



City of Madison

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

Proceedings - Approved COMMON COUNCIL

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Tuesday, February 23, 2010

6:30 PM

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

This meeting may be recessed and reconvened at 6:30 pm on February 24, 2010

NOTE: This meeting may be recessed and reconvened on Wednesday, February 24, 2010 at 6:30 pm.

SPEAKING GUIDELINES

Speaking Limits:

Public Hearing - 5 Minutes, Information Hearing - 5 Minutes, Other Items - 3 minutes.

You must register before your item is considered by the Council.

The use of audible cell phone ringers and active use and response to cellular phone technology by the governing body, staff and members of the public is discouraged in the Council Chambers while the Council is in session.

NOTIFIED ABSENCES: None

Roll Call at 6:42 p.m., Mayor Cieslewicz in the Chair.

Present: 21 -

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

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. [17515](#) A RESOLUTION congratulating the fourth- and fifth-grade students at Glendale Elementary School for creating "Dreams of Our Future," a collection of original illustrated books based on their hopes for the world and commending the many people who collaborated to make the project a reality.

Sponsors: David J. Cieslewicz and Judy Compton

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

Enactment No: RES-10-00123

PETITIONS AND COMMUNICATIONS

EARLY PUBLIC COMMENT

SPECIAL ORDER OF BUSINESS AT 6:45 PM

PRESENTATION OF CONSENT AGENDA

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

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

RECESSED PUBLIC HEARINGS - BEGIN AT 6:45 PM

REPORT OF PLAN COMMISSION

- 2. [15955](#) Creating Section 28.06(2)(a)3453. of the Madison General Ordinances rezoning property from HIST-MH Mansion Hill Historic District, OR Office Residence District, and R6H General Residence District to PUD(GDP) Planned Unit Development (General Development Plan) District and creating Section 28.06(2)(a)3454. 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: Redevelop and Expand Existing Edgewater Hotel to a 228-Room Hotel; 666 Wisconsin Avenue: 2nd Aldermanic District.

Sponsors: Common Council By Request

A motion was made by Ald. Bruer, seconded by Ald. Clausius, to Rerefer for Recessed Public Hearing to the PLAN COMMISSION. The motion passed by voice vote/other.

PUBLIC HEARINGS - BEGIN AT 6:45 PM

REPORT OF ALCOHOL LICENSE REVIEW COMMITTEE

REPORT OF BOARD OF PUBLIC WORKS

- 3. [17204](#) Approving Plans, Specifications, And Schedule Of Assessments For North & South Broom Street Resurfacing Assessment District - 2010.

Sponsors: BOARD OF PUBLIC WORKS

Adopt 3/2/10.

A motion was made by Ald. Verveer, seconded by Ald. Bruer, to Rerefer for Recessed Public Hearing to the COMMON COUNCIL and should be returned by 3/2/2010. The motion passed by voice vote/other.

REPORT OF PLAN COMMISSION

- 4. [17096](#) SUBSTITUTE Amending Sec. 28.04(19)(b)1. and 28.04(19)(c) of the Madison General Ordinances to change the application of the existing development pattern setback calculation.

Sponsors: Mark Clear, Jed Sanborn, Joseph R. Clausius, Paul E. Skidmore, Steve King, Michael Schumacher, Bryon A. Eagon and Lauren Cnare

A motion was made by Ald. Verveer, seconded by Ald. Rhodes-Conway, to Refer to the PLAN COMMISSION. The motion FAILED by the following vote:

Ayes: 8 -

Michael E. Verveer; Marsha A. Rummel; Brian L. Solomon; Satya V. Rhodes-Conway; Julia S. Kerr; Larry Palm; Thuy Pham-Remmele and Lauren Cnare

Noes: 12 -

Shiva Bidar-Sielaff; Steve King; Bryon A. Eagon; Paul E. Skidmore; Chris Schmidt; Tim Bruer; Judy Compton; Joseph R. Clausius; Michael Schumacher; Mark Clear; Jed Sanborn and Bridget R. Maniaci

Non Voting: 1 -

David J. Cieslewicz

- [17096](#) **AMENDED** SUBSTITUTE Amending Sec. 28.04(19)(b)1. and 28.04(19)(c) of the Madison General Ordinances to change the application of the existing development pattern setback calculation.

Sponsors: Mark Clear, Jed Sanborn, Joseph R. Clausius, Paul E. Skidmore, Steve King, Michael Schumacher, Bryon A. Eagon and Lauren Cnare

A motion was made by Ald. Cnare, seconded by Ald. Bruer, to Adopt. The motion passed by the following vote:

Ayes: 13 -

Bridget R. Maniaci; Lauren Cnare; Shiva Bidar-Sielaff; Steve King; Bryon A. Eagon; Paul E. Skidmore; Chris Schmidt; Tim Bruer; Judy Compton; Joseph R. Clausius; Michael Schumacher; Mark Clear and Jed Sanborn

Noes: 7 -

Michael E. Verveer; Marsha A. Rummel; Brian L. Solomon; Satya V. Rhodes-Conway; Julia S. Kerr; Larry Palm and Thuy Pham-Remmele

Non Voting: 1 -

David J. Cieslewicz

Enactment No: ORD-10-00024

5. [17139](#)

Creating Sec. 28.06(2)(a)3475. of the Madison General Ordinances rezoning property from Temp A Agriculture District & R1 Single Family Residence District & PUD(GDP) Planned Unit Development (General Development Plan) District to PUD(GDP) Planned Unit Development (General Development Plan) District. Proposed Use: General Development Plan for the Future Construction of 39,000 Square Feet of Commercial in Six Buildings and 110 Apartments in Four Residential Buildings; 7th Aldermanic District: 6701-6801 McKee Road & 3210 Maple Grove Drive.

Sponsors: Steve King

Adopt 3/2/2010.

A motion was made by Ald. Bruer, seconded by Ald. Clear, to Refer For Public Hearing to the PLAN COMMISSION. The motion passed by voice vote/other.

