



# City of Madison

City of Madison  
Madison, WI 53703  
[www.cityofmadison.com](http://www.cityofmadison.com)

## Agenda - Approved COMMON COUNCIL

*This meeting can be viewed LIVE on Madison City Channel, cable channel 98, digital channel 994, or at [www.madisoncitychannel.tv](http://www.madisoncitychannel.tv).*

Tuesday, December 11, 2012

6:30 PM

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

### SPEAKING GUIDELINES

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

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

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

Please contact the Office of the Common Council at (608) 266-4071.

### 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

1. [28578](#) Presentation: Poetry Recitation by Moisés Villavicencio Barras  
Legislative History  
12/6/12 Council Office Refer to the COMMON COUNCIL

**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**

2.     [28496](#)     Commending Kathleen Rideout, Administrative Clerk I, of the City Engineering Division, upon her retirement after more than 38 years of dedicated service to the City of Madison.
- Sponsors:**     Paul R. Soglin, Shiva Bidar-Sielaff, Chris Schmidt, Tim Bruer, Joseph R. Clausius, Mark Clear, Lauren Cnare, Sue Ellingson, Jill Johnson, Steve King, Bridget R. Maniaci, Larry Palm, Matthew J. Phair, Scott J. Resnick, Satya V. Rhodes-Conway, Marsha A. Rummel, Paul E. Skidmore, Brian L. Solomon, Lisa Subeck, Michael E. Verveer and Anita Weier
- Legislative History**
- |          |                      |                                                                                                |
|----------|----------------------|------------------------------------------------------------------------------------------------|
| 11/30/12 | Engineering Division | RECOMMEND TO COUNCIL TO ADOPT UNDER SUSPENSION OF RULES 2.04, 2.05, 2.24, & 2.25 - MISC. ITEMS |
|----------|----------------------|------------------------------------------------------------------------------------------------|
3.     [28560](#)     BY TITLE ONLY Commending Bradley J. Murphy for his leadership to the City of Madison's planning program on the occasion of his retirement from public service.
- Sponsors:**     Paul R. Soglin, Shiva Bidar-Sielaff, Chris Schmidt, Tim Bruer, Joseph R. Clausius, Mark Clear, Lauren Cnare, Sue Ellingson, Jill Johnson, Steve King, Bridget R. Maniaci, Larry Palm, Matthew J. Phair, Scott J. Resnick, Satya V. Rhodes-Conway, Marsha A. Rummel, Paul E. Skidmore, Brian L. Solomon, Lisa Subeck, Michael E. Verveer and Anita Weier
- Legislative History**
- |         |                                                               |                                                                                                      |
|---------|---------------------------------------------------------------|------------------------------------------------------------------------------------------------------|
| 12/5/12 | 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 |
|---------|---------------------------------------------------------------|------------------------------------------------------------------------------------------------------|
4.     [28568](#)     Awarding the Sixth Annual Jeffrey Clay Erlanger Civility in Public Discourse Award
- Sponsors:**     Shiva Bidar-Sielaff and Paul R. Soglin
- Adopt Under Suspension Of Rules 2.04, 2.05, 2.24, & 2.25
- Legislative History**
- |         |                |                                                                                                |
|---------|----------------|------------------------------------------------------------------------------------------------|
| 12/6/12 | Mayor's Office | RECOMMEND TO COUNCIL TO ADOPT UNDER SUSPENSION OF RULES 2.04, 2.05, 2.24, & 2.25 - MISC. ITEMS |
|---------|----------------|------------------------------------------------------------------------------------------------|

**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 PLAN COMMISSION**

5. [28116](#) Creating Section 28.06(2)(a)3632. of the Madison General Ordinances rezoning property from PUD(GDP) Planned Unit Development (General Development Plan) to PUD(SIP) Planned Unit Development (Specific Implementation Plan) District and in the Zoning Code effective January 2, 2013, creating Section 28.022--00001 rezoning property from PUD(GDP) Planned Unit Development (General Development Plan) District to PD(SIP) Planned Development (Specific Implementation Plan) District. Proposed Use: Construct 58,000 square foot grocery store in Grandview Commons Town Center; 3rd Aldermanic District: 6002 Cottage Grove Road.
- Sponsors:** Planning Division
- Legislative History**
- |          |                                                                                                                           |                                                    |
|----------|---------------------------------------------------------------------------------------------------------------------------|----------------------------------------------------|
| 10/24/12 | Attorney's Office/Approval Group<br>Plan Commission; Public Hearings: Plan Commission, 11/19/12; Common Council, 11/27/12 | Referred for Introduction                          |
| 10/30/12 | COMMON COUNCIL<br>Common Council 11-27-12                                                                                 | Referred for Public Hearing to the PLAN COMMISSION |

