



# City of Madison

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

## Agenda - Amended COMMON COUNCIL

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Tuesday, November 17, 2009

6:30 PM

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

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### 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.

## HONORING RESOLUTIONS

1. [16582](#) That the Mayor and Common Council of the City of Madison recognize the fifteenth anniversary of the relationship between Madison and Camaguey and cordially welcome artists Orestes Larios Zaak, Gregorio Perez Escobar and Maria Ofelia Granela Suarez to our City.
 

**Sponsors:** David J. Cieslewicz, Tim Bruer, Mark Clear, Shiva Bidar-Sielaff, Joseph R. Clausius, Judy Compton, Bryon A. Eagon, Julia S. Kerr, Steve King, Bridget R. Maniaci, Larry Palm, Satya V. Rhodes-Conway, Marsha A. Rummel, Jed Sanborn, Chris Schmidt, Michael Schumacher, Paul E. Skidmore, Brian L. Solomon and Michael E. Verveer

**Legislative History**

11/10/09	Council Office	RECOMMEND TO COUNCIL TO ADOPT UNDER SUSPENSION OF RULES 2.04, 2.05, 2.24, & 2.25 - MISC. ITEMS
	Honoring Resolutions	

## PETITIONS AND COMMUNICATIONS

*None received by the agenda deadline.*

## EARLY PUBLIC COMMENT

## SPECIAL ORDER OF BUSINESS AT 6:45 PM

### PRESENTATION OF CONSENT AGENDA

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

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

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

### REPORT OF BOARD OF PUBLIC WORKS

2. [16073](#) SUBSTITUTE - Creating Section 20.08(10) of the Madison General Ordinances to establish the Lower Badger Mill Creek Sewer and Drainage Improvement Impact Fee and District.
 

**Sponsors:** Paul E. Skidmore

**Legislative History**

10/1/09	Attorney's Office/Approval Group Board of Public Works, Board of Estimate, Plan Commission, Comptroller	Referred for Introduction
10/6/09	COMMON COUNCIL	Referred to the BOARD OF PUBLIC WORKS
10/7/09	BOARD OF PUBLIC WORKS	Refer to the BOARD OF ESTIMATES
10/7/09	BOARD OF PUBLIC WORKS	Refer to the PLAN COMMISSION
10/7/09	BOARD OF PUBLIC WORKS	Refer to the Comptroller's Office
10/12/09	BOARD OF ESTIMATES	Return to Lead with the Recommendation for Approval to the BOARD OF PUBLIC WORKS
10/19/09	PLAN COMMISSION	Return to Lead with the Recommendation for Approval to the BOARD OF PUBLIC WORKS
	The motion passed unanimously.	
11/4/09	BOARD OF PUBLIC WORKS	RECOMMEND TO COUNCIL TO ADOPT - PUBLIC HEARING

## PUBLIC HEARINGS - BEGIN AT 6:45 PM

### REPORT OF BOARD OF PUBLIC WORKS

3. [16210](#) Approving Schedule Of Assessments For Bartillon Drive Sidewalk Assessment District - 2010.
- Sponsors:** BOARD OF PUBLIC WORKS
- Legislative History**
- 11/4/09 BOARD OF PUBLIC WORKS RECOMMEND TO COUNCIL TO ADOPT - PUBLIC HEARING
- A motion was made by Clausius, seconded by Vaughn, to RECOMMEND TO COUNCIL TO ADOPT - PUBLIC HEARING. The motion passed by the following vote:
- Aye: Clausius, Vaughn, Palm, Dailey, Duren,
- Abstain: Bremer
4. [16425](#) Approving Plans, Specifications, And Schedule Of Assessments For Lien Road Assessment District - 2009. (17th AD)
- Sponsors:** BOARD OF PUBLIC WORKS
- Legislative History**

11/4/09 BOARD OF PUBLIC WORKS RECOMMEND TO COUNCIL TO ADOPT - PUBLIC HEARING

## REPORT OF PLAN COMMISSION

5. [16006](#) Creating Section 28.06(2)(a)3455. of the Madison General Ordinances rezoning property from R4 General Residence District and C2 General Commercial District to PUD(GDP) Planned Unit Development (General Development Plan) District and creating Section 28.06(2)(a)3456. of the Madison General Ordinances rezoning property from PUD(GDP) Planned Unit Development (General Development Plan) District to PUD(SIP) Planned Unit Development (Specific Implementation Plan) District. Proposed Use: Demolish Gas Station and Single-Family House to Allow 31-Unit Apartment Building with 2,400 Square Feet Retail; 4th Aldermanic District: 1246-1252 Williamson Street and 308-310 South Baldwin Street.

**Sponsors:** Common Council By Request

**Legislative History**

9/15/09	Attorney's Office/Approval Group Plan Commission; Public Hearings: Plan Commission, 11/02/09; Common Council, 11/17/09	Refer to the PLAN COMMISSION
10/6/09	COMMON COUNCIL	Referred for Public Hearing to the PLAN COMMISSION
11/2/09	PLAN COMMISSION	RECOMMEND TO COUNCIL TO ADOPT - PUBLIC HEARING

The Plan Commission recommended approval of the planned unit development with [Version B](#) of the project elevations subject to the comments and conditions in the Plan Commission materials and the following conditions:

- That Condition #12 of the Report to the Plan Commission be removed (the condition is unnecessary due to the elevation change approved with the motion);
- That the applicant erect and maintain a solid wood fence along the rear of the parking lot along the property line shared with 1243 E. Wilson Street according to a plan approved by the Planning Division.
- That the windows for the first floor retail space(s) be clear vision glass and that not more than 20% of those windows be covered by advertisements, products or coverings.