END OF PUBLIC HEARINGS

BUSINESS PRESENTED BY THE MAYOR

8. [17492](#)

Report of the Mayor submitting Alder committee appointments.

Sponsors: David J. Cieslewicz

A motion was made by Ald. Bruer, seconded by Ald. Clear, to Confirm . The motion passed by the following vote:

Ayes: 19 -

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

Abstentions: 1 -

Thuy Pham-Remmele

Non Voting: 1 -

David J. Cieslewicz

9. [17493](#) Report - removing committee member from the Allied Area Task Force committee due to lack of attendance (Introduced 2-23-2010; action taken 2-23-2010).

Sponsors: David J. Cieslewicz

A motion was made by Ald. Bruer, seconded by Ald. Clear, to Adopt . The motion passed by the following vote:

Ayes: 20 -

Bridget R. Maniaci; Lauren Cnare; Michael E. Verveer; Shiva Bidar-Sielaff; Marsha A. Rummel; Steve King; Bryon A. Eagon; Paul E. Skidmore; Brian L. Solomon; Chris Schmidt; Satya V. Rhodes-Conway; Julia S. Kerr; Tim Bruer; Larry Palm; Judy Compton; Joseph R. Clausius; Michael Schumacher; Mark Clear; Thuy Pham-Remmele and Jed Sanborn

Non Voting: 1 -

David J. Cieslewicz

10. [17494](#) Report of the Mayor submitting citizen committee appointments (introduced 2-23-2010; action 3-2-2010).

Sponsors: David J. Cieslewicz

Confirm 3-2-2010

A motion was made by Ald. Bruer, seconded by Ald. Clausius, to Refer to the COMMON COUNCIL. The motion passed by voice vote/other.

CONFIRMATION HEARING

6. [17263](#) Submitting the name of Robert F Phillips for confirmation of a five-year term as City Engineer.

Sponsors: David J. Cieslewicz

A motion was made by Ald. Bruer, seconded by Ald. King, to Adopt . The motion passed by voice vote/other.

Enactment No: RES-10-00125

APPOINTMENTS

7. [17284](#) Report of the Mayor submitting citizen committee appointments (introduced 2-2-2010; action 2-23-2010).

Sponsors: David J. Cieslewicz

A motion was made by Ald. Bruer, seconded by Ald. Clear, to Confirm . The motion passed by the following vote:

Ayes: 19 -

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

Abstentions: 1 -

Thuy Pham-Remmele

Non Voting: 1 -

David J. Cieslewicz

REPORTS OF OFFICERS

REPORT OF ALCOHOL LICENSE REVIEW COMMITTEE

11. [17006](#) Operator License Application
Michael Ring - Establishment where employed: Olympic Wall Sys.

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

REPORT OF CITY ATTORNEY

12. [16983](#) S. and C. Slania, 5117 Hackney Way, Madison, 53714 - excessive assessment - amount to be determined.

A motion was made by Ald. Bruer, seconded by Ald. Clear, to Deny . The motion passed by voice vote/other.

13. [17016](#) UNLAWFUL TAXATION: J. Rice, 9 Longmeadow Cir., 53717- unlawful taxation - \$2916.54.

A motion was made by Ald. Bruer, seconded by Ald. Clear, to Disallow . The motion passed by voice vote/other.

REPORT OF BOARD OF ESTIMATES

14. [16754](#) Authorizing the Mayor and the City Clerk to contract with Moor Salvage to process appliances and scrap metal for recycling.

Sponsors: David J. Cieslewicz

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

Enactment No: RES-10-00126

15. [16767](#) Modifying the Brownfields Remediation/Elimination & Workforce Development (BREWED) Program guidelines.

Sponsors: Marsha A. Rummel and Mark Clear

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

Enactment No: RES-10-00127

16. [16898](#) SUBSTITUTE. Authorizing the Mayor and City Clerk to enter into an agreement with the Village of Shorewood Hills for the provision of fire and police services to the ~~UW~~ University of Wisconsin Hospital and Clinics ~~located at 600 Highland Ave. and the~~ Waisman Center.

Sponsors: David J. Cieslewicz

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

Enactment No: RES-10-00128

17. [16908](#) Amending Section 10.27 of the Madison General Ordinances regarding the fee for delivery of wood chips.

Sponsors: Steve King

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

Enactment No: ORD-10-00021

18. [17135](#) Authorizing the Mayor and City Clerk to sign an agreement with JBM Patrol & Protection Corp. to provide security and parking fee collection services in the Parking Utility facilities.

Sponsors: Jed Sanborn, Chris Schmidt and Brian L. Solomon

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

Enactment No: RES-10-00129

19. [17136](#) Authorizing the Mayor and City Clerk to sign up to a 3-year contract with Sprint for wireless telephone services.

Sponsors: David J. Cieslewicz

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

Enactment No: RES-10-00130

20. [17229](#)

Authorizing the Mayor and City Clerk to support the MadiSUN program, accept \$431,100 of grant money from the US Department of Energy, amend the Engineering Operating budget and authorizing the Engineering Division to hire a full-time hourly engineer to administer the grant, and to enter into contracts with Wisconsin Energy Conservation Corporation, Foley and Lardner, Walker Energy Systems and Ted Petith for partner services.

Sponsors: David J. Cieslewicz and Satya V. Rhodes-Conway

A motion was made by Ald. Bruer, seconded by Ald. Clear, to Adopt . The motion passed by the following vote:

Ayes: 18 -

Bridget R. Maniaci; Lauren Cnare; Michael E. Verveer; Shiva Bidar-Sielaff; Marsha A. Rummel; Steve King; Bryon A. Eagon; Paul E. Skidmore; Brian L. Solomon; Chris Schmidt; Satya V. Rhodes-Conway; Julia S. Kerr; Tim Bruer; Larry Palm; Judy Compton; Joseph R. Clausius; Michael Schumacher and Mark Clear

Noes: 2 -

Thuy Pham-Remmele and Jed Sanborn

Non Voting: 1 -

David J. Cieslewicz

Enactment No: RES-10-00173

21. [17232](#)

Amending and supplementing Resolution No. 09-0868 by providing that the assets of Fire Fighters Local 311 Post-Retirement Benefits Trust be transferred to a new plan sponsored by ICMA-RC, authorizing the Mayor and City Clerk to enter into agreements as may be necessary for such termination and transfer, including any necessary indemnification clauses, and any necessary changes to the collective bargaining agreement between the City and Local 311, adopting the ICMA Retirement Corporation's VantageCare Retirement Health Savings Plan and Adoption Agreement, authorizing the establishment of a Trust and designating Trustees therefore, and making other provisions for the new Local 311 post employment health plan (PEHP).