11/19/12

## PLAN COMMISSION

RECOMMEND TO COUNCIL TO ADOPT  
WITH CONDITIONS - PUBLIC HEARING

The Plan Commission recommended approval of the proposed specific implementation plan subject to the comments and conditions contained in the Plan Commission materials and the following conditions:

- That the trash enclosure along the rear, eastern wall of the store be at least 2 feet taller than the tallest component within the enclosure;
- Clarify the elevations to ensure that the height of the loading dock walls will be at least 2 feet taller than a WB-65 truck parked at the docks;
- That the acoustic screens proposed to screen rooftop mechanical units be 2 feet taller than the unit being screened;
- Remove conditions 5 and 40 of the Planning Division staff report in favor of the tree preservation condition contained in the November 7, 2012 report of the Urban Design Commission; and
- That condition 36 of the staff report be revised to read: "The applicant shall provide a considerable deposit for signing and marking for new traffic control measures, including McLean Drive and Sharpsburg Drive and its intersections with Gemini Drive and North Star Drive. This includes money for stops signs, parking, crosswalks and bike lanes. "

An earlier condition proposed by Rewey as part of the main motion to require that the developer pay a minimum of 50% of the cost of the future signalization of the intersection of Cottage Grove Road and Gemini Drive when the traffic warrants were met was separated on a motion by Cantrell, seconded by Sundquist and was considered separately. A motion by Ald. Rummel, seconded by Hamilton-Nisbet, to add a condition that the developer provide a deposit for the developer's proportionate share of the cost of the future signalization of the intersection of Cottage Grove Road and Gemini Drive when the traffic warrants were met" was not recognized by the chair or acted upon by the Commission. The separated, original (Rewey) motion failed on a voice vote.

11/27/12

## COMMON COUNCIL

Re-refer for Recessed Public Hearing to the  
PLAN COMMISSION

Common Council 12/11/12

12/3/12      PLAN COMMISSION      RECOMMEND TO COUNCIL TO ADOPT -  
RECESSED PUBLIC HEARING

Citing the superior design of the grocery store and the presence of unique site features including geometric limitations on the site due to platting, the Plan Commission granted the waivers to Section 33.24(4)(f) outlined in the December 3, 2012 staff report addendum, and reaffirmed its November 19, 2012 recommendation of approval of the proposed specific implementation plan subject to the November 7, 2012 report of the Urban Design Commission, the comments and conditions contained in the November 19, 2012 Plan Commission report, the conditions recommended by the Plan Commission on November 19, 2012, the staff report addendum dated December 3, 2012, and the following specific waivers and conditions:

- That a waiver to Sec. 33.24(4)(f)4.a is granted because the smaller, more frequent wall plane relief proposed represents a better design solution than what is prescribed by ordinance;
- That a waiver to Sec. 33.24(4)(f)4c&d is granted because the proposed facade design represents a better design solution than what is prescribed by ordinance;
- That Sec. 33.24(4)(f)5.a, Sec. 33.24(4)(f)7.b and Sec. 33.24(4)(f)11.d are addressed through the recommended conditions;
- That a waiver to Sec. 33.24(4)(f)8.b is granted based on the phased development shown on the Grandview Commons Town Center General Development Plan; the requirement will be met along Gemini Drive when the entire C-block development is completed in the future;
- That a waiver to Sec. 33.24(4)(f)8.d is granted because the proposed landscaping plan represents a better design solution than what is prescribed by ordinance;
- That the final TDM plan be approved by the Director of the Planning Division following a recommendation by the City Traffic Engineer prior to issuance of building permits per Sec. 33.24(4)(f)9.d;
- That a waiver to Sec. 33.24(4)(f)11.c is granted because widening the sidewalk along the north wall of the store would have a direct impact on the quality of the proposed landscaping plan, which the Commission felt was the bigger goal; and
- That Sec. 33.24(4)(f)10.c is met with the overall design of the grocery store.

