclamation.**
15. [04803](#) Authorizing the Mayor and City Clerk to execute a Labor Agreement between the City of Madison and Dane County Municipal Employees, AFSCME, AFL-CIO, for the period of January 1, 2006 through December 31, 2007.
- A motion was made by King, seconded by Bruer, to RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER. The motion passed by acclamation.**

16. [04861](#) Adopting and confirming the Labor Agreement between the City of Madison and Dane County, Wisconsin Municipal Employees Local 60, AFSCME, AFL-CIO from January 1, 2006 to December 31, 2007.  
**A motion was made by King, seconded by Bruer, to RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER. The motion passed by acclamation.**
17. [04849](#) Authorizing the Mayor and City Clerk to execute a Labor Agreement between the City of Madison and Local 60, AFSCME, AFL-CIO, Para-Professional Library Unit, for the period of January 1, 2006 through December 31, 2007.  
**A motion was made by King, seconded by Bruer, to RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER. The motion passed by acclamation.**
18. [04871](#) Adopting and confirming the Labor Agreement between the City of Madison and Local 60, AFSCME, AFL-CIO, Library Unit from January 1, 2006 to December 31, 2007.  
**A motion was made by King, seconded by Bruer, to RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER. The motion passed by acclamation.**
19. [04850](#) Authorizing the Mayor and City Clerk to execute a Labor Agreement between the City of Madison and Local 60, AFSCME, AFL-CIO, Professional Librarian Unit, for the period of January 1, 2006 through December 31, 2007.  
**A motion was made by King, seconded by Bruer, to RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER. The motion passed by acclamation.**
20. [04873](#) Adopting and confirming the Labor Agreement between the City of Madison and Local 60, AFSCME, AFL-CIO, Professional Librarian Unit from January 1, 2006 to December 31, 2007.  
**A motion was made by King, seconded by Bruer, to RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER. The motion passed by acclamation.**
21. [04889](#) Adopting and confirming amendments to the Madison General Ordinances as set forth in attached Exhibit N pursuant to Sec. 66.0103, Wis. Stats. to provide salary increases for Compensation Groups 17, 43, and Nonrepresented Hourly employees  
**A motion was made by King, seconded by Bruer, to RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER. The motion passed by acclamation.**
22. [04888](#) Amending Sections 3.38(1)(f) and (1)(b) of the Madison General Ordinances to delete various classifications from Compensation Group 17 and recreate them in Compensation Group 20, pursuant to the Labor Agreement between the City of Madison and Dane County, Wisconsin Municipal Employees Local 60, AFSCME, AFL-CIO adopted October 18, 2005.  
**A motion was made by King, seconded by Bruer, to RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER. The motion passed by acclamation.**

23. [04726](#) Amending Sections 3.36(6)(e)2. and 3., 3.36(13)(a)2. and 3.52(1)(b)3 and (4) of the Madison General Ordinances to modify the amount of sick leave accumulation received upon retirement, to clarify that an annual cash payment is available to all employees with sick leave credits in excess of 150 days, and to expand the definition of "immediate family" as it applies to bereavement leave.
- A motion was made by King, seconded by Bruer, to RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER. The motion passed by acclamation.**
24. [04595](#) Authorizing the Madison Department of Public Health to accept a grant from the State Department of Health and Family Services-Division of Public Health for \$71,306 and amending the 2006 Public Health Operating Budget to allow for the receipt and expenditure of these grant funds.
- A motion was made by King, seconded by Olson, to Return to Lead with the Recommendation for Approval to the BOARD OF HEALTH FOR MADISON AND DANE COUNTY. The motion passed by acclamation.**
25. [04875](#) Authorizing the City of Madison, through the Office of Community Services, to accept a Year 4 Weed and Seed grant from the United States Dept. of Justice Community Capacity Development Office and authorizing expenditures as outlined in the grant budget.
- A motion was made by Bruer, seconded by Olson, to RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER. The motion passed by acclamation.**
26. [04860](#) Authorizing the acceptance and expenditure of funds for the period of October 1, 2006 through September 30, 2007 in the amount of \$136,531 from the Federal Child Development Block Grant passed through the State of Wisconsin for 2006-07.
- A motion was made by Bruer, seconded by Olson, to RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER. The motion passed by acclamation.**
27. [04721](#) Authorizing the Forestry Section of the Parks Division of the City of Madison to apply For \$25,000 under the Urban Forestry Grant Program to create a response plan for the City of Madison if Emerald Ash Borer (EAB) is found within the City of Madison.
- A motion was made by King, seconded by Olson, to RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER. The motion passed by acclamation.**
28. [04760](#) Accepting sponsorship of Miller Brewing Company for the provision of free expanded transit service on New Year's Eve, and authorizing the Mayor and Clerk to sign an agreement with Miller Brewing Company, which may contain an indemnification clause.
- A motion was made by Bruer, seconded by King, to Return to Lead with the Recommendation for Approval to the TRANSIT AND PARKING COMMISSION. The motion passed by acclamation.**