Sponsors: David J. Cieslewicz

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

Enactment No: RES-10-00131

22. [17249](#) Creation of a new position of Landscape Architect 3 in the Parks Division budget, and amending the Parks 2010 Operating Budget.

Sponsors: David J. Cieslewicz, Michael E. Verveer, Tim Bruer, Mark Clear and Joseph R. Clausius

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

Enactment No: RES-10-00132

23. [17252](#) Recreation of a Library Assistant 1 position (#423) as a Librarian 1 in the Public Library and reallocating the incumbent to the new position.

Sponsors: David J. Cieslewicz

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

Enactment No: RES-10-00133

24. [17254](#) Recreation of an Administrative Clerk 1 (100%) (#454) position to a Library Assistant 1 (80%) position in the Public Library.

Sponsors: David J. Cieslewicz

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

Enactment No: RES-10-00134

25. [17269](#) Authorizing an Offer to Purchase to Wildcat Investment Partnership to acquire the land and building located at 5702 Femrite Drive for the establishment of a Madison Police Department training facility.

Sponsors: David J. Cieslewicz, Bryon A. Eagon, Judy Compton, Tim Bruer and Mark Clear

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

Enactment No: RES-10-00135

26. [17285](#) Amending the Park Division's 2010 Capital Budget and authorizing the Mayor and the City Clerk to sign a Grant Agreement with the United States Department of the Interior Fish and Wildlife Service for habitat development at Olin-Turville Conservation Park.

Sponsors: David J. Cieslewicz, Joseph R. Clausius and Paul E. Skidmore

A motion was made by Ald. Bruer, seconded by Ald. Clear, to Adopt . The motion passed by the following vote:

Ayes: 20 -

Lauren Cnare; Michael E. Verveer; Shiva Bidar-Sielaff; Marsha A. Rummel; Steve King; Bryon A. Eagon; Paul E. Skidmore; Brian L. Solomon; Chris Schmidt; Satya V. Rhodes-Conway; Julia S. Kerr; Tim Bruer; Larry Palm; Judy Compton; Joseph R. Clausius; Michael Schumacher; Mark Clear; Thuy Pham-Remmele; Jed Sanborn and Bridget R. Maniaci

Non Voting: 1 -

David J. Cieslewicz

Enactment No: RES-10-00174

27. [17286](#) Authorizing the Mayor and City Clerk to sign a contract for software support and maintenance services for the City's Geographic Information System (GIS) software from Environmental Systems Research Institute, Inc. (ESRI).

Sponsors: David J. Cieslewicz

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

Enactment No: RES-10-00136

REPORT OF BOARD OF PUBLIC WORKS

28. [16654](#) Approving a Minimum Rate of Wage Scale to be paid by Contractors to the Employees on any Project of Public Works for the City of Madison.

Sponsors: BOARD OF PUBLIC WORKS

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

Enactment No: RES-10-00137

31. [16938](#) Determining a Public Purpose and Necessity and adopting a Relocation Order for the acquisition of land interests required for the construction of the Old Middleton Road from Capital Avenue to Countryside Lane - Engineering Project No. 53B0765. (17th AD)

Sponsors: Mark Clear

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

Enactment No: RES-10-00139

32. [17063](#) Approving plans and specifications and authorizing the Board of Public Works to advertise and receive bids for Local Road Traffic Calming & Arterial Pedestrian Enhancements-2010 (Group A). (Various ADs)

Sponsors: BOARD OF PUBLIC WORKS

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

Enactment No: RES-10-00140

33. [17090](#) Authorizing the execution of an Underground Utility Easement to Madison Gas and Electric Company across a portion of a City-owned Stormwater Utility parcel located at 898 N. Stoughton Road.

Sponsors: Joseph R. Clausius

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

Enactment No: RES-10-00141

34. [17104](#) Approving plans and specifications and authorizing the Board of Public Works to advertise and receive bids for Install Direct Gas Fired HVAC Units - Contract 6474. (6th AD)

Sponsors: BOARD OF PUBLIC WORKS

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

Enactment No: RES-10-00142

35. [17106](#) Approving plans and specifications and authorizing the Board of Public Works to advertise and receive bids for Repaint South Transfer Point Structure - Contract 6473. (14 th AD)
- Sponsors: BOARD OF PUBLIC WORKS
- A motion was made by Ald. Bruer, seconded by Ald. Clear, to Adopt . The motion passed by voice vote/other.**
- Enactment No: RES-10-00143
36. [17194](#) Improvements accepted for Warning Sirens - 2009, Contract No. 6334.
- Sponsors: BOARD OF PUBLIC WORKS
- A motion was made by Ald. Bruer, seconded by Ald. Clear, to Adopt . The motion passed by voice vote/other.**
- Enactment No: RES-10-00144
37. [17195](#) Improvements accepted for Waubesa/St. Paul Relief Storm Sewer & St. Paul Avenue/Dixon Street Reconstruction - 2007, Contract No. 6069.
- Sponsors: BOARD OF PUBLIC WORKS
- A motion was made by Ald. Bruer, seconded by Ald. Clear, to Adopt . The motion passed by voice vote/other.**
- Enactment No: RES-10-00145
38. [17197](#) Improvements accepted for Waterways - 2008, Contract No. 6171.
- Sponsors: BOARD OF PUBLIC WORKS
- A motion was made by Ald. Bruer, seconded by Ald. Clear, to Adopt . The motion passed by voice vote/other.**
- Enactment No: RES-10-00146
39. [17199](#) Improvements accepted for Streets Maintenance Fan Installation 2009, Contract No. 6374.
- Sponsors: BOARD OF PUBLIC WORKS
- A motion was made by Ald. Bruer, seconded by Ald. Clear, to Adopt . The motion passed by voice vote/other.**
- Enactment No: RES-10-00147

