



City of Madison

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

Agenda - Amended COMMON COUNCIL

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Tuesday, October 20, 2009

6:30 PM

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

SPEAKING GUIDELINES

If you need an interpreter, translator, materials in alternate formats or other accommodations to access this service, activity or program, please call the phone number below at least three business days prior to the meeting.

Si necesita un intérprete, un traductor, materiales en formatos alternativos u otros arreglos para acceder a este servicio, actividad o programa, comuníquese al número de teléfono que figura a continuación tres días hábiles como mínimo antes de la reunión.

Yog hais tias koj xav tau ib tug neeg txhais lus, ib tug neeg txhais ntawv, cov ntawv ua lwm hom ntawv los sis lwm cov kev pab kom siv tau cov kev pab, cov kev ua ub no (activity) los sis qhov kev pab cuam, thov hu rau tus xov tooj hauv qab yam tsawg peb hnub ua hauj lwm ua ntej yuav tuaj sib tham.

Если Вам необходима помощь устного или письменного переводчика, а также если Вам требуются материалы в иных форматах либо у Вас имеются особые пожелания в связи с доступом к данной услуге, мероприятию или программе, пожалуйста, позвоните по указанному ниже телефону и сообщите об этом не менее чем за три рабочих дня до соответствующей встречи.

Please contact the Office of the Common Council at 266-4071, TTY/Textnet 866-704-2340.

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.

PETITIONS AND COMMUNICATIONS

None received by the agenda deadline.

EARLY PUBLIC COMMENT

SPECIAL ORDER OF BUSINESS AT 6:45 PM

BUSINESS BY THE PRESIDENT OF THE COMMON COUNCIL

1. [16279](#) Amending Section 9.13(1)(b) of the Madison General Ordinances to prohibit street vending adjacent to or across the street from school property.
Sponsors: Paul E. Skidmore
Legislative History
10/12/09 Attorney's Office RECOMMEND TO COUNCIL TO ADOPT UNDER SUSPENSION OF RULES 2.04, 2.05, 2.24, & 2.25 - MISC. ITEMS

2. [16312](#) Approving the schedule of Common Council meeting dates and times for 2010.
Legislative History
10/14/09 Council Office RECOMMEND TO COUNCIL TO ADOPT UNDER SUSPENSION OF RULES 2.04, 2.05, 2.24, & 2.25 - MISC. ITEMS

President's Business

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 BOARD OF ESTIMATES

3. [15829](#) 2010 Executive Capital Budget.
Legislative History
8/31/09 Clerk's Office Referred for Introduction
Board of Estimates, Public Hearing, Common Council Meeting 9/15/2009.

9/1/09	COMMON COUNCIL	Refer For Public Hearing to the BOARD OF ESTIMATES
9/15/09	COMMON COUNCIL	Refer For Public Hearing to the BOARD OF ESTIMATES
9/21/09	BOARD OF ESTIMATES	Refer to the BOARD OF ESTIMATES
9/22/09	BOARD OF ESTIMATES	Refer to the BOARD OF ESTIMATES
10/12/09	BOARD OF ESTIMATES	RECOMMEND TO COUNCIL WITH THE FOLLOWING RECOMMENDATIONS - RECESSED PUBLIC HEARING ADOPT AS AMMENDED. The motion passed by the following vote: 5:1: (AYE: Bruer, Clausius, Clear, Rhodes-Conway, Verveer; NO: Sanborn; NON VOTING: Cieslewicz.

REPORT OF PLAN COMMISSION

4. [07732](#) Amending Sections 28.11(3)(k) of the Madison General Ordinances to cap the number of parking spaces at one space for each two hundred fifty (250) square feet of gross floor area for certain uses and amending Section 28.08(2)(c)5., creating Sections 28.08(5)(c)16., (6)(c)14., (7)(c)14., (8)(c)3., and (11)(c)15., 28.085(2)(c)5. and (5)(c)6., amending Section 28.09(2)(c)8., creating Section 28.09(5)(c)22., amending Section 28.10(4)(d)11., and creating Sections 28.10(4)(d)33. and (6)(d)8. of the Madison General Ordinances to create a conditional use for exceeding the maximum number of parking spaces.

Sponsors: Tim Gruber

Legislative History

10/9/07	Attorney's Office	RECOMMEND TO COUNCIL TO PLACE ON FILE WITHOUT PREJUDICE -REPORT OF OFFICER See attached Report of the City Attorney.
10/9/07	Attorney's Office	Fiscal Note Required / Approval to the Comptroller's Office/Approval Group
10/10/07	Comptroller's Office/Approval Group <i>Bohrod</i>	Approved Fiscal Note By The Comptroller's Office to the Attorney's Office
10/10/07	Attorney's Office <i>Plan Commission; Public Hearings November 5 PC, November 20 CC</i>	Referred for Introduction
10/16/07	COMMON COUNCIL	Refer For Public Hearing to the PLAN COMMISSION Due back at the 11/20/07 Common Council Meeting.
11/5/07	PLAN COMMISSION	RECOMMEND TO COUNCIL TO REREFER - PUBLIC HEARING to the PLAN COMMISSION The Plan Commission referred this item and ID 07768 to the December 3, 2007 meeting to allow staff to provide the Commission with information on the approaches to parking requirements other communities are taking, to analyze the impact the proposed changes will have on established neighborhoods and to review the <u>Comprehensive Plan</u> for guidance on this subject.

11/20/07	COMMON COUNCIL	Rerefer for Recessed Public Hearing to the PLAN COMMISSION
12/3/07	PLAN COMMISSION	RECOMMEND TO COUNCIL TO REREFER - RECESSED PUBLIC HEARING to the PLAN COMMISSION The Plan Commission recommended that the Common Council rerefer this zoning text amendment to the Plan Commission and the following bodies: Long Range Transportation Planning Commission, Pedestrian/Bicycle/Motor Vehicle Commission, Transit and Parking Commission, Commission on People with Disabilities, and the Urban Design Commission.
1/8/08	COMMON COUNCIL	Rerefer for Recessed Public Hearing to the Attorney's Office
10/7/09	Attorney's Office	Return to Lead with the Recommendation to Place on File without Prejudice to the PLAN COMMISSION See attached Report of City Attorney

PUBLIC HEARINGS - BEGIN AT 6:45 PM

5. [16117](#) Approving the schedule of Special Charges for the State Street Mall/Capitol Concourse for 2008/2009 Maintenance Charges.
- Sponsors:** Michael E. Verveer, Bryon A. Eagon and Joseph R. Clausius
- Legislative History**
- | | | |
|----------|---------------------------------|---|
| 9/30/09 | Parks Division | RECOMMEND TO COUNCIL TO ADOPT UNDER SUSPENSION OF RULES 2.04, 2.05, 2.24, & 2.25 - MISC. ITEMS
Downtown Coordinating Committee met on 10/15/09 and recommendation will be made from the floor.
Board of Estimates met on 10/12/09 and recommended adoption. |
| 10/12/09 | BOARD OF ESTIMATES | RECOMMEND TO COUNCIL TO ADOPT UNDER SUSPENSION OF RULES 2.04, 2.05, 2.24, & 2.25 - MISC. ITEMS |
| 10/15/09 | DOWNTOWN COORDINATING COMMITTEE | RECOMMEND TO COUNCIL TO ADOPT UNDER SUSPENSION OF RULES 2.04, 2.05, 2.24, & 2.25 - REPORT OF OFFICER |

REPORT OF ALCOHOL LICENSE REVIEW COMMITTEE

6. [15717](#) Public Hearing - New License
AVRA LLC • dba Opa Cafe/Lounge • 20% alcohol, 80% food
558 State St • Agent: Vasilis Kallias • Estimated Capacity: 60
Class B Combination Liquor & Beer
Aldermanic District 08 (Alder Eagon) • Police Sector 403 • Density Area
- Legislative History**