The motion to grant the waivers and reaffirm the recommendation of approval of the project passed by voice vote/ other.

6.      [28117](#)

Creating Section 28.06(2)(a)3633. 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 and in the Zoning Code effective January 2, 2013, creating Section 28.022--00002 rezoning property from PUD(GDP) Planned Unit Development (General Development Plan) District to PD(SIP) Planned Development (Specific Implementation Plan) District. Proposed Use: Construct approximately 3,800 square foot multi-tenant retail building in Grandview Commons Town Center; 3rd Aldermanic District: 5925 Sharpsburg Drive.

**Sponsors:**      Planning Division

**Legislative History**

|          |                                                                                                                           |                                                    |
|----------|---------------------------------------------------------------------------------------------------------------------------|----------------------------------------------------|
| 10/24/12 | Attorney's Office/Approval Group<br>Plan Commission; Public Hearings: Plan Commission, 11/19/12; Common Council, 11/27/12 | Referred for Introduction                          |
| 10/30/12 | COMMON COUNCIL<br><br>Common Council 11-27-12                                                                             | Referred for Public Hearing to the PLAN COMMISSION |

|          |                                                                                                                                                                                                                     |                                                                               |
|----------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-------------------------------------------------------------------------------|
| 11/19/12 | PLAN COMMISSION                                                                                                                                                                                                     | RECOMMEND TO COUNCIL TO ADOPT<br>WITH CONDITIONS - PUBLIC HEARING             |
|          | The Plan Commission recommended approval of the proposed specific implementation plan subject to the comments and conditions contained in the Plan Commission materials.                                            |                                                                               |
| 11/27/12 | COMMON COUNCIL                                                                                                                                                                                                      | Re-refer for Recessed Public Hearing to the<br>PLAN COMMISSION                |
|          | Common Council 12/11/12                                                                                                                                                                                             |                                                                               |
| 12/3/12  | PLAN COMMISSION                                                                                                                                                                                                     | RECOMMEND TO COUNCIL TO ADOPT<br>WITH CONDITIONS - RECESSED PUBLIC<br>HEARING |
|          | The Plan Commission reaffirmed its November 19, 2012 recommendation of approval of the proposed specific implementation plan subject to the comments and conditions contained in the November 19 meeting materials. |                                                                               |

## PUBLIC HEARINGS - BEGIN AT 6:45 PM

### REPORT OF ALCOHOL LICENSE REVIEW COMMITTEE

7. [28034](#) Public Hearing - New License  
 Frank Productions Inc. • dba Frank Productions  
 216 State Street • Agent: Fred Frank • Estimated Capacity: 2000  
 Class B Combination Liquor & Beer • 95% alcohol, 0% food, 5% Other  
 Aldermanic District 4 (Alder Verveer) • Police Sector 406 • Density Area

#### Legislative History

|          |                                                                   |                                                                           |
|----------|-------------------------------------------------------------------|---------------------------------------------------------------------------|
| 10/24/12 | Clerk's Office<br>Alcohol License Review Committee public hearing | Referred for Introduction                                                 |
| 10/30/12 | COMMON COUNCIL                                                    | Referred for Public Hearing to the<br>ALCOHOL LICENSE REVIEW<br>COMMITTEE |
| 11/26/12 | ALCOHOL LICENSE<br>REVIEW COMMITTEE                               | RECOMMEND TO COUNCIL TO GRANT -<br>PUBLIC HEARING                         |

8. [28035](#) Public Hearing - New License  
 Trip's Main Depot Inc. • dba Main Depot  
 627 Main Street • Agent: Travis Tripalin • Estimated Capacity: 80  
 Class B Combination Liquor & Beer • 85% alcohol, 15% food  
 Aldermanic District 4 (Alder Verveer) • Police Sector 404 • Density Area

#### Legislative History

|          |                                                                   |                                                                           |
|----------|-------------------------------------------------------------------|---------------------------------------------------------------------------|
| 10/24/12 | Clerk's Office<br>Alcohol License Review Committee public hearing | Referred for Introduction                                                 |
| 10/30/12 | COMMON COUNCIL                                                    | Referred for Public Hearing to the<br>ALCOHOL LICENSE REVIEW<br>COMMITTEE |
| 11/26/12 | ALCOHOL LICENSE<br>REVIEW COMMITTEE                               | RECOMMEND TO COUNCIL TO GRANT -<br>PUBLIC HEARING                         |