The condition regarding the type and covering of the first floor retail windows was not considered friendly to the body and was therefore moved by Gruber, seconded by Basford to be added. The motion passed and the condition was added on the following vote: AYE: Ald. Kerr, Sundquist, Olson, Bowser, Basford, Gruber; NAY: Boll, Heifetz; NON-VOTING: Fey; EXCUSED: Ald. Schumacher, Ald. Cnare, Pearson.

6. [16105](#) Creating Section 28.06(3)(c) and amending Sec. 28.105(4) of the Madison General Ordinances to make Flood Storage provisions consistent with State code.

**Sponsors:** Lauren Cnare

**Legislative History**

9/30/09	Attorney's Office/Approval Group Plan Commission Public Hearing 11/02/09, Common Council 11/17/09	Referred for Introduction
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10/6/09	COMMON COUNCIL	Referred for Public Hearing to the PLAN COMMISSION
11/2/09	PLAN COMMISSION	RECOMMEND TO COUNCIL TO ADOPT - PUBLIC HEARING

7. [16125](#) Creating Section 28.09(3)(d)36. of the Madison General Ordinances to add fish farming and growing food crops and/or raising food crops as conditional uses in the C2 district.

**Sponsors:** Satya V. Rhodes-Conway and Marsha A. Rummel

**Legislative History**

9/30/09	Attorney's Office/Approval Group Plan Commission Public Hearings 11/02/09, Common Council, 11/17/09	Referred for Introduction
10/6/09	COMMON COUNCIL	Referred for Public Hearing to the PLAN COMMISSION
11/2/09	PLAN COMMISSION	RECOMMEND TO COUNCIL TO ADOPT - PUBLIC HEARING

#### END OF PUBLIC HEARINGS

#### BUSINESS PRESENTED BY THE MAYOR

#### APPOINTMENTS

8. [16359](#) Report of the Mayor submitting citizen committee appointments (introduced 11-3-2009; action 11-17-2009)

**Sponsors:** David J. Cieslewicz

**Legislative History**

10/29/09	Mayor's Office 2/3 vote required for Ad Hoc Committee to Develop Parking Strategic Plan. Refer to 11/17/09 to Confirm.	Referred for Introduction
11/3/09	COMMON COUNCIL  Confirm	Refer to a future Meeting to Confirm to the COMMON COUNCIL

9. [16378](#) Report of the Mayor submitting citizen committee appointments (introduced 11-17-2009; action 12-8-2009)

**Sponsors:** David J. Cieslewicz

**Legislative History**

11/12/09	Mayor's Office Refer to 12-8-09 Council Meeting to Confirm.	Referred for Introduction
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#### REPORTS OF OFFICERS

## REPORT OF BOARD OF ESTIMATES

10. [16062](#) SECOND SUBSTITUTE - Amending the 2009-2010 Community and Neighborhood Development Program Funding Framework to delete the shared appreciation requirement for non-profit agencies.
- Sponsors:** Shiva Bidar-Sielaff, Tim Bruer and Marsha A. Rummel
- Legislative History**
- |         |   |   |
|---------|---|---|
| 10/1/09 | COMMUNITY DEVELOPMENT BLOCK GRANT COMMITTEE                       | Refer to the COMMUNITY DEVELOPMENT BLOCK GRANT COMMITTEE                      |
| 10/1/09 | COMMUNITY DEVELOPMENT BLOCK GRANT COMMITTEE<br>Board of Estimates | Referred for Introduction   |
| 10/6/09 | COMMON COUNCIL  | Referred to the BOARD OF ESTIMATES  |
| 11/5/09 | COMMUNITY DEVELOPMENT BLOCK GRANT COMMITTEE                       | Return to Lead with the Recommendation for Approval to the BOARD OF ESTIMATES |
| 11/9/09 | BOARD OF ESTIMATES  | RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER                             |
11. [16128](#) Recreation of an Engineering Aide 1 position to an Engineering Aide 2 in the Traffic Engineering Division and reallocating the incumbent to the new position.
- Sponsors:** David J. Cieslewicz
- Legislative History**
- |         |   |   |
|---------|---|---|
| 9/29/09 | Human Resources Department<br>Board of Estimates, Personnel Board | Referred for Introduction   |
| 10/6/09 | COMMON COUNCIL  | Referred to the BOARD OF ESTIMATES  |
| 10/7/09 | BOARD OF ESTIMATES  | Refer to the PERSONNEL BOARD  |
| 11/4/09 | PERSONNEL BOARD   | Return to Lead with the Recommendation for Approval to the BOARD OF ESTIMATES |
| 11/9/09 | BOARD OF ESTIMATES  | RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER                             |
12. [16264](#) Authorizing the carry-over of CDBG, HOME and other funds, and the extension of previously authorized projects within the Community Development program budget.
- Sponsors:** Shiva Bidar-Sielaff, Tim Bruer and Marsha A. Rummel
- Legislative History**

10/28/09	COMMUNITY DEVELOPMENT BLOCK GRANT COMMITTEE Board of Estimates, Community Development Block Grant Committee	Referred for Introduction
11/3/09	COMMON COUNCIL	Referred to the BOARD OF ESTIMATES
11/4/09	BOARD OF ESTIMATES	Refer to the COMMUNITY DEVELOPMENT BLOCK GRANT COMMITTEE
11/5/09	COMMUNITY DEVELOPMENT BLOCK GRANT COMMITTEE	Return to Lead with the Recommendation for Approval to the BOARD OF ESTIMATES
11/9/09	BOARD OF ESTIMATES	RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER

13. [16313](#)

Approve the provision of \$71,850 in CDBG funds to the Madison Metropolitan School District for space and operating costs at the Meadowood Neighborhood Center, 5734 Raymond Road.