8/27/09	ALCOHOL LICENSE REVIEW COMMITTEE Alcohol License Review Committee	Referred for Introduction
9/1/09	COMMON COUNCIL	Referred for Public Hearing to the ALCOHOL LICENSE REVIEW COMMITTEE
9/8/09	ALCOHOL LICENSE REVIEW COMMITTEE	RECOMMEND TO COUNCIL TO GRANT - PUBLIC HEARING

7. [15719](#)

Public Hearing - New License
 Extreme Franchise Corporation • dba Pizza Extreme • 3% alcohol, 97% food
 1614 Monroe St • Agent: Phillip Booras
 Estimated Capacity: 12 inside, 150-200 beer garden
 Class B Beer
 Aldermanic District 10 (Alder Solomon) • Police Sector 301

Legislative History

8/27/09	ALCOHOL LICENSE REVIEW COMMITTEE Alcohol License Review Committee	Referred for Introduction
9/1/09	COMMON COUNCIL	Referred for Public Hearing to the ALCOHOL LICENSE REVIEW COMMITTEE
9/8/09	ALCOHOL LICENSE REVIEW COMMITTEE	RECOMMEND TO COUNCIL TO GRANT - PUBLIC HEARING

8. [15720](#)

Public Hearing - New License
 Oysy LLC • dba Oysy LLC • 15% alcohol, 85% food
 4126 E Washington Ave • Agent: Rong Bin Zheng • Estimated Capacity: 150
 Class B Beer
 Aldermanic District 17 (Alder Clausius) • Police Sector 518

Legislative History

8/27/09	ALCOHOL LICENSE REVIEW COMMITTEE Alcohol License Review Committee	Referred for Introduction
9/1/09	COMMON COUNCIL	Referred for Public Hearing to the ALCOHOL LICENSE REVIEW COMMITTEE
9/8/09	ALCOHOL LICENSE REVIEW COMMITTEE	RECOMMEND TO COUNCIL TO GRANT - PUBLIC HEARING

9. [15725](#) Public Hearing - New License
Chetan LLC • dba Swagat Groceries
6717 Odana Rd • Agent: Resham Singh
Class A Beer
Aldermanic District 19 (Alder Clear) • Police Sector 113

Legislative History

8/18/09	ALCOHOL LICENSE REVIEW COMMITTEE Alcohol License Review Committee	Referred for Introduction
9/1/09	COMMON COUNCIL	Referred for Public Hearing to the ALCOHOL LICENSE REVIEW COMMITTEE
9/8/09	ALCOHOL LICENSE REVIEW COMMITTEE	RECOMMEND TO COUNCIL TO GRANT - PUBLIC HEARING

REPORT OF BOARD OF ESTIMATES

10. [16115](#) 2010 Executive Operating Budget.

Legislative History

9/29/09	Clerk's Office Board of Estimates, Common Council Public Hearing 10/20/2009, Common Council Public Hearing 11/3/2009.	Referred for Introduction
10/6/09	COMMON COUNCIL	Referred to the BOARD OF ESTIMATES
10/12/09	BOARD OF ESTIMATES	Refer to the BOARD OF ESTIMATES
10/13/09	BOARD OF ESTIMATES	RECOMMEND TO COUNCIL WITH THE FOLLOWING RECOMMENDATIONS - PUBLIC HEARING

11. [16116](#) Authorizing the Mayor, City Clerk and Chief of Police to accept the FY 2009 Edward Byrne Memorial Justice Assistance Grant award in the amount of \$204,905 and to utilize these funds to support several law enforcement initiatives.

Sponsors: David J. Cieslewicz and Paul E. Skidmore

For adoption under suspension of the rules

Legislative History

9/30/09	Police Department Board of Estimates	Referred for Introduction
10/6/09	COMMON COUNCIL	Referred to the BOARD OF ESTIMATES
10/12/09	BOARD OF ESTIMATES	RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER

REPORT OF PLAN COMMISSION

12. [15795](#) SUBSTITUTE - Creating Section 28.06(2)(a)3449. of the Madison General Ordinances rezoning property from Temp A Agriculture District to RDC Research and Development Center District; creating Section 28.06(2)(a)3450. of the Madison General Ordinances rezoning property from Temp A Agriculture District to PUD(GDP) Planned Unit Development (General Development Plan) District; and creating Section 28.06(2)(a)3457. of the Madison General Ordinances rezoning property from Temp A Agriculture District to A Agriculture District.
- Proposed Use: Demolish House and Plat 31 Lots for Business Park And Mixed-Use Neighborhood Center And 7 Outlots For Public Parkland, Private Stormwater Management And Open Space, And Future Development; 9th Aldermanic District: 8501 Mineral Point Road.

Sponsors: Common Council By Request

Legislative History

8/25/09	Attorney's Office/Approval Group Plan Commission, Public Hearings: Plan Commission, 10/05/09, Common Council, 10/20/09	Referred for Introduction
9/1/09	COMMON COUNCIL	Referred to the PLAN COMMISSION
10/5/09	PLAN COMMISSION	RECOMMEND TO COUNCIL TO ADOPT - PUBLIC HEARING The Plan Commission recommended approval subject to the comments and conditions contained in the Plan Commission materials by the following vote: AYE: Ald. Cnare, Ald. Kerr, Heifetz, Olson, Bowser, Gruber; NAY: Sundquist; NON-VOTING: Fey; EXCUSED: Ald. Schumacher, Boll, Basford, Pearson)

END OF PUBLIC HEARINGS**BUSINESS PRESENTED BY THE MAYOR**

13. [16198](#) Report of the Mayor submitting citizen committee appointments (introduced 10-20-2009; action 11-3-2009).

Sponsors: David J. Cieslewicz

Legislative History

10/14/09	Mayor's Office	Referred for Introduction 2/3 vote required for Cultural Plan Steering Committee, Sustainable City Ad Hoc Subcommittee for the Private Sector, and Sustainable City Ad Hoc Subcommittee for the Public Sector appointments.
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14. [16300](#) Report of the Mayor submitting alder committee appointments.

Sponsors: David J. Cieslewicz

Legislative History

10/15/09	Mayor's Office	RECOMMEND TO COUNCIL TO CONFIRM
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15. [16305](#) Report of the Mayor recommending adoption of the citizen appointment to the Monona Terrace Community and Convention Center Board.

Sponsors: David J. Cieslewicz

Legislative History

10/14/09	Mayor's Office	RECOMMEND TO COUNCIL TO CONFIRM
	2/3 vote required for Monona Terrace Board appointment	

APPOINTMENTS

16. [16135](#) Report of the Mayor submitting citizen committee appointments (introduced 10-6-2009; action 10-20-2009).

Legislative History

9/30/09	Mayor's Office	Referred for Introduction 2/3 vote required for Sustainable City Ad Hoc Subcommittee for the Private Sector and Sustainable City Ad Hoc Subcommittee for the Public Sector.
10/6/09	COMMON COUNCIL	Refer to a future Meeting to Confirm to the COMMON COUNCIL Confirm.

REPORTS OF OFFICERS

REPORT OF ALCOHOL LICENSE REVIEW COMMITTEE

17. [16293](#) Alcohol License Review Committee Report of Operator License Applications 10-13-09. See attached report for list of operators.