**REPORT OF BOARD OF PUBLIC WORKS**

9.     [28366](#)     Approving plans, specifications and schedule of assessments for streetlights - 700 W. Badger Road. (14th AD)
- Sponsors:     BOARD OF PUBLIC WORKS
- Legislative History
- |          |                       |                                                |
|----------|-----------------------|------------------------------------------------|
| 11/28/12 | BOARD OF PUBLIC WORKS | RECOMMEND TO COUNCIL TO ADOPT - PUBLIC HEARING |
|----------|-----------------------|------------------------------------------------|
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10.    [28384](#)     Approving Plans, Specifications, And Schedule Of Assessments For Livingston Street Resurfacing with Utilities Assessment District - 2013.
- Sponsors:     BOARD OF PUBLIC WORKS
- Legislative History
- |          |                       |                                                |
|----------|-----------------------|------------------------------------------------|
| 11/28/12 | BOARD OF PUBLIC WORKS | RECOMMEND TO COUNCIL TO ADOPT - PUBLIC HEARING |
|----------|-----------------------|------------------------------------------------|
- 
11.    [28385](#)     Approving Plans, Specifications, And Schedule Of Assessments For North Fairchild Street and West Mifflin Street Assessment District - 2013.
- Sponsors:     BOARD OF PUBLIC WORKS
- Legislative History
- |          |                       |                                                |
|----------|-----------------------|------------------------------------------------|
| 11/28/12 | BOARD OF PUBLIC WORKS | RECOMMEND TO COUNCIL TO ADOPT - PUBLIC HEARING |
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**REPORT OF PLAN COMMISSION**

12.    [28118](#)     Creating Section 28.06(2)(a)3634. 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 and in the Zoning Code effective January 2, 2013, creating Section 28.022--00003 rezoning property from PUD(GDP) Planned Unit Development (General Development Plan) District to PD(SIP) Planned Development (Specific Implementation Plan) District. Proposed Use: Construct two apartment buildings containing 95 total units; 3rd Aldermanic District: 638 Hercules Trail.
- Sponsors:     Planning Division
- Legislative History
- |          |                                                                                                                          |                                                    |
|----------|--------------------------------------------------------------------------------------------------------------------------|----------------------------------------------------|
| 10/24/12 | Attorney's Office/Approval Group<br>Plan Commission; Public Hearings: Plan Commission, 12/3/12; Common Council, 12/11/12 | Referred for Introduction                          |
| 10/30/12 | COMMON COUNCIL<br><br>Common Council 12-11-12                                                                            | Referred for Public Hearing to the PLAN COMMISSION |

12/3/12      PLAN COMMISSION      RECOMMEND TO COUNCIL TO ADOPT  
WITH CONDITIONS - PUBLIC HEARING

The Plan Commission recommended approval of the proposed specific implementation plan subject to the comments and conditions contained in the Plan Commission materials. The motion to recommend approval passed by voice vote/ other.

13.      [28119](#)

Creating Section 28.06(2)(a)3635. of the Madison General Ordinances rezoning property from R6 General Residence District and C2 General Commercial District to PUD(GDP) Planned Unit Development (General Development Plan) District; in the Zoning Code effective January 2, 2013, creating Section 28.022--00004 of the Madison General Ordinances rezoning property from R6 General Residence District and C2 General Commercial District to PD(GDP) Planned Development (General Development Plan) District; creating Section 28.06(2)(a)3636. rezoning property from PUD(GDP) Planned Unit Development (General Development Plan) District to PUD(SIP) Planned Unit Development (Specific Implementation Plan) District; and in the Zoning Code effective January 2, 2013, creating Section 28.022--00005 rezoning property from PUD(GDP) Planned Unit Development (General Development Plan) District to PD(SIP) Planned Development (Specific Implementation Plan) District. Proposed Use: Demolish three residences and an office building to allow construction of a mixed-use building containing 1,700 square feet of retail space and 75 apartments; 4th Aldermanic District: 202-210 N. Bassett Street and 512-520 W. Dayton Street.