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

**Legislative History**

10/26/09	COMMUNITY DEVELOPMENT BLOCK GRANT COMMITTEE Board of Estimates	Referred for Introduction
11/3/09	COMMON COUNCIL	Referred to the BOARD OF ESTIMATES
11/9/09	BOARD OF ESTIMATES	RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER

14. [16365](#)

Reclassifying two existing positions of Public Health Clinic Aide (#901, #926) in Public Health as Program Assistants 1 and reallocating the incumbents to the new classification and pay range.

**Sponsors:** David J. Cieslewicz

**Legislative History**

10/28/09	PERSONNEL BOARD Board of Estimates, Personnel Board	Referred for Introduction
11/3/09	COMMON COUNCIL	Referred to the BOARD OF ESTIMATES
11/4/09	PERSONNEL BOARD	Return to Lead with the Recommendation for Approval to the BOARD OF ESTIMATES
11/4/09	BOARD OF ESTIMATES	Refer to the PERSONNEL BOARD
11/9/09	BOARD OF ESTIMATES	RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER

15. [16369](#) Authorizing the Mayor and City Clerk to enter into agreements with the Wisconsin Department of Transportation for the design and construction of STH 113 (First Street to Knutson Drive).
- Sponsors:** Larry Palm, Michael Schumacher and Satya V. Rhodes-Conway
- Legislative History**
- |          |  |   |
|----------|--|---|
| 10/27/09 | Engineering Division<br>Board of Estimates, Board of Public Works  | Referred for Introduction   |
| 11/3/09  | COMMON COUNCIL   | Referred to the BOARD OF ESTIMATES  |
| 11/4/09  | BOARD OF PUBLIC WORKS  | Return to Lead with the Recommendation for Approval to the BOARD OF ESTIMATES |
|          | A motion was made by Palm, seconded by Duren, to Return to Lead with the Recommendation for Approval to the BOARD OF ESTIMATES. The motion passed by the following vote: |   |
|          | Aye: Palm, Dailey, Duren, Vaughn, Clausius.  |   |
|          | Abstain: Bremer  |   |
| 11/4/09  | BOARD OF ESTIMATES   | Refer to the BOARD OF PUBLIC WORKS  |
| 11/9/09  | BOARD OF ESTIMATES   | RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER                             |
16. [16377](#) Recreation of two Administrative Clerk 1 positions to two Program Assistant 1 positions in the Housing Operations Division budget and reallocating the incumbents to the new positions.
- Sponsors:** David J. Cieslewicz
- Legislative History**
- |          |  |   |
|----------|--|---|
| 10/28/09 | Human Resources<br>Department<br>Board of Estimates, Personnel Board | Referred for Introduction   |
| 11/3/09  | COMMON COUNCIL   | Referred to the BOARD OF ESTIMATES  |
| 11/4/09  | PERSONNEL BOARD  | Return to Lead with the Recommendation for Approval to the BOARD OF ESTIMATES |
| 11/4/09  | BOARD OF ESTIMATES   | Refer to the PERSONNEL BOARD  |
| 11/9/09  | BOARD OF ESTIMATES   | RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER                             |

17. [16391](#) Creation of the Municipal Clerk series within CG 20 (Municipal Clerk 1-Range 9, Municipal Clerk 2-Range 10, Certified Municipal Clerk-Range 11), creation of three (3) positions of Certified Municipal Clerk in the Clerk's office budget, and reallocation of three Administrative Clerks 1 to the appropriate levels within the new series.

**Sponsors:** David J. Cieslewicz

**Legislative History**

10/29/09	Human Resources Department Board of Estimates, Personnel Board	Referred for Introduction
11/3/09	COMMON COUNCIL	Referred to the BOARD OF ESTIMATES
11/4/09	PERSONNEL BOARD	Return to Lead with the Recommendation for Approval to the BOARD OF ESTIMATES
	The motion passed by the following vote 4:1: (AYE: Lowe, Hands, Martinelli, Martinson; NO: Paddock)	
11/4/09	BOARD OF ESTIMATES	Refer to the PERSONNEL BOARD
11/9/09	BOARD OF ESTIMATES	RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER

18. [16416](#) Authorizing the Mayor and Chief of Police to accept four (4) traffic safety grants totaling \$73,000 from Wisconsin Department of Transportation for the following activities in 2009/2010: Alcohol Enforcement (\$35,000), Speed Enforcement (\$30,000), Pedestrian Safety Enforcement (\$4,000) and Bicycle Safety Enforcement (\$4,000).

**Sponsors:** David J. Cieslewicz

**Legislative History**

10/28/09	Police Department Board of Estimates	Referred for Introduction
11/3/09	COMMON COUNCIL	Referred to the BOARD OF ESTIMATES
11/9/09	BOARD OF ESTIMATES	RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER

19. [16418](#) Report of Chief of Police re: Police Overtime through the 3rd Quarter of 2009.