40. [17200](#) Improvements accepted for Landfill PV Installation - 2009, Contract No. 6346.
Sponsors: BOARD OF PUBLIC WORKS

A motion was made by Ald. Bruer, seconded by Ald. Clear, to Adopt . The motion passed by voice vote/other.
Enactment No: RES-10-00148
41. [17201](#) Improvements accepted for North Police HVAC Retrofit - 2009, Contract No. 6161.
Sponsors: BOARD OF PUBLIC WORKS

A motion was made by Ald. Bruer, seconded by Ald. Clear, to Adopt . The motion passed by voice vote/other.
Enactment No: RES-10-00149
42. [17202](#) Improvements accepted for Fairchild Building Concrete Floor Restoration, Contract No. 6350.
Sponsors: BOARD OF PUBLIC WORKS

A motion was made by Ald. Bruer, seconded by Ald. Clear, to Adopt . The motion passed by voice vote/other.
Enactment No: RES-10-00150
43. [17205](#) Approving plans and specifications and authorizing the Board of Public Works to advertise and receive bids for Cottage Grove Road Sewer Extension, Contract No. 6471. (16th AD)
Sponsors: BOARD OF PUBLIC WORKS

A motion was made by Ald. Bruer, seconded by Ald. Clear, to Adopt . The motion passed by voice vote/other.
Enactment No: RES-10-00151
44. [17234](#) Approving plans and specifications and authorizing the Board of Public Works to advertise and receive bids for Restoration/Landscaping 2010, Contract No. 6478. (Various ADs)
Sponsors: BOARD OF PUBLIC WORKS

A motion was made by Ald. Bruer, seconded by Ald. Clear, to Adopt . The motion passed by voice vote/other.
Enactment No: RES-10-00152
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45. [17242](#) Authorizing the Mayor and City Clerk to enter into an agreement with the City of Fitchburg for the resurfacing of Post Road.

Sponsors: BOARD OF PUBLIC WORKS

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

Enactment No: RES-10-00153

46. [17251](#) Approving plans and specifications and authorizing the Board of Public Works to advertise and receive bids for Boulevard Landscaping 2010, Contract No. 6482. (Various ADs)

Sponsors: BOARD OF PUBLIC WORKS

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

Enactment No: RES-10-00154

47. [17253](#) Approving plans and specifications and authorizing the Board of Public Works to advertise and receive bids for Street Tree Installation 2010, Contract No. 6476. (2nd, 4th, 5th, 6th, 8th, 10th, 13th, & 16th ADs)

Sponsors: BOARD OF PUBLIC WORKS

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

Enactment No: RES-10-00155

48. [17257](#) Declaring the City of Madison's intention to exercise its police powers establishing the Northport Drive, Packers Avenue, Pennsylvania Avenue and E. Johnson Street Assessment District (12,15, 17, 18 AD)

Sponsors: BOARD OF PUBLIC WORKS

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

Enactment No: RES-10-00156

50. [17268](#) Accepting sanitary sewer, storm sewer, and street and terrace improvements constructed by Private Contract In Churchill Crossing PUD / 615 Pleasant View Road CSM, Private Contract No. 2024. (9th AD)

Sponsors: BOARD OF PUBLIC WORKS

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

Enactment No: RES-10-00157

51. [17270](#) Accepting sanitary sewer, storm sewer, and street and terrace improvements constructed by Private Contract In 700 Block University Avenue PUD (University Square) Private Contract No. 2072. (8th AD)

Sponsors: BOARD OF PUBLIC WORKS

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

Enactment No: RES-10-00158

49. [17265](#) Amending Section 4.081 of the Madison General Ordinances to make the requirements of the Deferred Assessments section more clear.

Sponsors: Tim Bruer, Paul E. Skidmore, Larry Palm and Marsha A. Rummel

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

Enactment No: ORD-10-00023

52. [17271](#) Accepting sanitary sewer, storm sewer, and street and terrace improvements constructed by Private Contract In Metropolitan Place PUD - Phase II, Private Contract No. 2036. (4th AD)

Sponsors: BOARD OF PUBLIC WORKS

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

Enactment No: RES-10-00159

53. [17272](#) Accepting sanitary sewer, storm sewer, and street improvements (excluding bituminous surface pavement) constructed by Private Contract In Grandview Commons Phase 15A, Private Contract No. 2085. (3rd AD)

Sponsors: BOARD OF PUBLIC WORKS

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

Enactment No: RES-10-00160

54. [17273](#) Accepting detention basin improvements constructed by private contract in Second Addition to Mid Town Commons, Private Contract No. 2002. (1st AD)

Sponsors: BOARD OF PUBLIC WORKS

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

Enactment No: RES-10-00161

55. [17274](#) Accepting storm sewer constructed by Private Contract In 34 Schroeder Court Storm Sewer, Private Contract No. 2175. (1st AD)

Sponsors: BOARD OF PUBLIC WORKS

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

Enactment No: RES-10-00162

56. [17276](#) Accepting storm sewer constructed by Private Contract In St. Mary's Hospital Expansion, (707 South Mills Street), Private Contract No. 1962.