**Sponsors:**      Planning Division

**Legislative History**

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|----------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-------------------------------------------------------------------|
| 10/24/12 | Attorney's Office/Approval Group<br>Plan Commission; Public Hearings: Plan Commission, 12/3/12; Common Council, 12/11/12                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                    | Referred for Introduction                                         |
| 10/30/12 | COMMON COUNCIL<br><br>Common Council 12-11-12                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                               | Referred for Public Hearing to the PLAN COMMISSION                |
| 12/3/12  | PLAN COMMISSION<br><br>The Plan Commission recommended approval of the proposed specific implementation plan subject to the comments and conditions contained in the Plan Commission materials and the following conditions:<br><br>- That the applicant work with Planning staff prior to final approval to ensure that sufficient backing space is provided for the surface parking lot proposed off of N. Bassett Street;<br><br>- That handrails for the project not extend into the public right of way;<br><br>- That condition #4 of the Planning Division staff report be modified to allow the three parking stalls in question to be automobile parking stalls first, with the option to convert those into moped parking stalls later by minor alteration to the PUD-SIP, and;<br><br>- That the applicant work with Planning and Traffic Engineering staff prior to final approval to provide additional visitor bicycle parking to serve the development.<br><br>The motion to recommend approval passed by voice vote/ other. | RECOMMEND TO COUNCIL TO ADOPT<br>WITH CONDITIONS - PUBLIC HEARING |

14. [28120](#) Creating Section 28.06(2)(a)3637. of the Madison General Ordinances rezoning property from C2 General Commercial District to PUD(GDP) Planned Unit Development (General Development Plan) District; in the Zoning Code effective January 2, 2013, creating Section 28.022--00006 of the Madison General Ordinances rezoning property from C2 General Commercial District to PD(GDP) Planned Development (General Development Plan) District; creating Section 28.06(2)(a)3638. rezoning property from PUD(GDP) Planned Unit Development (General Development Plan) District to PUD(SIP) Planned Unit Development (Specific Implementation Plan) District; and in the Zoning Code effective January 2, 2013, creating Section 28.022-00007 rezoning property from PUD(GDP) Planned Unit Development (General Development Plan) District to PD(SIP) Planned Development (Specific Implementation Plan) District. Proposed Use: Demolish two residences to allow construction of a mixed-use building containing 2,000 square feet of first floor of retail space and 42 apartments; 4th Aldermanic District: 313-315 North Frances Street.

**Sponsors:** Planning Division

**Legislative History**

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|----------|--------------------------------------------------------------------------------------------------------------------------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 10/24/12 | Attorney's Office/Approval Group<br>Plan Commission; Public Hearings: Plan Commission, 12/3/12; Common Council, 12/11/12 | Referred for Introduction                                                                                                                                                                                                                                                                  |
| 10/30/12 | COMMON COUNCIL<br>Common Council 12-11-12                                                                                | Referred for Public Hearing to the PLAN COMMISSION                                                                                                                                                                                                                                         |
| 12/3/12  | PLAN COMMISSION                                                                                                          | RECOMMEND TO COUNCIL TO RE-REFER - PUBLIC HEARING to the PLAN COMMISSION<br><br>The Plan Commission recommended re-referral of the proposed planned unit development to December 17, 2012 pending a recommendation by the Urban Design Commission. The motion passed by voice vote/ other. |

15. [28121](#) Creating Section 28.06(2)(a)3639. of the Madison General Ordinances rezoning property from R3 Single-Family and Two-Family Residence District and C3 Highway Commercial District to PUD(GDP) Planned Unit Development (General Development Plan) District; in the Zoning Code effective January 2, 2013, creating Section 28.022--00008 of the Madison General Ordinances rezoning property from R3 Single-Family and Two-Family Residence District and C3 Highway Commercial District to PD(GDP) Planned Development (General Development Plan) District; creating Section 28.06(2)(a)3640. rezoning property from PUD(GDP) Planned Unit Development (General Development Plan) District to PUD(SIP) Planned Unit Development (Specific Implementation Plan) District; and in the Zoning Code effective January 2, 2013, creating Section 28.022--00009 rezoning property from PUD(GDP) Planned Unit Development (General Development Plan) District to PD(SIP) Planned Development (Specific Implementation Plan) District. Proposed Use: Demolish vacant bakery and single-family residence to allow construction of a mixed-use building containing 6,500 sq. ft. of first floor retail space and 40 apartments; 13th Aldermanic District: 448 South Park Street and 914 Drake Street.