**Legislative History**

10/26/09	Police Department Board of Estimates	Referred for Introduction
11/3/09	COMMON COUNCIL	Referred to the BOARD OF ESTIMATES
11/9/09	BOARD OF ESTIMATES	RECOMMEND TO COUNCIL TO ACCEPT - REPORT OF OFFICER

20. [16434](#) Amending Secs 9.13(6)(h)3.a.i. and iii., Sec. 9.13(6)(h)3.b.i., Secs.9.13(6)(h)3.c.i. and ii. to increase the street vending license fees for mall/concourse food vendors, merchant vendors, and license and other fees for arts and crafts vendors; and amending Sec. 31.075(2)(a) of the Madison General Ordinances to increase the permit fee for promotional banners.
- Sponsors:** Michael E. Verveer
- Legislative History**
- |          |   |   |
|----------|---|---|
| 10/27/09 | Attorney's Office/Approval Group<br>Board Estimates | Referred for Introduction                         |
| 11/3/09  | COMMON COUNCIL                                      | Referred to the BOARD OF ESTIMATES                |
| 11/9/09  | BOARD OF ESTIMATES                                  | RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER |
21. [16436](#) Adopting and confirming the Labor Agreement between the City of Madison and the Association of Madison Police Supervisors (AMPS) for the period January 1, 2010 to December 31, 2011.
- Sponsors:** Common Council By Request
- Legislative History**
- |          |   |   |
|----------|---|---|
| 10/29/09 | Attorney's Office/Approval Group<br>Board of Estimates 11/9/09, Common Council 11/17/09 | Referred for Introduction                         |
| 11/3/09  | COMMON COUNCIL  | Referred to the BOARD OF ESTIMATES                |
| 11/9/09  | BOARD OF ESTIMATES  | RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER |
22. [16445](#) A Resolution authorizing and providing for the sale and issuance of \$49,520,000\* Water Utility Revenue Refunding Bonds, Series 2009A, and all related details
- Sponsors:** Lauren Cnare
- Legislative History**
- |          |  |   |
|----------|--|---|
| 10/29/09 | Attorney's Office                                    | Referred for Introduction<br>Exact figures to be added after sale of the bonds and prior to Council action on November 17th |
|          | Board of Estimates 11/17/09; Common Council 11/17/09 |   |
| 11/3/09  | COMMON COUNCIL                                       | Referred to the BOARD OF ESTIMATES  |
| 11/4/09  | BOARD OF ESTIMATES                                   | Refer to the WATER UTILITY BOARD  |

11/12/09 WATER UTILITY BOARD Return to Lead with the Following Recommendation(s) to the BOARD OF ESTIMATES  
 The Board of Estimates and Water Utility Board will act on this Resolution at a special meeting to be held just prior to the 11/17/2009 Common Council meeting. The committee recommendation will be made from the Common Council floor.

23. [16446](#) A Resolution authorizing and providing for the sale and issuance of \$1,530,000\* Taxable Water Utility Revenue Refunding Bonds, Series 2009B, and all related details

**Sponsors:** Lauren Cnare

**Legislative History**

10/29/09 Attorney's Office Referred for Introduction  
 Exact figures to be added after sale of the bonds and prior to Council action on November 17th

Board of Estimates 11/17/09; Common Council 11/17/09

11/3/09 COMMON COUNCIL Referred to the BOARD OF ESTIMATES

11/4/09 BOARD OF ESTIMATES Refer to the WATER UTILITY BOARD

11/12/09 WATER UTILITY BOARD Return to Lead with the Following Recommendation(s) to the BOARD OF ESTIMATES  
 The Board of Estimates and Water Utility Board will act on this Resolution at a special meeting to be held just prior to the 11/17/2009 Common Council meeting. The committee recommendation will be made from the Common Council floor.

24. [16450](#) SECOND SUBSTITUTE - Authorizing the City of Madison to accept a grant from the U.S. Department of Energy (DOE) in the amount of \$2,384,600 and to use these funds for energy efficiency and conservation activities, amending the 2009 CDBG Operating Budget, and authorizing the Mayor and City Clerk to sign appropriate agreements to accept the funds and implement the program, and authorizing the Community Development Division to issue a Request for Proposals (RFP) for provision of services.

**Sponsors:** Shiva Bidar-Sielaff, Tim Bruer and Marsha A. Rummel

**Legislative History**

10/28/09 COMMUNITY DEVELOPMENT BLOCK GRANT COMMITTEE Referred for Introduction  
 Board of Estimates, Community Development Block Grant Committee

11/3/09 COMMON COUNCIL Referred to the BOARD OF ESTIMATES

11/4/09 BOARD OF ESTIMATES Refer to the COMMUNITY DEVELOPMENT BLOCK GRANT COMMITTEE

11/5/09 COMMUNITY DEVELOPMENT BLOCK GRANT COMMITTEE Return to Lead with the Recommendation for Approval to the BOARD OF ESTIMATES