Legislative History

10/13/09	ALCOHOL LICENSE REVIEW COMMITTEE	RECOMMEND TO COUNCIL TO GRANT - REPORT OF OFFICER
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18. [16303](#) Secondhand Article Dealer/Secondhand Jewelry Dealer/Pawnbroker License
Pawn America Wisconsin LLC dba Pawn America
2301 East Springs Drive

Legislative History

10/13/09	Clerk's Office	RECOMMEND TO COUNCIL TO GRANT - REPORT OF OFFICER
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REPORT OF BOARD OF ESTIMATES

19. [16012](#) Approve Goodwill Industries of South Central Wisconsin, Inc's request for up to \$200,000 in HOME funds for a vacant parcel at 4829 Anniversary Lane for the purpose of constructing seven 1-bedroom units for persons with mental illness and one 2-bedroom unit for a resident manager; HOME funds shall be provided in the form of a 15 year forgivable loan secured by a mortgage, promissory note and Land Use Restriction Agreement.
- Sponsors:** Shiva Bidar-Sielaff, Tim Bruer and Marsha A. Rummel
- Legislative History**
- | | | |
|----------|---|---|
| 9/28/09 | COMMUNITY
DEVELOPMENT BLOCK
GRANT COMMITTEE
Board of Estimates | Referred for Introduction |
| 10/1/09 | COMMUNITY
DEVELOPMENT BLOCK
GRANT COMMITTEE | Return to Lead with the Recommendation for Approval to the BOARD OF ESTIMATES |
| 10/6/09 | COMMON COUNCIL | Referred to the BOARD OF ESTIMATES |
| 10/12/09 | BOARD OF ESTIMATES | RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER |
20. [16015](#) Authorizing the Mayor and City Clerk to sign a license agreement with BMI for performance and playing of musical compositions at various departments in the City of Madison.
- Sponsors:** David J. Cieslewicz
- Legislative History**
- | | | |
|----------|---|---|
| 9/21/09 | Attorney's Office
Board of Estimates | Referred for Introduction |
| 10/6/09 | COMMON COUNCIL | Referred to the BOARD OF ESTIMATES |
| 10/12/09 | BOARD OF ESTIMATES | RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER |
21. [16030](#) Amending Sec. 3.54(11)(a)6. to allow the Human Resources Director to extend the deadline for usage of compensatory hours if special circumstances due to workload are shown.
- Sponsors:** David J. Cieslewicz
- Legislative History**
- | | | |
|----------|---|---|
| 9/21/09 | Attorney's Office/Approval
Group
Board of Estimates | Referred for Introduction |
| 10/6/09 | COMMON COUNCIL | Referred to the BOARD OF ESTIMATES |
| 10/12/09 | BOARD OF ESTIMATES | RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER |

22. [16060](#) Terminating Fire Fighters Local 311 Post-Retirement Benefits Trust, authorizing the transfer of assets to a new Trust to be operated by the Precision Retirement Group, Inc., and authorizing the Mayor and City Clerk to enter into agreements as may be necessary for such termination and transfer, including any necessary changes to the collective bargaining agreement between the City and Local 311.
- Sponsors:** David J. Cieslewicz
- Legislative History**
- | | | |
|----------|---|--|
| 9/23/09 | Attorney's Office
Board of Estimates | Referred for Introduction |
| 10/6/09 | COMMON COUNCIL | Referred to the BOARD OF ESTIMATES |
| 10/12/09 | BOARD OF ESTIMATES | RECOMMEND TO COUNCIL TO ADOPT -
REPORT OF OFFICER |
23. [16066](#) Approving the Community Development Division's HUD 2010 - 2014 Consolidated Plan and 2010 Action Plan.
- Sponsors:** Shiva Bidar-Sielaff, Tim Bruer and Marsha A. Rummel
- Legislative History**
- | | | |
|----------|---|--|
| 9/30/09 | COMMUNITY
DEVELOPMENT BLOCK
GRANT COMMITTEE
Board of Estimates | Referred for Introduction |
| 10/1/09 | COMMUNITY
DEVELOPMENT BLOCK
GRANT COMMITTEE | Refer to the BOARD OF ESTIMATES |
| 10/6/09 | COMMON COUNCIL | Referred to the BOARD OF ESTIMATES |
| 10/12/09 | BOARD OF ESTIMATES | RECOMMEND TO COUNCIL TO ADOPT -
REPORT OF OFFICER |
24. [16194](#) A Resolution authorizing Public Health-Madison and Dane County to accept a grant up to \$765,000 and sign a grant agreement with the State of Wis. Department of Health Services, for Phase 3 of a Public Health Emergency Response grant related to H1N1 vaccinations, and amending the budget accordingly.
- Sponsors:** David J. Cieslewicz
- Legislative History**
- | | | |
|----------|---|--|
| 10/5/09 | Attorney's Office
Board of Estimates; 10/20/09 CC Mtg. | Referred for Introduction |
| 10/6/09 | COMMON COUNCIL | Referred to the BOARD OF ESTIMATES |
| 10/12/09 | BOARD OF ESTIMATES | RECOMMEND TO COUNCIL TO ADOPT -
REPORT OF OFFICER |

REPORT OF BOARD OF PARK COMMISSIONERS

25. [15784](#) SUBSTITUTE Authorizing the execution of an Utility Easement to Madison Gas and Electric Company for underground electrical service to serve a new Traffic Engineering Parks Division storage facility at 15 Van Deusen Street.
- Sponsors:** Julia S. Kerr
- Legislative History**
- | | | |
|----------|---|---|
| 9/1/09 | COMMON COUNCIL | Referred to the BOARD OF PARK COMMISSIONERS |
| 9/2/09 | BOARD OF PARK COMMISSIONERS | Refer to the PLAN COMMISSION |
| 9/9/09 | BOARD OF PARK COMMISSIONERS | Refer to the BOARD OF PARK COMMISSIONERS |
| 10/13/09 | Community and Economic Development Unit
Board of Park Commissioners, Plan Commission | Referred for Introduction |
| 10/14/09 | BOARD OF PARK COMMISSIONERS | RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER |

REPORT OF BOARD OF PUBLIC WORKS

26. [15718](#) Accepting a Sanitary Sewer Easement fom the Donald G. and Juanita M. Hoepker Trust across property located at 4303 Hoepker Road.
- Sponsors:** Joseph R. Clausius
- Legislative History**
- | | | |
|---------|---|---|
| 8/27/09 | Community and Economic Development Unit
Board of Public Works, Plan Commission | Referred for Introduction |
| 9/1/09 | COMMON COUNCIL | Referred to the BOARD OF PUBLIC WORKS |
| 9/2/09 | BOARD OF PUBLIC WORKS | Refer to the PLAN COMMISSION |
| 10/7/09 | BOARD OF PUBLIC WORKS | RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER |
27. [15744](#) Approving plans and specifications and authorizing the Board of Public Works to advertise and receive bids for Contract No. 6316, Bowman / Lakeview Culvert Replacement.
- Sponsors:** BOARD OF PUBLIC WORKS
- Legislative History**

- | | | | |
|--|---------|-----------------------|---|
| | 10/7/09 | BOARD OF PUBLIC WORKS | RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER |
|--|---------|-----------------------|---|
28. [15979](#) Determining a Public Purpose and Necessity and approving a Relocation Order for the acquisition of utility company interests required for the relocation and construction of Pleasant View Road from Valley View Road to 1000 feet North of Mineral Point Road, located in that part of the Northeast ¼ of the Northwest ¼, of Section 34, Town 7 North, Range 8 East, Town of Middleton, and part of the Northwest ¼ of the Northeast ¼ of Section 34, and part of the Northwest ¼ and the Southwest ¼ of Section 27, all in Town 7 North, Range 8 East, City of Madison, Dane County, Wisconsin. Including necessary utility company release of rights of interests contained within proposed right of way dedications by the conditionally approved University Research Park - Pioneer proposed Subdivision Plat by the UW Regents (9th AD) and;
- Sponsors:** Paul E. Skidmore
- Legislative History**
- | | | | |
|--|---------|---|---|
| | 9/14/09 | Engineering Division
Board of Public Works (10/7), Plan Commission (10/19) | Referred for Introduction |
| | 10/6/09 | COMMON COUNCIL | Referred to the BOARD OF PUBLIC WORKS |
| | 10/7/09 | BOARD OF PUBLIC WORKS | RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER |
29. [16000](#) Improvements Accepted for Water Main by Private Contract to Serve: Linden Park - Phase 8 (1st AD)
- Sponsors:** BOARD OF PUBLIC WORKS
- Legislative History**
- | | | | |
|--|---------|-----------------------|---|
| | 10/7/09 | BOARD OF PUBLIC WORKS | RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER |
|--|---------|-----------------------|---|
30. [16019](#) Declaring the City of Madison's intention to exercise its police powers establishing the Bartillon Drive Sidewalk Assessment District-2010. (17th AD)
- Sponsors:** BOARD OF PUBLIC WORKS
- Legislative History**
- | | | | |
|--|---------|-----------------------|---|
| | 10/7/09 | BOARD OF PUBLIC WORKS | RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER |
|--|---------|-----------------------|---|
31. [16021](#) Awarding Public Works Contract No. 6262, Demolition of Buildings located at 2345/2347 Allied Drive. (10th AD)
- Sponsors:** BOARD OF PUBLIC WORKS
- Legislative History**
- | | | | |
|--|---------|-----------------------|---|
| | 10/7/09 | BOARD OF PUBLIC WORKS | RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER |
|--|---------|-----------------------|---|