Sponsors: BOARD OF PUBLIC WORKS

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

Enactment No: RES-10-00163

57. [17277](#) Accepting storm sewer constructed by Private Contract In Old Sauk Trails Park Box Culvert Extension, Private Contract No. 2207. (9th AD)

Sponsors: BOARD OF PUBLIC WORKS

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

Enactment No: RES-10-00164

58. [17278](#) Accepting curb and gutter, sidewalk, and other public infrastructure improvements constructed by private contract for 3270-3276 Maple Grove Drive PUD/CSM, Project No. 53B2074. (7th AD)
- Sponsors:** BOARD OF PUBLIC WORKS
- A motion was made by Ald. Bruer, seconded by Ald. Clear, to Adopt . The motion passed by voice vote/other.**
- Enactment No: RES-10-00165
59. [17279](#) Accepting bike path improvements constructed by private contract in the Cub Foods PUD (SIP) Verona Road, Private Contract No. 1761. (10th AD)
- Sponsors:** BOARD OF PUBLIC WORKS
- A motion was made by Ald. Bruer, seconded by Ald. Clear, to Adopt . The motion passed by voice vote/other.**
- Enactment No: RES-10-00166
60. [17287](#) Approving plans and specifications for the reconstruction of the Badger Road and Park Street Intersection. (14th AD)
- Sponsors:** BOARD OF PUBLIC WORKS
- A motion was made by Ald. Bruer, seconded by Ald. Clear, to Adopt . The motion passed by voice vote/other.**
- Enactment No: RES-10-00167
61. [17288](#) Awarding Public Works Contract No. 6303, Old Sauk Trails Park Sidewalk Assessment District - 2009.
- Sponsors:** BOARD OF PUBLIC WORKS
- A motion was made by Ald. Bruer, seconded by Ald. Clear, to Adopt . The motion passed by voice vote/other.**
- Enactment No: RES-10-00168
62. [17290](#) Awarding Public Works Contract No. 6340, Elizabeth Link Peace Park Redevelopment.
- Sponsors:** BOARD OF PUBLIC WORKS
- A motion was made by Ald. Bruer, seconded by Ald. Clear, to Adopt . The motion passed by voice vote/other.**
- Enactment No: RES-10-00169

63. [17291](#) Awarding Public Works Contract No. 6411, Tennis Court Resurfacing - 2010.

Sponsors: BOARD OF PUBLIC WORKS

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

Enactment No: RES-10-00170

64. [17292](#) Awarding Public Works Contract No. 6432, Law Park Concrete Ramp.

Sponsors: BOARD OF PUBLIC WORKS

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

Enactment No: RES-10-00171

65. [17331](#) Authorizing the Mayor and City Clerk to enter into an agreement with Short Elliott Hendrickson Inc. for design engineering services for Cannonball Path Phase 3 at a higher cost than originally authorized. (14th AD)

Sponsors: BOARD OF PUBLIC WORKS

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

Enactment No: RES-10-00172

30. [16734](#) Amending Sections 37.05(7)(b), 37.08(6)(a) & (b), and 37.09(7), and creating Sections 37.09(3)(d)7. and 37.09(3)(i) of the Madison General Ordinances to update stormwater and erosion control requirements.

Sponsors: Larry Palm

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

Enactment No: ORD-10-00022

29. [16709](#) SUBSTITUTE Authorizing a second amendment to the lease between the City of Madison and Madison-Kipp Corporation within the East Rail Transportation Corridor.

Sponsors: Marsha A. Rummel

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

Enactment No: RES-10-00138

REPORT OF COMMUNITY DEVELOPMENT BLOCK GRANT COMMITTEE

REPORT OF PUBLIC SAFETY REVIEW BOARD

REPORT OF PLAN COMMISSION

- 67. [17101](#) Amending Ordinance Number 1761, File Number 4600-41 adopted on January 28, 1965 which provided for the vacation of a portion of Wisconsin Avenue.

Sponsors: Bridget R. Maniaci

A motion was made by Ald. Bruer, seconded by Ald. Clear, to Rerefer to the PLAN COMMISSION. The motion passed by voice vote/other.

- 68. [15061](#) Amending Sections 23.07(10) and 24.12(8) of the Madison General Ordinances to increase penalty range amounts for Unlawful Trespass and Menacing or Aggressive Panhandling Prohibited.

Sponsors: Thuy Pham-Remmele and Paul E. Skidmore

This Ordinance was Rerefer to the PUBLIC SAFETY REVIEW COMMITTEE

REPORT OF RISK MANAGER

- 69. [17220](#) P. Braun, 95 Golf Pky., Unit A, Madison, 53704 - vehicle damage - \$538.69.

A motion was made by Ald. Bruer, seconded by Ald. Clear, to Disallow . The motion passed by voice vote/other.

- 70. [17222](#) B. and B. Majerus, 751 Swallowtail Dr., Oregon, 53575 - vehicle damage - \$3,540.58.

A motion was made by Ald. Bruer, seconded by Ald. Clear, to Disallow . The motion passed by voice vote/other.

- 71. [17224](#) W. Erpenbach, 6724 Aldo Leopold Way, Middleton, 53562 - vehicle damage - \$287.61.

A motion was made by Ald. Bruer, seconded by Ald. Clear, to Disallow . The motion passed by voice vote/other.

ITEMS REFERRED TO THIS MEETING

REPORTS

PETITION

- 72. [16786](#) Appeal by the Hammes Company of the Landmarks Commission decision not to grant a Certificate of Appropriateness and variance for the proposed Edgewater Hotel redevelopment, 666 Wisconsin Avenue; 2nd Ald. Dist.

A motion was made by Ald. Bruer, seconded by Ald. Clear, to Rerefer to the COMMON COUNCIL. The motion passed by voice vote/other.

- 73. [17121](#) Report dated January 13, 2010 re: Board, Committee, Commission, Ad Hoc Committee & Subcommittee Members who have not filed the Statement of Interests Form.

A motion was made by Ald. Bruer, seconded by Ald. Clear, to Adopt. The motion passed by voice vote/other. A motion was made by Ald. Bruer, seconded by Ald. Clear to Reconsider. The motion passed by voice vote/other. A motion was made by Ald. Bruer, seconded by Ald. Clear, to Adopt with the following change: strike David Tolmie from the list. The motion passed by voice vote/other.