11/9/09 BOARD OF ESTIMATES RECOMMEND TO COUNCIL TO ADOPT -  
REPORT OF OFFICER

### REPORT OF BOARD OF PUBLIC WORKS

25. [16047](#) Awarding Public Works Contract No. 6399, Sanitary Sewer Point Repair - Central 2009.
- Sponsors:** BOARD OF PUBLIC WORKS
- Legislative History**
- 10/7/09 BOARD OF PUBLIC WORKS Refer to the BOARD OF PUBLIC WORKS
- 10/21/09 BOARD OF PUBLIC WORKS Refer to the BOARD OF PUBLIC WORKS
- 11/4/09 BOARD OF PUBLIC WORKS RECOMMEND TO COUNCIL TO ADOPT -  
REPORT OF OFFICER
26. [16048](#) Awarding Public Works Contract No. 6400, Sanitary Sewer Point Repair - East 2009.
- Sponsors:** BOARD OF PUBLIC WORKS
- Legislative History**
- 10/7/09 BOARD OF PUBLIC WORKS Refer to the BOARD OF PUBLIC WORKS
- 10/21/09 BOARD OF PUBLIC WORKS Refer to the BOARD OF PUBLIC WORKS
- 11/4/09 BOARD OF PUBLIC WORKS RECOMMEND TO COUNCIL TO ADOPT -  
REPORT OF OFFICER
27. [16187](#) Awarding Public Works Contract No. 6389, Blackhawk Road Assessment District - 2009.
- Sponsors:** BOARD OF PUBLIC WORKS
- Legislative History**
- 10/21/09 BOARD OF PUBLIC WORKS Refer to the BOARD OF PUBLIC WORKS
- 11/4/09 BOARD OF PUBLIC WORKS RECOMMEND TO COUNCIL TO ADOPT -  
REPORT OF OFFICER
28. [16337](#) Improvements accepted for Unit Well 29 Water Treatment Plant Expansion, Contract #6246
- Sponsors:** BOARD OF PUBLIC WORKS
- Legislative History**

- |            |                                   |  |   |
|------------|-----------------------------------|--|---|
|            | 11/4/09                           | BOARD OF PUBLIC WORKS  | RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER |
| <b>29.</b> | <a href="#"><u>16354</u></a>      | Approving plans and specifications and authorizing the Board of Public Works to advertise and receive bids for Maintenance Facilities and Fire Stations Lighting Retrofit - 2010, Contract No. 6412. (14th, 11th, 12th, 13th & 10th ADs) |   |
|            | <b><u>Sponsors:</u></b>           | BOARD OF PUBLIC WORKS  |   |
|            | <b><u>Legislative History</u></b> |  |   |
|            | 11/4/09                           | BOARD OF PUBLIC WORKS  | RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER |
| <b>30.</b> | <a href="#"><u>16419</u></a>      | Improvements accepted for Capital Square Fountains and Planters, Contract No. 5573.  |   |
|            | <b><u>Sponsors:</u></b>           | BOARD OF PUBLIC WORKS  |   |
|            | <b><u>Legislative History</u></b> |  |   |
|            | 11/4/09                           | BOARD OF PUBLIC WORKS  | RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER |
| <b>31.</b> | <a href="#"><u>16420</u></a>      | Improvements accepted for Chandler St., S. Charter St., & Orchard St. Reconstruction Assessment District - 2007, Contract No. 5931.  |   |
|            | <b><u>Sponsors:</u></b>           | BOARD OF PUBLIC WORKS  |   |
|            | <b><u>Legislative History</u></b> |  |   |
|            | 11/4/09                           | BOARD OF PUBLIC WORKS  | RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER |
| <b>32.</b> | <a href="#"><u>16421</u></a>      | Improvements accepted for CDS Device Installation - Erin St. Outfall & Starker Ave., Contract No. 6092.  |   |
|            | <b><u>Sponsors:</u></b>           | BOARD OF PUBLIC WORKS  |   |
|            | <b><u>Legislative History</u></b> |  |   |
|            | 11/4/09                           | BOARD OF PUBLIC WORKS  | RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER |
| <b>33.</b> | <a href="#"><u>16422</u></a>      | Improvements accepted for Concrete Pavement Joint Repair - 2008, Contract No. 6211.  |   |
|            | <b><u>Sponsors:</u></b>           | BOARD OF PUBLIC WORKS  |   |
|            | <b><u>Legislative History</u></b> |  |   |
|            | 11/4/09                           | BOARD OF PUBLIC WORKS  | RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER |

34. [16423](#) Improvements accepted for Arboretum Storm/Pond #3 Restoration, Phase 1, Contract No. 6252.  
**Sponsors:** BOARD OF PUBLIC WORKS  
**Legislative History**  
11/4/09 BOARD OF PUBLIC WORKS RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER
35. [16424](#) Improvements accepted for Boulevard/ROW/Landscaping - 2009, Contract No. 6304.  
**Sponsors:** BOARD OF PUBLIC WORKS  
**Legislative History**  
11/4/09 BOARD OF PUBLIC WORKS RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER
36. [16431](#) Authorizing the Mayor and City Clerk to execute all necessary documentation to enter into an agreement with the State of Wisconsin to receive the City of Madison's share of the Local Road Improvement Funds.  
**Sponsors:** BOARD OF PUBLIC WORKS  
**Legislative History**  
11/4/09 BOARD OF PUBLIC WORKS RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER
37. [16437](#) Improvements accepted for Water Service Laterals by private contract to serve: Linden Park - Phase 8 Contract #2229 (1st AD)  
**Sponsors:** BOARD OF PUBLIC WORKS  
**Legislative History**  
11/4/09 BOARD OF PUBLIC WORKS RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER
38. [16470](#) Declaring the City of Madison's intention to exercise its police powers establishing the Old Middleton Road Assessment District - 2010. (19th AD)  
**Sponsors:** BOARD OF PUBLIC WORKS  
**Legislative History**  
11/4/09 BOARD OF PUBLIC WORKS RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER
39. [16471](#) Approving temporary construction work with associated noise impacts between the hours of 7:00 PM and 7:00 AM on Service Road / Frontage Road (W. Beltline Hwy.). (4th AD)  
**Sponsors:** BOARD OF PUBLIC WORKS  
**Legislative History**