32. [16022](#) Improvements accepted for Old Sauk Road Street Assessment District - 2008, Contract No. 6136.
Sponsors: BOARD OF PUBLIC WORKS
Legislative History
10/7/09 BOARD OF PUBLIC WORKS RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER
33. [16023](#) Improvements accepted for Eastmorland Park Drainage Way Assessment District & Eastmorland Bike Path, Contract No. 6170.
Sponsors: BOARD OF PUBLIC WORKS
Legislative History
10/7/09 BOARD OF PUBLIC WORKS RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER
34. [16024](#) Improvements accepted for New Roof @ Streets Badger Road Facility, Contract No. 6187.
Sponsors: BOARD OF PUBLIC WORKS
Legislative History
10/7/09 BOARD OF PUBLIC WORKS RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER
35. [16036](#) Revising the 100 N. Randall Street Streetlight Improvement District (RES-09-00801), to reflect revisions to the Final Assessment Schedule, and to allow for installment payments. (5th and 8th ADs)
Sponsors: BOARD OF PUBLIC WORKS
Legislative History
10/7/09 BOARD OF PUBLIC WORKS RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER
36. [16041](#) Approving plans and specifications and authorizing the Board of Public Works to advertise and receive bids for Painting the Prairie Road Elevated Tank (2829 Prairie Road). (7th AD).
Sponsors: BOARD OF PUBLIC WORKS
Legislative History
10/7/09 BOARD OF PUBLIC WORKS RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER
37. [16049](#) Declaring the City of Madison's intention to exercise its police powers establishing the Lien Road Assessment District - 2009. (17th AD)
Sponsors: BOARD OF PUBLIC WORKS
Legislative History

- | | | | |
|-----|-----------------------|---|---|
| | 10/7/09 | BOARD OF PUBLIC WORKS | RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER |
| 38. | 16068 | Authorizing the Mayor and the City Clerk to execute an agreement with MSA Professional Services, Inc., for Design Engineering Services on STH 113. | |
| | | <u>Sponsors:</u> BOARD OF PUBLIC WORKS | |
| | | <u>Legislative History</u> | |
| | 10/7/09 | BOARD OF PUBLIC WORKS | RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER |
| 39. | 16072 | Improvements Accepted for Water Service Laterals by Private Contract to Serve: Metrotech. (3rd AD) | |
| | | <u>Sponsors:</u> BOARD OF PUBLIC WORKS | |
| | | <u>Legislative History</u> | |
| | 10/7/09 | BOARD OF PUBLIC WORKS | RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER |
| 40. | 16079 | Approving plans and specifications and authorizing the Board of Public Works to advertise and receive bids for Parks Office Expansion - Remodel - 2009, Contract No. 6407. (6th AD) | |
| | | <u>Sponsors:</u> BOARD OF PUBLIC WORKS | |
| | | <u>Legislative History</u> | |
| | 10/7/09 | BOARD OF PUBLIC WORKS | RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER |
| 41. | 16136 | Approving plans and specifications and authorizing the Board of Public Works to advertise and receive bids for Fire Station #1 Chiller Replacement - 2010, Contract No. 6402. (4th AD) | |
| | | <u>Sponsors:</u> BOARD OF PUBLIC WORKS | |
| | | <u>Legislative History</u> | |
| | 10/7/09 | BOARD OF PUBLIC WORKS | RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER |
| 42. | 16137 | Approving plans and specifications and authorizing the Board of Public Works to advertise and receive bids for Monona Terrace Exhibition Hall Floor, Electrical Distribution Upgrade, Contract No. 6403. (4th AD) | |
| | | <u>Sponsors:</u> BOARD OF PUBLIC WORKS | |
| | | <u>Legislative History</u> | |
| | 10/7/09 | BOARD OF PUBLIC WORKS | RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER |

43. [16150](#) Approving plans and specifications and authorizing the Board of Public Works to advertise and receive bids for Monona Terrace Exhibition Hall, Epoxy Floor Resurfacing, Contract No. 6404. (4th AD)
- Sponsors:** BOARD OF PUBLIC WORKS
- Legislative History**
- | | | |
|---------|-----------------------|---|
| 10/7/09 | BOARD OF PUBLIC WORKS | RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER |
|---------|-----------------------|---|
44. [16152](#) Authorizing the Mayor and City Clerk to enter into an Amendment #3 to the Contract between the City of Madison and Vierbicher Associates, Inc., for additional engineering design services for the Lower Badger Mill Creek Lift Station and Forcemain. (1st AD)
- Sponsors:** BOARD OF PUBLIC WORKS
- Legislative History**
- | | | |
|---------|-----------------------|---|
| 10/7/09 | BOARD OF PUBLIC WORKS | RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER |
|---------|-----------------------|---|
45. [16163](#) Authorizing the Mayor and City Clerk to enter into an agreement with the Town of Verona for the resurfacing of Marty Road.
- Sponsors:** BOARD OF PUBLIC WORKS
- Legislative History**
- | | | |
|---------|-----------------------|---|
| 10/7/09 | BOARD OF PUBLIC WORKS | RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER |
|---------|-----------------------|---|

REPORT OF CITY CLERK'S OFFICE

46. [15910](#) Application to the Dane County Board for exemption from Dane County Library tax levied under Section 43.64(2) Wisconsin Statutes.
- Sponsors:** Larry Palm
- Legislative History**
- | | | |
|----------|--|---|
| 9/8/09 | MADISON PUBLIC LIBRARY BOARD
Board of Estimates, Madison Public Library Board | Referred for Introduction |
| 9/15/09 | COMMON COUNCIL | Referred to the BOARD OF ESTIMATES |
| 9/16/09 | BOARD OF ESTIMATES | Refer to the MADISON PUBLIC LIBRARY BOARD |
| 10/1/09 | MADISON PUBLIC LIBRARY BOARD | Return to Lead with the Recommendation for Approval to the BOARD OF ESTIMATES |
| 10/12/09 | BOARD OF ESTIMATES | RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER |

REPORT OF CITY-COUNTY LIAISON COMMITTEE

47. [15787](#) Authorizing the Mayor and City Clerk to execute the Third Addendum to Agreement between the City of Madison and Dane County for the Sale of Space in the City-County Building.
- Sponsors:** Marsha A. Rummel
- Legislative History**
- | | | |
|---------|--|--|
| 8/27/09 | Community and Economic Development Unit
City-County Liaison Committee, Board of Estimates | Referred for Introduction |
| 9/1/09 | COMMON COUNCIL | Referred to the CITY-COUNTY LIAISON COMMITTEE |
| 9/2/09 | CITY-COUNTY LIAISON COMMITTEE | Refer to the BOARD OF ESTIMATES |
| 9/21/09 | BOARD OF ESTIMATES | Return to Lead with the Recommendation for Approval to the CITY-COUNTY LIAISON COMMITTEE |
| 10/1/09 | CITY-COUNTY LIAISON COMMITTEE | RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER |
48. [16100](#) Resolution Res. 120, 09-10 - Authorizing An Addendum to Agreement To Provide For The Sale Of Space in The City-County Building To City of Madison And To Reallocate The Proportionate Operational Costs.
- Legislative History**
- | | | |
|---------|--|--|
| 9/28/09 | Council Office