29. [04868](#) Authorizing the Mayor and City Clerk to enter into an agreement with Dane County to amend the 2006 contract for the purpose of providing the City with MA Waiver Community Integration Program (CIP), to offset approximately 60% of the cost of eligible paratransit trips provided by Metro Transit in calendar year 2006.
- A motion was made by King, seconded by Olson, to Return to Lead with the Recommendation for Approval to the TRANSIT AND PARKING COMMISSION. The motion passed by acclamation.**
30. [04870](#) Authorizing the Mayor and City Clerk to enter into Local Government Participation Agreement(s) with one or more collection agencies selected by the State of Wisconsin for a period of 3 years or the equivalent duration of the statewide contract, for the purpose of collecting unpaid accounts.
- A motion was made by Bruer, seconded by King, to RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER. The motion passed by acclamation.**
31. [04807](#) Repealing Section 3.61 and recreating it as Section 4.26 of the Madison General Ordinances to modify the procedures for approval of purchase of service contracts and to relocate it in the Chapter on finance.
- A motion was made by King, seconded by Olson, to RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER. The motion passed by acclamation.**
32. [04829](#) Authorizing an appropriation of \$25,000 in additional funds from the Contingent Reserve to the Miscellaneous Litigation account for continued legal representation by Attorneys Jon Anderson, Todd Smith, and Rochelle Klaskin of the lawfirm of Godfrey & Kahn, regarding the Fire Department's compliance with state and federal wage and hour legislation.
- A motion was made by Bruer, seconded by King, to RECOMMEND TO COUNCIL TO ADOPT (15 VOTES REQUIRED) - REPORT OF OFFICER. The motion passed by acclamation.**
33. [04830](#) Designating the northeast two acres of the City owned parcel located at 452 South Point Road as the location for Fire Station No. 12. (9th AD)
- A motion was made by Bruer, seconded by King, to Return to Lead with the Recommendation for Approval to the BOARD OF PUBLIC WORKS. The motion passed by acclamation.**
34. [04815](#) Approving plans and specifications for the Buckeye Road (CTH AB) Overpass and Approaches over I 39/90 and authorizing the Mayor and City Clerk to enter into agreements with the Wisconsin Department of Transportation for the work and Dane County for cost sharing. (16th AD)
- A motion was made by Bruer, seconded by Olson, to Return to Lead with the Recommendation for Approval to the BOARD OF PUBLIC WORKS. The motion passed by acclamation.**

- 35.     [04720](#)           Adopting the Hiestand Neighborhood Plan and recommendations contained in the plan. 3rd Ald. Dist. (Copies sent previously)  
**A motion was made by Bruer, seconded by Olson, to Return to Lead with the Recommendation for Approval to the PLAN COMMISSION. The motion passed by acclamation.**
  
- 36.     [04891](#)           Authorizing Fleet Service Division to purchase 21 automated refuse collection vehicles on a sole source contract from Stepp Equipment.  
**A motion was made by Bruer, seconded by King, to RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER. The motion passed by acclamation.**
  
- 37.     [04841](#)           Amending Section 5.13 of the Madison General Ordinances to specify that the fee for fingerprinting services shall be determined by the Chief of Police.  
**A motion was made by Bruer, seconded by King, to RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER. The motion passed by acclamation.**
  
- 38.     [04872](#)           Creating new Subdivision (b) of Section 28.12(12) of the Madison General Ordinances to assess a fee for the examination and approval of building plans and site plans by the Zoning Unit of the Department of Planning and Development and renumbering current Section 28.12(12)(b) to Section 28.12(12)(e).  
**A motion was made by Bruer, seconded by King, to RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER. The motion passed by acclamation.**
  