11/4/09 BOARD OF PUBLIC WORKS RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER

40. [16472](#) Approving temporary construction work with associated noise impacts between the hours of 7:00 PM and 7:00 AM on N. Broom Street. (14th AD)

**Sponsors:** BOARD OF PUBLIC WORKS

**Legislative History**

11/4/09 BOARD OF PUBLIC WORKS RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER

**REPORT OF COMMON COUNCIL ORGANIZATIONAL COMMITTEE**

41. [15099](#) Accepting the report and recommendations of the Common Council Organizational Committee Subcommittee to Review City Hiring Practices and Policies.

**Sponsors:** Michael Schumacher

**Legislative History**

6/10/09 Council Office Referred for Introduction  
Common Council Organizational Committee, Personnel Board

6/16/09 COMMON COUNCIL Referred to the COMMON COUNCIL ORGANIZATIONAL COMMITTEE  
Additional Referral(s): Personnel Board

6/16/09 COMMON COUNCIL ORGANIZATIONAL COMMITTEE Refer to the PERSONNEL BOARD

9/2/09 PERSONNEL BOARD Table

11/3/09 COMMON COUNCIL ORGANIZATIONAL COMMITTEE RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER

11/4/09 PERSONNEL BOARD Return to Lead with the Recommendation for Approval to the COMMON COUNCIL ORGANIZATIONAL COMMITTEE

11/12/09 COMMON COUNCIL ORGANIZATIONAL COMMITTEE RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER

42. [16076](#) Amending Secs. 2.01(4) and 33.01(10)(b) of the Madison General Ordinances to prohibit Common Council, Board, Commission and Committee meetings on any local, state or national election day.

**Sponsors:** Tim Bruer and Mark Clear

**Legislative History**

10/1/09	Attorney's Office/Approval Group Common Council Organization Committee	Referred for Introduction
10/6/09	COMMON COUNCIL	Referred to the COMMON COUNCIL ORGANIZATIONAL COMMITTEE
11/3/09	COMMON COUNCIL ORGANIZATIONAL COMMITTEE	RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER

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

43. [16544](#) Approving a Certified Survey Map of property owned by Kipp Street Properties, LLC located at 4002-4058 Kipp Street. 16th Ald. Dist.  
**Sponsors:** Common Council By Request  
**Legislative History**
- |         |   |  |
|---------|---|--|
| 11/6/09 | 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 |
|---------|---|--|
44. [16545](#) Approving a Certified Survey Map of property owned by the Wesley Foundation of Wisconsin located at 1121-1127 University Avenue. 8th Ald. Dist.  
**Sponsors:** Common Council By Request  
**Legislative History**
- |         |   |  |
|---------|---|--|
| 11/6/09 | 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 |
|---------|---|--|
45. [16546](#) Approving a Certified Survey Map of property owned by the University of Wisconsin Board of Regents located at 1209 University Avenue. 8th Ald. Dist.  
**Sponsors:** Common Council By Request  
**Legislative History**
- |         |   |  |
|---------|---|--|
| 11/6/09 | 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 |
|---------|---|--|
46. [16547](#) Approving a Certified Survey Map of property owned by Renaissance Properties, LLC located at 1246-1252 Williamson Street and 308-310 N. Baldwin Street. 6th Ald. Dist.  
**Sponsors:** Common Council By Request  
**Legislative History**
- |         |   |  |
|---------|---|--|
| 11/6/09 | 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 |
|---------|---|--|

**REPORT OF SUSTAINABLE DESIGN AND ENERGY COMMITTEE**

47. [16444](#) A resolution declaring the City of Madison an Energy Independent Community with the goal of procuring 25% of the City of Madison's (Operations) electricity and transportation fuels from renewable resources by 2025 and joining the Wisconsin Energy Independent Community Partnership.

**Sponsors:** David J. Cieslewicz, Satya V. Rhodes-Conway, Marsha A. Rummel, Brian L. Solomon and Chris Schmidt

**Legislative History**

10/28/09	Engineering Division Sustainable Design and Energy Committee (11/16), Board of Estimates (11/9)	Referred for Introduction
11/3/09	COMMON COUNCIL	Referred to the SUSTAINABLE DESIGN AND ENERGY COMMITTEE
11/4/09	SUSTAINABLE DESIGN AND ENERGY COMMITTEE	Refer to the BOARD OF ESTIMATES
11/9/09	BOARD OF ESTIMATES	Return to Lead with the Recommendation for Approval to the SUSTAINABLE DESIGN AND ENERGY COMMITTEE
11/12/09	SUSTAINABLE DESIGN AND ENERGY COMMITTEE The Sustainable Design and Energy Committee will consider this Resolution on 11/16/2009. A motion will be made from the Common Council floor.	RECOMMEND TO COUNCIL WITH THE FOLLOWING RECOMMENDATIONS - REPORT OF OFFICER