Adopt | Refer to the CITY-COUNTY LIAISON COMMITTEE |
| 10/1/09 | CITY-COUNTY LIAISON COMMITTEE
Adopt | Discuss and Finalize |

REPORT OF COMMON COUNCIL ORGANIZATIONAL COMMITTEE

49. [15912](#) Amending and repealing various sections of the Madison General Ordinances to correct inconsistencies and improper references in the Madison General Ordinances, constituting the 2009 City Attorney Reviser's Ordinance.
- Sponsors:** Common Council By Request
- Legislative History**
- | | | |
|---------|---|---|
| 9/4/09 | Attorney's Office/Approval Group
Common Council Organizational Committee | Referred for Introduction |
| 9/15/09 | COMMON COUNCIL | Referred to the COMMON COUNCIL ORGANIZATIONAL COMMITTEE |

10/6/09	COMMON COUNCIL ORGANIZATIONAL COMMITTEE	RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER
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REPORT OF PLAN COMMISSION

50. [15062](#) Adopting the Northeast Neighborhoods Development Plan as a supplement to the City of Madison Comprehensive Plan and authorizing the City's applications to amend the Central Urban Service Area as required to implement the development staging recommendations in the Northeast Neighborhoods Development Plan.

Sponsors: David J. Cieslewicz, Lauren Cnare and Joseph R. Clausius

Legislative History

6/9/09	Department of Planning and Community and Economic Development Plan Commission, Long-Range Transportation Planning Commission, Board of Park Commissioners, Sustainable Design and Energy Committee	Referred for Introduction
6/16/09	COMMON COUNCIL Additional Referral(s): Long-Range Transportation Planning Commission, Board of Park Commissioners, Sustainable Design and Energy Committee	Referred to the PLAN COMMISSION
6/16/09	PLAN COMMISSION	Refer to the LONG RANGE TRANSPORTATION PLANNING COMMITTEE
6/16/09	PLAN COMMISSION	Refer to the BOARD OF PARK COMMISSIONERS
6/16/09	PLAN COMMISSION	Refer to the SUSTAINABLE DESIGN AND ENERGY COMMITTEE
7/8/09	BOARD OF PARK COMMISSIONERS	Return to Lead with the Recommendation for Approval to the PLAN COMMISSION
7/16/09	LONG RANGE TRANSPORTATION PLANNING COMMITTEE	Refer to the LONG RANGE TRANSPORTATION PLANNING COMMITTEE
8/20/09	LONG RANGE TRANSPORTATION PLANNING COMMITTEE	Return to Lead with the Following Recommendation(s) to the PLAN COMMISSION
9/14/09	PLAN COMMISSION This item was referred to the meeting of October 5, 2009 in order for the Planning Division to prepare a staff report clarifying the comments and plan edits recommended by other reviewing bodies. That motion was a substitute motion and passed by the following vote: 5:4 (AYE: Ald. Kerr, Ald. Schumacher, Ald. Cnare, Heiftey, Boll; NO: Sundquist, Bowser, Basford, and Gruber, NON VOTING: Pearson.) The original motion, made by Ald. Cnare and seconded by Ald. Schumacher to Recommend Adoption of the Plan was replaced by this substitute motion.	Rerefer to the PLAN COMMISSION

10/5/09 PLAN COMMISSION RECOMMEND TO COUNCIL TO ADOPT -
REPORT OF OFFICER

The Plan Commission recommended approval of the neighborhood development plan with the staff recommendations and the following revisions:

- That the Madison Crushing & Excavating lands located on Nelson Road be placed in Phase 2 of the neighborhood development plan;
- That the vehicle miles traveled requirement be voluntary.

A motion by Sundquist, seconded by Ald. Kerr to restore the requirement to have the City track water, transportation and energy usage annually (#8, page 6 of staff memo) failed on the following vote: AYE: Olson, Bowser, Sundquist; NAY: Ald. Cnare, Ald. Kerr, Heifetz, Gruber; NON-VOTING: Fey; EXCUSED: Ald. Schumacher, Boll, Basford, Pearson.

A motion by Sundquist, seconded by Bowser to affirm that there would be no access (interchange) onto Interstate 94 for the neighborhood failed on the following vote: AYE: Ald. Cnare, Sundquist; NAY: Ald. Kerr, Olson, Bowser, Heifetz, Gruber; NON-VOTING: Fey; EXCUSED: Ald. Schumacher, Boll, Basford, Pearson.

A motion by Ald. Cnare, seconded by Ald. Kerr to remove the language regarding the promotion and marketing of the neighborhood (#8, page 22 of staff memo) failed on the following vote: AYE: Ald. Kerr, Ald. Cnare, Heifetz; NAY: Olson, Bowser, Gruber, Sundquist; NON-VOTING: Fey; EXCUSED: Ald. Schumacher, Boll, Basford, Pearson.

The main motion to approve the neighborhood development plan was passed by voice vote/ other.

51. [15498](#)

Adopting the Royster-Clark Special Area Plan as a supplement to the City of Madison Comprehensive Plan.

Sponsors: Larry Palm

Legislative History

7/24/09	Department of Planning and Community and Economic Development Plan Commission, Economic Development Committee, Long-Range Transportation Planning Committee	Referred for Introduction
8/4/09	COMMON COUNCIL Additional Referral(s): Economic Development Committee, Long Range Transportation Planning Committee	Referred to the PLAN COMMISSION
8/4/09	PLAN COMMISSION	Refer to the ECONOMIC DEVELOPMENT COMMITTEE
8/4/09	PLAN COMMISSION	Refer to the LONG RANGE TRANSPORTATION PLANNING COMMITTEE
8/20/09	LONG RANGE TRANSPORTATION PLANNING COMMITTEE	Return to Lead with the Following Recommendation(s) to the PLAN COMMISSION

9/2/09

ECONOMIC
DEVELOPMENT
COMMITTEEReturn to Lead with the Recommendation
for Approval to the PLAN COMMISSION

Michael Waidelich, City of Madison principal planner, explained the location, history, and current conditions of the site. This is the largest infill site available for development in the City of Madison. The 2006 City of Madison Comprehensive Plan classified the future use of this site as mixed use and residential. A market study was completed for this site. He further explained that neighborhood groups have been meeting monthly and want part of the site redeveloped as an employment center.

Heather Stouder, City of Madison planner, discussed the flexible design parameters of 2 to 4 story buildings at the southeast corner of the site and a flex space building near the railroad tracks.

B. J. Obermeyer, registered speaker, works in the University Research Park and would like to see that type of development on this site. She noted the large size of this property, 33 acres, and how Hilldale Shopping Mall, eleven acres in size, could easily fit on this site as an example of the size of potential developments that would fit on this site.

Judy Da Walt, registered speaker, is also a planning committee member and said that people want to improve the neighborhood with this plan.

Mr. Slone asked about past employment at the site and the density of the surrounding areas?

Mr. Waidelich said approximately 200 people worked at the Royster Clark facility. The market study noted the changing of the area's retired population to a younger demographic.

Mr. Sanchez inquired about this site becoming a future rail station?

Mr. Waidelich said this is a freight rail line and he did not anticipate this becoming a passenger rail station.

Ms. Stone asked about the type of contamination on the site?