- 39.     [04897](#)           Amending Sections 1.08(3)(a) of the Madison General Ordinances to modify, repeal and recreate bail deposit amounts for various parking violations, and amending Sections 12.141(3) and 12.154(1)(b) of the Madison General Ordinances to establish fine ranges for Sections 12.128(6) and 12.128(10) and to establish authority for parking violation bail amounts adopted in strict conformity with Wisconsin State Statutes.  
**A motion was made by Bruer, seconded by Olson, to RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER. The motion passed by acclamation.**
  
- 40.     [04810](#)           Amending Sections 4.21(2) and (7) of the Madison General Ordinances to increase the room tax rate and to clarify language by inserting an inadvertently omitted word.  
**A motion was made by King, seconded by Olson, to RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER. The motion passed by the following vote:**

  - Absent:**           Verveer and Benford
  - Aye:**             King, Bruer and Olson
  - Abstain:**         Brandon
  - Non Voting:**     Cieslewicz

41. [04881](#) Authorizing the extension of the maturity date by the CDA of a revolving line of credit loan in an amount of Four Million One Hundred Thousand Dollars (\$4,100,000) from Fannie Mae, a corporation organized and existing under the laws of the United States of America ("Fannie Mae"), from December 15, 2007, to December 15, 2011, and authorizing the Mayor and City Clerk to execute any and all documents required by Fannie Mae in connection with said revolving line of credit loan.

**A motion was made by King, seconded by Olson, to RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER. The motion passed by acclamation.**

**Present:** Austin W. King, Michael E. Verveer, Tim Bruer, Judy K. Olson, Zachariah Brandon and David J. Cieslewicz

**Absent:** Brian Benford

42. [04793](#) Amending Enactment Number RES-06-00784.

**A motion was made by King, seconded by Verveer, to RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER. The motion passed by acclamation.**

43. [04890](#) Rescinding RES-05-00623, File No. 01552 adopted on July 21, 2005 and Authorizing the Mayor and City Clerk to execute a development agreement to fund a \$4,274,000 Tax Incremental Finance Loan to 309 W. Washington, LLC ("Developer") in the development of the first phase of a mixed-use redevelopment project (Capitol West) located in Block 51 of the West Washington Avenue corridor in TID #28 (Bassett).

**A motion was made by Verveer, seconded by Olson, to RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER. The motion passed by the following vote:**

**Absent:** Benford

**Aye:** King, Verveer, Olson and Brandon

**No:** Bruer

**Non Voting:** Cieslewicz

44. [04892](#) Authorizing the Mayor and City Clerk to enter into an agreement with Common Wealth Development, Inc., to provide \$100,000 in matching funds for preparation of a detailed market, site analysis and other key pre-development and outreach tasks associated with the development of a Madison Public Market.

**A motion was made by Olson, seconded by Verveer, to RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER. The motion passed by acclamation.**

45. [04191](#) Adopting the attached TIF Policy, as amended, per the recommendations of the Board of Estimates Sub-Committee on Tax Increment Finance.

*As amended by the Plan Commission and add "or Common Council President" after "Mayor" in 2.2(b).*

**A motion was made by King, seconded by Bruer, to RECOMMEND TO COUNCIL WITH THE FOLLOWING RECOMMENDATIONS - REPORT OF OFFICER As amended by the Plan Commission and add "or Common Council President" after "Mayor" in 2.2(b). The motion failed by the following vote:**

**Absent:** Olson and Benford

**Aye:** King and Verveer

**No:** Bruer, Brandon and Cieslewicz

**Present:** 5 - Austin W. King, Michael E. Verveer, Tim Bruer, Zachariah Brandon and David J. Cieslewicz

**Absent:** 2 - Judy K. Olson and Brian Benford

*As amended by the Plan Commission, delete 3.1(d), and change 100% to 103% in 3.1(i)(2).*

**A motion was made by King, seconded by Bruer, to RECOMMEND TO COUNCIL WITH THE FOLLOWING RECOMMENDATIONS - REPORT OF OFFICER As amended by the Plan Commission, delete 3.1(d), and change 100% to 103% in 3.1(i)(2). The motion passed by acclamation.**

## ADJOURNMENT

**A motion was made by King, seconded by Verveer, to Adjourn at 6:20 p.m. The motion passed by acclamation.**