**REPORT OF TRANSIT/ PARKING COMMISSION**

48. [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 TRANSIT SYSTEM Transit and Parking Commission, Board of Estimates	Referred for Introduction
10/20/09	COMMON COUNCIL	Referred to the TRANSIT AND PARKING COMMISSION
10/20/09	TRANSIT AND PARKING COMMISSION	Refer to the BOARD OF ESTIMATES
10/26/09	BOARD OF ESTIMATES	Return to Lead with the Recommendation for Approval to the TRANSIT AND PARKING COMMISSION

11/5/09 TRANSIT AND PARKING COMMISSION RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER

## ITEMS REFERRED TO THIS MEETING

### ORDINANCES

49. [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<br>10/20/09 Common Council Meeting | Referred for Introduction                                |
| 10/6/09  | COMMON COUNCIL<br>Adopt.  | Refer to a future Meeting to Adopt to the COMMON COUNCIL |
| 10/20/09 | COMMON COUNCIL<br>Adopt 11/03/09.                                   | Refer to a future Meeting to Adopt to the COMMON COUNCIL |
| 11/3/09  | COMMON COUNCIL<br>Adopt   | Refer to a future Meeting to Adopt to the COMMON COUNCIL |
50. [16112](#) Adopting and confirming Revision 268 of the Madison General Ordinances as of September 15, 2009 to incorporate the changes pursuant to Wis. Stat. § 66.0103.
- Sponsors:** Common Council By Request
- Legislative History**
- |         |  |                                   |
|---------|--|-----------------------------------|
| 9/30/09 | Attorney's Office/Approval Group<br>Attorney's Office, Common Council 10/20/09 | Referred for Introduction         |
| 10/6/09 | COMMON COUNCIL   | Referred to the Attorney's Office |
| 10/7/09 | Attorney's Office  | Refer to the COMMON COUNCIL       |

## INTRODUCTION OF NEW BUSINESS FOR REFERRAL WITHOUT DEBATE

### ORDINANCES

51. [16542](#) Creating Section 28.06(2)(a)3460. of the Madison General Ordinances rezoning property from HIST-MH Mansion Hill Historic District, C2 General Commercial District, and R6 General Residence District to PUD(GDP) Planned Unit Development (General Development Plan) District. Proposed Use: General Development Plan for Future Construction of a 46-Unit Apartment Building; 4th Aldermanic District: 129 West Gorham Street.
- Sponsors:** Common Council By Request
- Legislative History**
- 11/6/09 Attorney's Office/Approval Referred for Introduction  
Group  
Plan Commission; Public Hearings: Plan Commission, 12/14/09; Common Council, 1/05/10
52. [16543](#) Creating Section 28.06(2)(a)3461. of the Madison General Ordinances rezoning property from C3 Highway Commercial District to PUD(GDP) Planned Unit Development (General Development Plan) District. Proposed Use: General Development Plan for Future Construction of a 62-Unit Apartment Building; 13th Aldermanic District: 1012 Fish Hatchery Road.
- Sponsors:** Common Council By Request
- Legislative History**
- 11/6/09 Attorney's Office/Approval Referred for Introduction  
Group  
Plan Commission; Public Hearings: Plan Commission, 12/14/09; Common Council, 1/05/10
53. [16570](#) Amending Sections 9.52, 28.08(2)(b)8.j., 28.08(9)(b)7.c., 28.08(11)(b)7.c., and 28.08(12)(b)2. of the Madison General Ordinances to change the notification requirements for keeping chickens and provide for revocation of a license.
- Sponsors:** Satya V. Rhodes-Conway
- Legislative History**
- 11/9/09 Attorney's Office/Approval Referred for Introduction  
Group  
Plan Commission; Public Hearings: Plan Commission, 12/14/09; Common Council, 1/05/10
54. [16583](#) Creating Section 38.10(1)(h) and amending Sec. 38.10(4)(b) of the Madison General Ordinances to require an alcohol beverage licensee whose license is suspended, nonrenewed or revoked to display a sign informing the public that the establishment is closed for license suspension, nonrenewal or revocation, and to add this violation to the point schedule.
- Sponsors:** Michael Schumacher and Michael E. Verveer
- Legislative History**
- 11/10/09 Attorney's Office/Approval Referred for Introduction  
Group  
Alcohol License Review Committee

55. [16584](#) Amending Sections 35.02(7) to establish 2010 Sewer Utility Rates effective January 1, 2010 and amending Section 37.05(4) of the Madison General Ordinances to establish 2010 rates for the Public Stormwater System.
- Sponsors:** David J. Cieslewicz
- Legislative History**
- |          |   |                           |
|----------|---|---------------------------|
| 11/10/09 | Attorney's Office/Approval Group  | Referred for Introduction |
|          | Board of Estimates; Board of Public Works; 12/8/09 Common Council Meeting |                           |
56. [16591](#) Amending Sec. 9.13(4)(j) regarding the appearance of vending sites and equipment; amending 9.13(4)(s) regarding equipment and safety rules for non-mall/concourse food vendors; repealing and recreating sec. 9.13(4)(t) and creating secs. 9.13(6)(l)5. and 9.13(7)(h)6. to clarify that vending site dimensions are subject to change due to construction; and repealing sec. 9.13(4)(u).
- Sponsors:** Michael E. Verveer and Thuy Pham-Remmele
- Legislative History**
- |          |                                  |                           |
|----------|----------------------------------|---------------------------|
| 11/10/09 | Attorney's Office/Approval Group | Referred for Introduction |
|          | Vending Oversight Committee      |                           |