Mr. Waidelich responded the soils on the site are full of fertilizer and the soil would need to be hauled away and replaced as part of the site remediation.

Alder Clear asked if a large business could use the rail access available on this site?

Rebecca Cnare, City of Madison planner, said the plan does not preclude one big business in a campus like setting at this site. The neighborhood does not want this site developed as a large retail center.

Mr. Slone asked about funding the clean-up of the site?

Ms. Stouder said the owner is aware of all of the remediation funding available to them.

Mr. Her asked about developer interest in this site?

Mr. Waidelich said a few developers have looked at the site.

Mr. Boucher asked about the length of time to build out the site?

Mr. Waidelich said it depends on the final uses; it may take seven to ten years for the residential absorption.

Mr. Slone asked for a comparison to the Union Corners project?

Mr. Waidelich said it is twice the size of Union Corners.

Chairperson Nelson asked about the cost to purchase the property?

Mr. Waidelich said the main costs are for demolition and clean-up of the site.

Mr. Sanchez asked if the high water table would pose construction issues?

Mr. Waidelich said some buildings might need to be built on slabs.

Alder Clear asked about the possibility of the City land banking this site?
Mr. Cooley said Habitat for Humanity is currently looking at the site and if they do not purchase it the City might look at land banking it.

Mr. Clarke noted there are few parcels this size left in the City and asked if this plan would preclude a manufacturer using the entire site. Would this plan scare off a developer?

Mr. Waidelich said business inquires are typically for smaller parcels and this is different than the University Research Park.

Mr. Slone asked about paragraph one on page two of the resolution; this seems to be the only mention of employment?

Ms. Cnare said three of the eleven goals of the plan are employment-based.

Mr. Clarke said a unique vision is needed for this special piece of land.

Chairperson Nelson asked if one large user wanted to develop this site what actions would be required to change the plan?

Mr. Waidelich said a major change to the plan would require amending the plan.

Mr. Her said he likes the plan, noting it engages two neighborhood associations and has a little of everything in it.

10/5/09 PLAN COMMISSION RECOMMEND TO COUNCIL TO ADOPT -
REPORT OF OFFICER

The Plan Commission recommended approval of the special area plan with the staff recommendations and the following revisions:

- That a bike path under or along the power line parallel to Royster Avenue be explored to connect from Cottage Grove Road and Drexel Avenue to the Capital City Bike Path;
- That a two-way left-turn lane be explored for Cottage Grove Road between Monona Drive and Stoughton Road/ US Highway 51.

The Commission requested an update from staff on the status of the code violations on the Agrium property.

The main motion to approve the special area plan was passed by voice vote/ other.

52. [16102](#) Approving the preliminary and final plats of University Research Park II - Pioneer generally located at 8501 Mineral Point Road. 9th Ald. Dist.

Sponsors: Common Council By Request

Legislative History

10/5/09 PLAN COMMISSION RECOMMEND TO COUNCIL TO ADOPT
UNDER SUSPENSION OF RULES 2.04,
2.05, 2.24, & 2.25 - REPORT OF OFFICER

The Plan Commission recommended approval subject to the comments and conditions contained in the Plan Commission materials by the following vote: AYE: Ald. Cnare, Ald. Kerr, Heifetz, Olson, Bowser, Gruber; NAY: Sundquist; NON-VOTING: Fey; EXCUSED: Ald. Schumacher, Boll, Basford, Pearson)

REPORT OF DEPARTMENT OF PLANNING AND COMMUNITY AND ECONOMIC DEVELOPMENT

53. [16200](#) Approving a Certified Survey Map of property owned by the University of Wisconsin Board of Regents located at 1308 West Dayton Street. 8th Ald. Dist.

Sponsors: Common Council By Request

Legislative History

10/6/09	Department of Planning and Community and Economic Development	RECOMMEND TO COUNCIL TO ADOPT UNDER SUSPENSION OF RULES 2.04, 2.05, 2.24, & 2.25 - REPORT OF OFFICER
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54. [16201](#)

Approving a Certified Survey Map of property owned by Danisco USA, Inc. located at 3314-3326 Agriculture Drive. 16th Ald. Dist.

Sponsors: Common Council By Request

Legislative History

10/6/09	Department of Planning and Community and Economic Development	RECOMMEND TO COUNCIL TO ADOPT UNDER SUSPENSION OF RULES 2.04, 2.05, 2.24, & 2.25 - MISC. ITEMS
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REPORT OF SAFETY REVIEW COMMITTEE55. [15806](#)

SUBSTITUTE Repealing and recreating Section 25.09(12) of the Madison General Ordinances to eliminate the sunset provision and make this law permanent and retain an annual reporting requirement on the ordinance.

Sponsors: David J. Cieslewicz, Tim Bruer, Mark Clear, Judy Compton, Paul E. Skidmore, Thuy Pham-Remmele, Michael Schumacher, Jed Sanborn, Joseph R. Clausius, Bridget R. Maniaci and Steve King

Legislative History

8/26/09	Attorney's Office/Approval Group Public Safety Review Committee; Equal Opportunities Commission	Referred for Introduction
9/1/09	COMMON COUNCIL	Referred to the PUBLIC SAFETY REVIEW COMMITTEE
9/2/09	PUBLIC SAFETY REVIEW COMMITTEE	Refer to the EQUAL OPPORTUNITIES COMMISSION
9/2/09	PUBLIC SAFETY REVIEW COMMITTEE	Refer to the HOUSING COMMITTEE
9/2/09	PUBLIC SAFETY REVIEW COMMITTEE	Refer to the COMMUNITY SERVICES COMMITTEE
9/2/09	PUBLIC SAFETY REVIEW COMMITTEE	Refer to the COMMON COUNCIL ORGANIZATIONAL COMMITTEE
9/8/09	PUBLIC SAFETY REVIEW COMMITTEE Eli Judge, Mike Scott, Paul Skidmore, Chan Stroman, Brian Eagon, and Joel Plant recommended to approve the appeal on the sunset provision of the chronic nuisance abatement ordinance.	RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER
9/10/09	EQUAL OPPORTUNITIES COMMISSION	Return to Lead with the Following Recommendation(s) to the PUBLIC SAFETY REVIEW COMMITTEE

10/6/09	COMMON COUNCIL ORGANIZATIONAL COMMITTEE	Return to Lead with the Following Recommendation(s) to the PUBLIC SAFETY REVIEW COMMITTEE Recommend adoption of SUBSTITUTE Ordinance.
10/7/09	HOUSING COMMITTEE	Return to Lead with the Following Recommendation(s) to the PUBLIC SAFETY REVIEW COMMITTEE

REPORT OF RISK MANAGER

56. [16014](#) K. Konicek, 1013 Ocean Rd., Madison, 53713 - property damage - \$299.00.

Legislative History

10/6/09	COMMON COUNCIL	Referred to the Risk Manager
10/14/09	Risk Manager	RECOMMEND TO COUNCIL TO DISALLOW - REPORT OF OFFICER

57. [16087](#) D. Collman, 4809 South Hill Dr., Madison, 53705 - property damage - \$7,851.20.

Legislative History

10/6/09	COMMON COUNCIL	Referred to the Risk Manager
10/14/09	Risk Manager	RECOMMEND TO COUNCIL TO DISALLOW - REPORT OF OFFICER

REPORT OF TRANSIT/ PARKING COMMISSION

58. [15882](#) Authorizing the Mayor and City Clerk to enter into an agreement with Dane County Human Services to provide Retired Senior Volunteer Driver Escort Services for the City of Madison for the calendar year 2009.