INTRODUCTION OF NEW BUSINESS FOR REFERRAL WITHOUT DEBATE

ORDINANCES

- 74. [17392](#) Creating Section 28.06(2)(a)3476. of the Madison General Ordinances rezoning property from R6 General Residence District and PUD(GDP) Planned Unit Development (General Development Plan) District and PUD(SIP) Planned Unit Development (Specific Implementation Plan) District to R6 General Residence District. Proposed Use: Demolish Existing Gordon Commons & Request Conditional Use and Rezoning Approval to Construct New Gordon Commons and Park; 4th Aldermanic District: 717 West Johnson Street.

Sponsors: Common Council By Request

A motion was made by Ald. Bruer, seconded by Ald. Clear, to Refer to the PLAN COMMISSION. The motion passed by voice vote/other.

- 75. [17393](#) Amending Section 3.54(30) of the Madison General Ordinances to modify the safety shoe reimbursement provision.

Sponsors: David J. Cieslewicz

This Ordinance was Refer to the BOARD OF ESTIMATES

76. [17441](#) Adopting and confirming the Labor Agreements between the City of Madison and International Alliance of Theatrical Stage Employees (IATSE) Local 251 for the periods January 1, 2008 to December 31, 2009 and January 1, 2010 to December 31, 2011.

Sponsors: David J. Cieslewicz

Additional referral to Personnel Board

A motion was made by Ald. Bruer, seconded by Ald. Clear, to Refer to the BOARD OF ESTIMATES. The motion passed by voice vote/other.

77. [17495](#) Creating new Sec. 33.08(2), renumbering current Secs. 33.08(2) through (6) to Secs. 33.08(3) through (7), and repealing Sec. 4.07 of the Madison General Ordinances to provide for Board of Review alternate members and to eliminate the Agricultural Use Value Penalty provision.

Sponsors: David J. Cieslewicz

Additional referral to Common Council Organizational Committee

This Ordinance was Refer to the BOARD OF ESTIMATES

78. [17527](#) Creating Section 28.06(2)(a)3478. of the Madison General Ordinances rezoning property from R4 General Residence District to R5 General Residence District. Proposed Use: Rezoning to Facilitate Future Residential Redevelopment; 14th Aldermanic District: 826-838 West Badger Road.

Sponsors: Tim Bruer

This Ordinance was Refer to the PLAN COMMISSION

RESOLUTIONS

79. [17255](#) Approving the City of Madison Standard Specifications for Public Works Construction, 2010 Edition.

Sponsors: BOARD OF PUBLIC WORKS

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

Enactment No: RES-10-00121

81. [17303](#) Approving settlement of tax refund litigation with Greentree Glen, LLC and Midwest Affordable Housing Corp. for 2008, authorizing a refund in the amount of \$27,500.00 (without interest) from \$71,922.54 paid in real property taxes for 2008, pursuant to *Greentree Glen, LLC and Midwest Affordable Housing Corp. v. City of Madison*, Case No. 09CV3791, and amending the 2010 Operating Budget to appropriate \$10,239 from Contingent Reserve, to recognize the City's share of settlement costs.

Sponsors: David J. Cieslewicz

This Resolution was Refer to the BOARD OF ESTIMATES

80. [17297](#) Authorize a grant in amount of \$2,400 in Emergency Shelter Grant (ESG) funds to Dane County Parent council to pay operation costs at Hope House and authorize the Mayor and City Clerk to sign such agreement.

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

A motion was made by Ald. Bruer, seconded by Ald. Clear, to Place On File Without Prejudice. This claim has been withdrawn. The motion passed by voice vote/other.

82. [17337](#) Accepting Fence Easements and authorizing Maintenance Agreements from the owners of Lots 232 thru 237, First Addition to the Meadowlands across properties located at Littlemore Court.

Sponsors: Lauren Cnare

Additional referral to Plan Commission

This Resolution was Refer to the BOARD OF PARK COMMISSIONERS

83. [17340](#) Authorizing the Mayor and City Clerk, on behalf of The City of Madison, to execute a letter of intent to join the Wisconsin Regional Orthophotography Consortium; and to execute a contract between The City of Madison and Ayres Associates Inc for the acquisition of digital orthophotography.

Sponsors: David J. Cieslewicz

This Resolution was Refer to the BOARD OF PUBLIC WORKS

66. [17360](#) Waiving the 2009-2010 Community and Neighborhood Development Program Funding Framework limitation on using more than \$60,000 in a site receiving CDBG Office assistance when State of Wisconsin Neighborhood Stabilization Program (WNSP) and/or Federal CDBG-R Stimulus funds are used.

Sponsors: Shiva Bidar-Sielaff and Marsha A. Rummel

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

Enactment No: RES-10-00213

84. [17398](#) Authorizing the Mayor and Chief of Police to accept additional traffic safety grant funds from the Wisconsin Department of Transportation for Pedestrian Safety Enforcement (\$2,000) and Bicycle Safety Enforcement (\$2,000).

Sponsors: David J. Cieslewicz

This Resolution was Refer to the BOARD OF ESTIMATES

85. [17413](#) Authorizing a contract between the City and the Madison Metropolitan School District for the provision of programming by Madison School and Community Recreation at Warner Park Community and Recreation Center for 2010. (District 12)

Sponsors: Satya V. Rhodes-Conway, Michael Schumacher, Brian L. Solomon and Joseph R. Clausius

This Resolution was Refer to the BOARD OF PUBLIC WORKS

86. [17417](#) Authorizing the Mayor and the City Clerk to execute a Professional Services Agreement with Strand Associates Inc. for site analysis and selection and the preparation of drawings and specifications, permitting, bidding, and construction administration for the Utility's proposed Booster Pump Station No. 118 located in the Arbor Hills Neighborhood. (14th AD)

Sponsors: Lauren Cnare and Tim Bruer

This Resolution was Refer to the WATER UTILITY BOARD

87. [17483](#) Authorizing the Fire Department to coordinate the Safety Town Program which will be funded through donations and registration fees and amending the program budget.