## RESOLUTIONS

57. [16113](#) Authorizing the Metro Transit General Manager to enter into agreements with businesses and organizations with fewer than 1,000 participants 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.
- Sponsors:** David J. Cieslewicz, Chris Schmidt, Satya V. Rhodes-Conway, Brian L. Solomon, Jed Sanborn and Mark Clear
- Legislative History**
- |         |  |                           |
|---------|--|---------------------------|
| 11/5/09 | Metro Transit                                      | Referred for Introduction |
|         | Transit and Parking Commission; Board of Estimates |                           |
58. [16184](#) Confirming the re-appointment of Alan C. Schumacher to the position of Streets Superintendent subject to the approval and execution of a five-year employment agreement.
- Sponsors:** David J. Cieslewicz
- Legislative History**
- |          |  |                           |
|----------|--|---------------------------|
| 10/15/09 | Human Resources Department   | Referred for Introduction |
|          | Board of Estimates, Confirmation Hearing, Common Council Meeting October 20, 2009. |                           |
59. [16401](#) Resolution to adopt the City of Madison Annex to the Dane County Natural Hazard Mitigation Plan.
- Sponsors:** Larry Palm
- Legislative History**

- 10/29/09      Engineering Division      Referred for Introduction  
Board of Public Works, Public Safety Review Committee
60.      [16462](#)      Authorizing the Mayor, City Clerk and Chief of Police to accept a 2009 Innovative Law Enforcement Program award from the State of Wisconsin, Office of Justice Assistance, in the amount of \$14,500 and to utilize these funds toward crime prevention and anti-gang community-policing enforcement efforts.
- Sponsors:**      David J. Cieslewicz
- Legislative History**
- 11/11/09      Police Department      Referred for Introduction  
Board of Estimates
61.      [16496](#)      Approving a contract with WMMIC for third party administration of the City's worker's compensation claims.
- Sponsors:**      David J. Cieslewicz
- Legislative History**
- 11/11/09      Comptroller's Office      Referred for Introduction  
Board of Estimates
62.      [16559](#)      To authorize the Mayor and City Clerk to enter into an eighteen month renewal of the existing contract for towing and vehicle storage services with Schmidt's Auto Inc.
- Sponsors:**      David J. Cieslewicz, Tim Bruer and Mark Clear
- Legislative History**
- 11/9/09      Comptroller's Office      Referred for Introduction  
Board of Estimates
63.      [16595](#)      A RESOLUTION authorizing the Mayor and City Clerk to enter into Contracts with Tyler Technologies, Inc. for the purchase and implementation of the MUNIS system and other software products for the City's Integrated Enterprise Resource Planning System project (ERP) and for related services. BY TITLE ONLY
- Sponsors:**      David J. Cieslewicz and Mark Clear
- Legislative History**
- 11/11/09      Comptroller's Office      Referred for Introduction  
Board of Estimates 11/30/09 and Common Council 12/8/2009.
64.      [16598](#)      Authorizing the Mayor and City Clerk to execute Amendment #1 to the Contract for Purchase of Services with Accela, Inc. and amending the Information Technology 2009 Capital Budget by transferring \$127,000 from Purchased Software Enhancements Project # 810345 to the Enterprise Land and Asset Mgmt. Syst. Project # 810558 to fund Amendment #1.
- Sponsors:**      David J. Cieslewicz and Mark Clear
- Legislative History**

11/11/09 Department of Information Technology  
Board of Estimates, Referred for Introduction

65. [16599](#) Accepting ownership of the artwork "Four Lakes" by *Myklebust, Sears, & Sons*, a public art water feature located in Frances Plaza.

**Sponsors:** Michael E. Verveer and Marsha A. Rummel

**Legislative History**

11/11/09 Department of Planning and Community and Economic Development  
Madison Arts Commission Referred for Introduction

## PRESENTATION OF CLAIMS AGAINST THE CITY OF MADISON

### CLAIMS - REFER TO RISK MANAGER

66. [16473](#) B. and C. Ray, 2514 Ravenswood Rd., Madison, 53711 - vehicle damage - \$303.70.
67. [16509](#) NOTICE OF INJURY - A. Kammer, attorney for J. Troia, A Troia and H. Troia, 3378 Swinburne Dr., McFarland, 53558 - personal injury - amount to be determined.
68. [16510](#) P. Helt, 1422 E. Dayton St., #23, Madison, 53703 - vehicle damage - \$1466.94.
69. [16566](#) K. McCann for McCann's Sewer & Drain Cleaning Service, 611 N. Burr Oak Ave., Oregon (53575) - property damage - \$2,505.97.
70. [16596](#) J. Camnitz, 2802 Kingston, Madison, 53703 - property damage - \$236.85.
71. [16597](#) Jeanette Hild, Farmers Insurance Group, for P. Feuling, 14 Tern Cir., Madison, 53716 - vehicle damage - \$2,169.91.

### ADDENDUM

72. [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 Development Unit  
Board of Public Works, Plan Commission Referred for Introduction

10/20/09 COMMON COUNCIL Referred to the BOARD OF PUBLIC WORKS

10/20/09	BOARD OF PUBLIC WORKS	Refer to the PLAN COMMISSION
10/21/09	BOARD OF PUBLIC WORKS	RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER
11/2/09	PLAN COMMISSION	Return to Lead with the Recommendation for Approval to the BOARD OF PUBLIC WORKS

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

**ADJOURNMENT**