Sponsors: Chris Schmidt and Brian L. Solomon

Legislative History

9/3/09	MADISON METRO TRANSIT SYSTEM	Referred for Introduction Transit and Parking Commission, Board of Estimates
9/15/09	COMMON COUNCIL	Referred to the TRANSIT AND PARKING COMMISSION
9/16/09	TRANSIT AND PARKING COMMISSION	Refer to the BOARD OF ESTIMATES
9/21/09	BOARD OF ESTIMATES	Return to Lead with the Recommendation for Approval to the TRANSIT AND PARKING COMMISSION

10/8/09 TRANSIT AND PARKING COMMISSION RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER

59. [15883](#) Authorizing the Mayor and the City Clerk to accept sponsorship by MillerCoors, LLC in the amount of \$10,000 to help offset the cost of providing free expanded transit service on New Year's Eve. The agreement includes an indemnification clause.

Sponsors: Chris Schmidt and Brian L. Solomon

Legislative History

9/3/09	MADISON METRO TRANSIT SYSTEM Transit and Parking Commission; Board of Estimates	Referred for Introduction
9/15/09	COMMON COUNCIL	Referred to the TRANSIT AND PARKING COMMISSION
9/16/09	TRANSIT AND PARKING COMMISSION	Refer to the BOARD OF ESTIMATES
9/21/09	BOARD OF ESTIMATES	Return to Lead with the Recommendation for Approval to the TRANSIT AND PARKING COMMISSION
10/8/09	TRANSIT AND PARKING COMMISSION	RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER

60. [16078](#) Authorizing the Mayor and the City Clerk to enter into an agreement with Dane County for the purpose of providing the Transit Utility with State 85.21 funding given to Dane County for the provision of accessible transportation for persons within Metro Transit's service area in the calendar year 2009.

Sponsors: Brian L. Solomon and Chris Schmidt

Legislative History

10/1/09	MADISON METRO TRANSIT SYSTEM Transit and Parking Commission, Board of Estimates	Referred for Introduction
10/6/09	COMMON COUNCIL	Referred to the TRANSIT AND PARKING COMMISSION
10/7/09	TRANSIT AND PARKING COMMISSION	Refer to the BOARD OF ESTIMATES
10/8/09	TRANSIT AND PARKING COMMISSION	RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER
10/12/09	BOARD OF ESTIMATES	Return to Lead with the Recommendation for Approval to the TRANSIT AND PARKING COMMISSION

61. [16089](#) Authorizing the Mayor and City Clerk to enter into an agreement with Madison Area Technical College (MATC) for provision of access by MATC students to Metro Transit fixed route and ADA paratransit services, with reimbursement for student trips during the contract period.

Sponsors: Chris Schmidt

Legislative History

9/30/09	MADISON METRO TRANSIT SYSTEM Transit and Parking Commission, Board of Estimates	Referred for Introduction
10/6/09	COMMON COUNCIL	Referred to the TRANSIT AND PARKING COMMISSION
10/7/09	TRANSIT AND PARKING COMMISSION	Refer to the BOARD OF ESTIMATES
10/8/09	TRANSIT AND PARKING COMMISSION	RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER
10/12/09	BOARD OF ESTIMATES	Return to Lead with the Recommendation for Approval to the TRANSIT AND PARKING COMMISSION

REPORT OF WATER UTILITY BOARD

62. [16133](#) Authorizing the Water Utility General Manager to certify water and sewer bills, assessments and charges to the 2009 tax rolls of other governmental units for delinquent accounts in those jurisdictions.

Sponsors: Lauren Cnare

Legislative History

9/30/09	Water Utility Water Utility Board	Referred for Introduction
10/6/09	COMMON COUNCIL	Referred to the WATER UTILITY BOARD
10/12/09	WATER UTILITY BOARD	RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER

ITEMS REFERRED TO THIS MEETING

ORDINANCES

63. [16008](#) Amending Sections 15.02(16), (17) and (118) of the Madison General Ordinances to change the polling location for Wards 16, 17 and 118.

Sponsors: Joseph R. Clausius

Legislative History

9/15/09	Attorney's Office/Approval Group 10/20/09 Common Council Meeting	Referred for Introduction
10/6/09	COMMON COUNCIL Adopt.	Refer to a future Meeting to Adopt to the COMMON COUNCIL

INTRODUCTION OF NEW BUSINESS FOR REFERRAL WITHOUT DEBATE

ORDINANCES

64. [15867](#) Creating Section 27.04(2)(l) of the Madison General Ordinances to require owners of multi-family dwellings to provide contact information of at least two people who can exercise control and care over the property; and amending Sec. 1.08(3)(a) to create a bail deposit for violations.
- Sponsors:** David J. Cieslewicz and Julia S. Kerr
- Legislative History**
- | | | |
|----------|--|---|
| 9/17/09 | COMMON COUNCIL | Refer to the HOUSING COMMITTEE |
| 9/17/09 | HOUSING COMMITTEE | Refer to the BOARD OF ESTIMATES |
| 9/17/09 | HOUSING COMMITTEE | Refer to the PUBLIC SAFETY REVIEW COMMITTEE |
| 10/13/09 | Attorney's Office/Approval
Group
Housing Committee, Board of Estimates, Public Safety Review Committee | Referred for Introduction |
65. [16202](#) Amending Section 38.08(4)(e) of the Madison General Ordinances to change the license period of an operator's license from one year to two years and increase the fee from \$35 a year to \$75 for two years.
- Sponsors:** Michael E. Verveer
- Legislative History**
- | | | |
|---------|---|---------------------------|
| 10/6/09 | Attorney's Office/Approval
Group
Alcohol License Review Committee | Referred for Introduction |
|---------|---|---------------------------|
66. [16203](#) Amending Section 38.08(4)(a) of the Madison General Ordinances to establish a uniform license fee of \$500 for Class A Beer licenses.
- Sponsors:** Michael E. Verveer
- Legislative History**
- | | | |
|---------|---|---------------------------|
| 10/6/09 | Attorney's Office/Approval
Group
Alcohol License Review Committee | Referred for Introduction |
|---------|---|---------------------------|

67. [16204](#) Amending Sections 38.05(3)(g), 38.08(4) and 38.09(5) of the Madison General Ordinances to increase late fees related to filing a retail alcohol license application and paying the annual retail license fees.
- Sponsors:** Michael E. Verveer
- Legislative History**
- | | | |
|---------|--|---------------------------|
| 10/6/09 | Attorney's Office/Approval Group
Alcohol License Review Committee | Referred for Introduction |
|---------|--|---------------------------|
68. [16205](#) Amending Sections 38.06(11)(a), 38.06(11)(c), 38.06(11)(i) and 38.06(12)(c) of the Madison General Ordinances to lower the minimum patron capacity for a 21+ Entertainment license and an 18+ Center for the Visual and Performing Arts license, and to clarify the definition of live entertainment.
- Sponsors:** Michael E. Verveer
- Legislative History**
- | | | |
|---------|--|---------------------------|
| 10/6/09 | Attorney's Office/Approval Group
Alcohol License Review Committee | Referred for Introduction |
|---------|--|---------------------------|
69. [16263](#) Amending Section 28.10(4)(d)7. of the Madison General Ordinances to retroactively remove the 500 foot distance requirement between Residential Districts and auto storage yards.
- Sponsors:** Julia S. Kerr
- Legislative History**
- | | | |
|----------|---|---------------------------|
| 10/13/09 | Attorney's Office/Approval Group
Plan Commission, Common Council | Referred for Introduction |
|----------|---|---------------------------|
70. [16297](#) Amending Sections 9.13(2) and 9.13(3) to increase fees for special event umbrella vending licenses and allow applications to be filed with the Parks Division; amending Sec. 10.056(3)(a) to clarify the membership of the Street Use Staff Commission; amending Sec. 10.056(4)(a) to allow Street Use applications to be filed at the Parks Division; amending Sec. 10.056(5) to create an administrative approval for small block parties; and amending Sec. 10.056(8)(b) of the Madison General Ordinances regarding insurance requirements.
- Sponsors:** Michael E. Verveer
- Legislative History**
- | | | |
|----------|---|---------------------------|
| 10/13/09 | Attorney's Office/Approval Group
Parks Division, Vending Oversight Committee | Referred for Introduction |
|----------|---|---------------------------|

71. [16302](#) Creating new Section 38.12 and renumbering current Section 38.12 to Section 38.13 to prohibit the sale of alcohol to habitually intoxicated persons; amending Section 24.02 relating to disorderly conduct in a public place while under the influence of alcohol; and amending Sec. 1.08(3) of the Madison General Ordinances to establish a bail deposit for a violation.