Sponsors: David J. Cieslewicz, Paul E. Skidmore and Lauren Cnare

This Resolution was Refer to the BOARD OF ESTIMATES

88. [17485](#) Approving acceptance of an internship with the University of Wisconsin-Platteville, Pioneer Academic Center for Community Engagement (PACCE) and amending the 2010 Fire Operating Budget.

Sponsors: David J. Cieslewicz, Paul E. Skidmore and Lauren Cnare

This Resolution was Refer to the BOARD OF ESTIMATES

89. [17491](#) Appropriating \$12,726 from the Contingent Reserve to the Police Department for the assignment of two additional Adult School Crossing Guards for the remainder of 2010.

Sponsors: Judy Compton, Paul E. Skidmore, Bryon A. Eagon, Bridget R. Maniaci, Brian L. Solomon and Chris Schmidt

This Resolution was Refer to the BOARD OF ESTIMATES

90. [17496](#) Authorizing the CDA to release a Request for Proposal (RFP) for assistance in the preparation of a HOPE VI or Choice Neighborhoods Initiative application related to the Truax Park Apartments (Project WI3-8), the Wright Street Townhomes (Project WI3-1A) and Webb-Rethke Apartments (Project W13-1B) Low Rent Public Housing as part of Phase 2 of the Truax Park Apartments Redevelopment.

Sponsors: David J. Cieslewicz, Tim Bruer, Joseph R. Clausius, Larry Palm, Marsha A. Rummel, Satya V. Rhodes-Conway and Julia S. Kerr

Additional referral to Board of Estimates

This Resolution was Refer to the COMMUNITY DEVELOPMENT AUTHORITY

91. [17498](#) Authorizing the expenditure of \$5,000 from Traffic Engineering for Safe Routes to School grants to Madison Metropolitan School District schools.

Sponsors: Mark Clear

This Resolution was Refer to the BOARD OF ESTIMATES

92. [17501](#) Amending the Master List of Street Names and Designations and amending the City Engineer's Street Numbering Map, referred to in Sections 10.34(1) and 10.35, Madison General Ordinances changing the names of:

County Trunk Highway M (CTH M) changed to S. Pleasant View Rd from Valley View Rd south to McKee Rd, AND

Pleasant View Rd changed to N. Pleasant View Rd from Mineral Point Rd north to Greenway Blvd, AND

Pleasant View Rd changed to S. Pleasant View Rd from Mineral Point Rd south to existing CTH M and Valley View Rd intersection.

(1st and 9th AD)

Sponsors: Jed Sanborn and Paul E. Skidmore

Additional referrals to Pedestrian/Bicycle/Motor Vehicle Commission and Plan Commission

This Resolution was Refer to the BOARD OF PUBLIC WORKS

93. [17502](#) Amending the Master List of Street Names and Designations and amending the City Engineer's Street Numbering Map, referred to in Sections 10.34(1) and 10.35, Madison General Ordinances changing the name of County Trunk Highway M (CTH M) to South Junction Rd. from Mineral Point Rd. south to Valley View Rd. (9th AD)

Sponsors: Paul E. Skidmore

Additional referrals to Pedestrian/Bicycle/Motor Vehicle Commission and Plan Commission

This Resolution was Refer to the BOARD OF PUBLIC WORKS

PRESENTATION OF CLAIMS AGAINST THE CITY OF MADISON

CLAIMS - REFER TO RISK MANAGER

101. [17308](#) Amy Pellitteri for MGE, P.O. Box 1231, Madison, 53701 - vehicle damage - \$2,127.25.

This Claim was Refer to the Risk Manager

102. [17312](#) N. Mitchell, P.O. Box 259472, Madison, 53725 - property loss - \$6,995.00.

This Claim was Refer to the Risk Manager

103. [17313](#) N. Jensen, 419 Lincoln St., Janesville, 53548 - vehicle damage - \$893.77.

This Claim was Refer to the Risk Manager

104. [17316](#) Diane Kuhl, General Casualty, P.O. Box 975, Sun Prairie, 53590 for Wisconsin Hospital Assoc. - vehicle damage - \$9,548.44.

This Claim was Refer to the Risk Manager

105. [17317](#) T. Von Haden, 337 N. Yellowstone Dr., Madison, 53705 - brush removal - \$450.00.

This Claim was Refer to the Risk Manager

CLAIMS - REFER TO CITY ATTORNEY

94. [17372](#) UNLAWFUL TAXATION: Banner Property Management, LLC; 302 Parkwood Lane; \$46,531.46

This Claim was Refer to the Attorney's Office

95. [17382](#) UNLAWFUL TAXATION: Cardinal Court, LLC; 2301 E. Springs Drive, Madison; Unlawful taxation -- \$47,412.80

This Claim was Refer to the Attorney's Office

96. [17383](#) UNLAWFUL TAXATION: B. McGuire; 1518 Wyldewood Drive; Unlawful Taxation -- amount to be determined

This Claim was Refer to the Attorney's Office

97. [17384](#) UNLAWFUL TAXATION: Terry Family Foundation, Inc.; 6048 South Highlands Avenue, Madison; Unlawful taxation -- \$22,600.39

This Claim was Refer to the Attorney's Office

98. [17389](#) UNLAWFUL TAXATION: Walgreen Co.; 104 Cottage Grove Road, 3710 E. Washington Avenue, 2909 E. Washington Ave.; Unlawful taxation -- \$55,995.43

This Claim was Refer to the Attorney's Office

99. [17390](#) UNLAWFUL TAXATION: B. McGuire, 1518 Wyldewood Drive, Madison; Unlawful taxation; Amount to be determined

This Claim was Refer to the Attorney's Office

100. [17391](#) UNLAWFUL TAXATION: Ecumenical Housing Corporation; 12 Dempsey Road; Madison; Unlawful taxation -- \$53,575.30

This Claim was Refer to the Attorney's Office

106. [17394](#) NOTICE OF CIRCUMSTANCES: Jamie Stock-Retzloff, Gingras, Cates & Luebke, S.C., attorney for C. Alexander, 2012 Westbrook Ln., Madison, 53711 - personal injury - amount to be determined.