Sponsors: Michael Schumacher, David J. Cieslewicz and Michael E. Verveer

Legislative History

10/13/09 Attorney's Office/Approval Referred for Introduction
Group
Alcohol License Review Committee

RESOLUTIONS

72. [16160](#) Reclassifying the existing position of Facilities Services Manager (Position #649) in Engineering as an Engineer 3, and reallocating the incumbent to the new classification and pay range.

Sponsors: David J. Cieslewicz

Legislative History

10/13/09 Engineering Division Referred for Introduction
Board of Estimates

73. [16189](#) Accepting a Sanitary Sewer Easement from Amanda and Yong Chen across a portion of their property located at 3497 County Trunk Highway BB (Cottage Grove Road).

Sponsors: Judy Compton

Legislative History

10/13/09 Community and Economic Referred for Introduction
Development Unit
Board of Public Works, Plan Commission

74. [16249](#) Authorizing the execution of a Permanent Limited Easement for Private Driveway Purposes to Read Properties LLC, across a portion of Outlot 25, First Addition to Linden Park, aka City Stormwater Utility Parcel 533, located at 818 Moonlight Trail.

Sponsors: Jed Sanborn

Legislative History

10/13/09 Community and Economic Referred for Introduction
Development Unit
Board of Public Works, Plan Commission

75. [16250](#) Reaffirming the City's commitment to Complete Streets and directing staff of various agencies including but not limited to Planning & Development, City Engineering, Traffic Engineering and Metro to follow to the extent possible Complete Streets concepts for all new developments, redevelopments, and street reconstruction projects.

Sponsors: Judy Compton, Bryon A. Eagon and Paul E. Skidmore

Legislative History

10/13/09 Traffic Engineering Division Referred for Introduction
Pedestrian/Bicycle/Motor Vehicle Commission, Board of Public Works, Plan
Commission, Transit and Parking Commission

76. [16251](#) Authorizing the Mayor and the City Clerk to execute an agreement with Badger Coaches, Inc. to help defray maintenance costs for the Dutch Mill Park & Ride lot for a term of three years, with an option for one three-year renewal to be exercised administratively by the Metro Transit General Manager .

Sponsors: Jed Sanborn and Brian L. Solomon

Legislative History

10/13/09 MADISON METRO Referred for Introduction
TRANSIT SYSTEM
Transit and Parking Commission, Board of Estimates

77. [16283](#) Authorizing the execution of an Underground Utility Easement to Wisconsin Bell d/b/a AT&T across a portion of a City-owned Stormwater Utility parcel located at 5307 Lien Road.

Sponsors: Joseph R. Clausius

Legislative History

10/13/09 Community and Economic Referred for Introduction
Development Unit
Board of Public Works, Plan Commission

78. [16306](#) Resolution Approving Redevelopment Project of the Community Development Authority of the City of Madison and the Issuance of Revenue Bonds by the Authority (Wisconsin Alumni Research Foundation Project)

Sponsors: David J. Cieslewicz and Bryon A. Eagon

Legislative History

10/14/09 Attorney's Office Referred for Introduction

79. [16317](#) Establishment of an ad hoc TIF Policy Committee to consider alternate models for TIF loan criteria.

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

Legislative History

10/14/09 Mayor's Office Referred for Introduction
11/3/09 Common Council meeting

PRESENTATION OF CLAIMS AGAINST THE CITY OF MADISON

CLAIMS - REFER TO RISK MANAGER

80. [16190](#) E. Edmundson, 7206 Timberwood Dr., Madison, 53719 - personal injury - \$1,016.40.
81. [16191](#) M. Blumenfeld, 14 Sauk Creek Cir., Madison, 53717 - vehicle damage - \$1,395.97.

82. [16192](#) A. Lepeska for Cove Unit Owners Association, 3100 Lake Mendota Dr., #903, Madison, 53705 - property damage - \$4,864.05.
83. [16207](#) D. Martin, 1026 Seminole Hwy, Madison, 53711 - property damage - \$975.00.
84. [16221](#) J. Sommers, 1043 Rutledge St., Madison, 53703 - vehicle damage - \$1,623.25.
85. [16229](#) C. Campbell, 5503 Maywood Rd., Monona, 53716 - vehicle damage - \$100.00.
86. [16230](#) P. Moreno, 2411 Joss Court, Madison, 53726 - property loss - \$18.98.
87. [16255](#) J. Canfield, 661 Mendota Ct., #504, Madison, 53703 - vehicle damage - \$238.00.
88. [16262](#) W. Rounds, for First Lutheran Cemetary, 7785 Low Rd., Middleton, 53562 - property damage - \$1,655.00.
89. [16296](#) J. Anderson, 1146 Elizabeth St., Madison, 53703 - vehicle damage - \$609.56.

THE FOLLOWING ITEM(S) WERE INTRODUCED FROM THE FLOOR ON 9/1/09, AND ARE ON THIS AGENDA PURSUANT TO SEC. 2.05(1)(B), MGO SOLELY FOR THE PURPOSE OF ADDING ADDITIONAL REFERRALS.

90. [16197](#) Accepting a Proposed Settlement with the Stonewall Insurance Company for Landfill Remediation Claims, Authorizing the Mayor and City Clerk to Sign Settlement Agreements and any Other Documents Necessary to Complete the Settlement, including Releases and Indemnifications, and Directing that Settlement Funds Be Used to Reduce Future Remediation Fees.

Sponsors: David J. Cieslewicz, Joseph R. Clausius and Larry Palm

Legislative History

10/6/09	Attorney's Office Board of Public Works Board of Estimates	Referred for Introduction
10/6/09	COMMON COUNCIL	Referred to the BOARD OF PUBLIC WORKS
10/8/09	BOARD OF PUBLIC WORKS	Refer to the BOARD OF ESTIMATES
10/12/09	BOARD OF ESTIMATES	Return to Lead with the Recommendation for Approval to the BOARD OF PUBLIC WORKS

ANNOUNCEMENTS & INTRODUCTION OF ITEMS FROM THE FLOOR

ADDENDUM

LATE ITEMS

91. [15932](#) Adopting and confirming amendments to the Madison General Ordinances as set forth in attached Exhibit F pursuant to Sec. 66.0103, Wis. Stats. to revise the City's Zoning Ordinance.
- Sponsors:** David J. Cieslewicz
- Legislative History**
- | | | |
|---------|---|---------------------------------|
| 9/8/09 | Attorney's Office/Approval
Group
Plan Commission | Referred for Introduction |
| 9/15/09 | COMMON COUNCIL
Additional Referrals: Urban Design Commission, Madison Arts Commission,
Sustainable Design & Energy Committee, Housing Committee, Long Range
Transportation & Planning Committee. | Referred to the PLAN COMMISSION |
92. [16159](#) Honoring Harry Whitehorse for deepening our understanding of Madison's rich cultural heritage and for his contributions to the City's public art collection.
- Sponsors:** Marsha A. Rummel
- Legislative History**
- | | | |
|---------|--|--|
| 9/30/09 | Department of Planning
and Community and
Economic Development
Department of Planning and Community and Economic Development, Common
Council 10/20/09 | Referred for Introduction |
| 10/6/09 | COMMON COUNCIL | Referred to the Department of Planning and
Community and Economic Development |
| 10/7/09 | Department of Planning
and Community and
Economic Development | Refer to the COMMON COUNCIL |

ADJOURNMENT