A motion was made by Ald. Bruer, seconded by Ald. Clear, to Refer to the Risk Manager. The motion passed by voice vote/other.

107. [17395](#) D. Stukenberg, 1105 E. Gorham St., #A, Madison - vehicle damage - \$304.29.

This Claim was Refer to the Risk Manager

108. [17396](#) C. Schneeberg, 21 St. Albans Ave., Madison, 53714 - property damage - \$2,033.00.

This Claim was Refer to the Risk Manager

109. [17397](#) L. Tenebruso, 1230 Williamson St., #1, Madison, 53703 - vehicle damage - \$3,570.10.

This Claim was Refer to the Risk Manager

110. [17401](#) NOTICE OF CLAIM - L. Timm, N2747 Willing Rd., Jefferson, 53549 - vehicle damage - amount to be determined.

This Claim was Refer to the Risk Manager

111. [17402](#) J. Tucker for S. Tucker, 608 Buick St., Madison - physical injury, emotional distress, loss of rights - \$25,268.11.

This Claim was Refer to the Risk Manager

112. [17412](#) B. Tucker, 608 Buick St., Madison, 53713 - emotional distress, loss of rights - \$25,268.11.

This Claim was Refer to the Risk Manager

113. [17449](#) D. Warren, 1490 Mirten St., Madison - personal injury - amount to be determined.

This Claim was Refer to the Risk Manager

114. [17450](#) J. Tucker, 608 Buick St., Madison, 53713 - emotional distress, loss of rights - \$25,268.11.

This Claim was Refer to the Risk Manager

115. [17451](#) TransPac Solutions for United Heartland, Inc. for Madison Metropolitan School District, for D. Nerad, - personal injury - \$1,798.24.

This Claim was Refer to the Risk Manager

116. [17454](#) E. Evans, 6418 University Ave., Middleton, 53562 - property loss - \$337.00.

This Claim was Refer to the Risk Manager

117. [17455](#) J. Braddock, 5708 Barbara Dr., Fitchburg - vehicle damage - \$1,403.89.

This Claim was Refer to the Risk Manager

118. [17460](#) J. Mrowiec, 4063 Lakeshore Dr., Winnebago, IL 61088 - vehicle damage - \$827.46.

This Claim was Refer to the Risk Manager

119. [17475](#) K. Ellcey, 225 Walker St., Waupun - vehicle damage - \$274.07.

This Claim was Refer to the Risk Manager

120. [17476](#) H. Kraedemann, 4001 School Rd., Madison 53704 - property damage - \$600.00.

This Claim was Refer to the Risk Manager

121. [17490](#) D. Phelan, 1710 Emerald Dr., Green Bay, 54311 - personal injury - \$20,000.00.

This Claim was Refer to the Risk Manager

THE FOLLOWING ITEMS WERE INTRODUCED FROM THE FLOOR AT THE LAST MEETING, AND ARE ON THIS AGENDA PURSUANT TO SEC. 2.05(1)(B), MGO SOLELY FOR THE PURPOSE OF ADDING ADDITIONAL REFERRALS.

122. [17335](#) Authorizing the Mayor and City Clerk to execute a development agreement to fund a \$16,000,000 Tax Incremental Finance Loan to Landmark X, LLC (“Developer”) to assist in the development of the Edgewater Hotel redevelopment project.

Sponsors: David J. Cieslewicz and Mark Clear

No additional referrals.

A motion was made by Ald. Bruer, seconded by Ald. Clear, to Refer to the BOARD OF ESTIMATES. The motion passed by voice vote/other.

ADDENDUM - LATE ITEMS

123. [17559](#) Authorizing the City Attorney to continue legal proceedings against Dane County and the County Executive regarding the County Executive’s efforts to change operating practices of the Public Safety Communications Center without authorization by the Public Safety Communications Center Board, and authorizing the City Attorney to add Captain Carl Gloede as a plaintiff in the case in his official capacity as a Captain of the Madison Police Department and as the vice chair of the Dane County Public Safety Communications Center Board.

Sponsors: David J. Cieslewicz and Paul E. Skidmore

This Resolution was Adopt Under Suspension of Rules 2.04, 2.05, 2.24, and 2.25

Ayes: 20 -

Jed Sanborn; Bridget R. Maniaci; Lauren Cnare; Michael E. Verveer; Shiva Bidar-Sielaff; Marsha A. Rummel; Steve King; Bryon A. Eagon; Paul E. Skidmore; Brian L. Solomon; Chris Schmidt; Satya V. Rhodes-Conway; Julia S. Kerr; Tim Bruer; Larry Palm; Judy Compton; Joseph R. Clausius; Michael Schumacher; Mark Clear and Thuy Pham-Remmele

Non Voting: 1 -

David J. Cieslewicz

Enactment No: RES-10-00122

ANNOUNCEMENTS & INTRODUCTION OF ITEMS FROM THE FLOOR

17574

Declaring the band Wilco and its members, Jeff Tweedy, John Stirratt, Glenn Kotche, Mikael Jorgensen, Nels Cline, and Pat Sansone, honorary citizens of the great City of Madison, Wisconsin.

Sponsors: Satya V. Rhodes-Conway, David J. Cieslewicz, Chris Schmidt, Brian L. Solomon, Bridget R. Maniaci, Tim Bruer, Julia S. Kerr, Marsha A. Rummel, Shiva Bidar-Sielaff and Michael E. Verveer

Adopt 3/2/10

A motion was made by Ald. Compton, seconded by Ald. Bruer, to Refer to the COMMON COUNCIL. The motion passed by voice vote/other.

17576

Supporting the city of Madison's application for Google Fiber for Communities.

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

A motion was made by Ald. Clear, seconded by Ald. Bruer, to Refer to the COMMON COUNCIL, due back on 3/2/2010. The motion passed by voice vote/other.

ADJOURNMENT at 8:45 pm

A motion was made by Ald. Bruer, seconded by Ald. Clear, to Adjourn . The motion passed by voice vote/other.