**Sponsors:** Planning Division

**Legislative History**

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|----------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--------------------------------------------------------------------------|
| 10/24/12 | Attorney's Office/Approval Group<br>Plan Commission; Public Hearings: Plan Commission, 12/3/12; Common Council, 12/11/12                                                                                                      | Referred for Introduction                                                |
| 10/30/12 | COMMON COUNCIL<br>Common Council 12-11-12                                                                                                                                                                                     | Referred for Public Hearing to the PLAN COMMISSION                       |
| 12/3/12  | PLAN COMMISSION<br>The Plan Commission recommended re-referral of the proposed planned unit development to December 17, 2012 pending a recommendation by the Urban Design Commission. The motion passed by voice vote/ other. | RECOMMEND TO COUNCIL TO RE-REFER - PUBLIC HEARING to the PLAN COMMISSION |

16. [28424](#) Amending Chapter 28 of the Madison General Ordinances to correct various errors in the recently adopted Zoning Code.

**Sponsors:** Steve King, Marsha A. Rummel and Chris Schmidt

**Legislative History**

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|----------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--------------------------------------------------------------------------|
| 11/19/12 | Attorney's Office/Approval Group<br>Plan Commission; Public Hearings: Plan Commission, 12/3/12; Common Council, 1/8/13                                                                                                             | Referred for Introduction                                                |
| 11/27/12 | COMMON COUNCIL                                                                                                                                                                                                                     | Referred to the PLAN COMMISSION                                          |
| 12/3/12  | PLAN COMMISSION<br>The Plan Commission recommended re-referral of the proposed text amendment to the December 17, 2012 meeting to allow the required public hearing notice to be provided. The motion passed by voice vote/ other. | RECOMMEND TO COUNCIL TO RE-REFER - PUBLIC HEARING to the PLAN COMMISSION |

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

17. [28410](#) Report of the Mayor submitting citizen committee appointments (introduction 11-27-2012; action 12-11-2012).

**Sponsors:** Paul R. Soglin

**Legislative History**

|          |                                      |                             |
|----------|--------------------------------------|-----------------------------|
| 11/19/12 | Mayor's Office<br>Confirm 12-11-2012 | Referred for Introduction   |
| 11/27/12 | COMMON COUNCIL                       | Refer to the COMMON COUNCIL |

18. [28546](#) Report of the Mayor submitting citizen committee appointments (introduction 12-11-2012; action 1-8-2013).

**Sponsors:** Paul R. Soglin

**Legislative History**

|         |                                    |                           |
|---------|------------------------------------|---------------------------|
| 12/5/12 | Mayor's Office<br>Confirm 1-8-2012 | Referred for Introduction |
|---------|------------------------------------|---------------------------|

**BUSINESS PRESENTED BY THE PRESIDENT OF THE COMMON COUNCIL**

19. [28562](#) Authorizing the Mayor and City Clerk to execute a one-year Agreement with perpetual automatic one-year extensions with The National Purchasing Cooperative for the purpose of allowing the City to procure from vendors associated with the Cooperative.

**Sponsors:** Joseph R. Clausius

**Legislative History**

|         |                |                                                                                                      |
|---------|----------------|------------------------------------------------------------------------------------------------------|
| 12/5/12 | Parks Division | RECOMMEND TO COUNCIL TO ADOPT<br>UNDER SUSPENSION OF RULES 2.04,<br>2.05, 2.24, & 2.25 - MISC. ITEMS |
|---------|----------------|------------------------------------------------------------------------------------------------------|

**REPORTS OF OFFICERS****REPORT OF ALCOHOL LICENSE REVIEW COMMITTEE**

20. [27753](#) Operator License Application  
Applicant Solomon O. Brown

**Legislative History**

|          |                                     |                                                  |
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| 10/17/12 | ALCOHOL LICENSE<br>REVIEW COMMITTEE | Refer to the ALCOHOL LICENSE REVIEW<br>COMMITTEE |
|----------|-------------------------------------|--------------------------------------------------|

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|  | 11/26/12 | ALCOHOL LICENSE<br>REVIEW COMMITTEE | RECOMMEND TO COUNCIL TO PLACE<br>ON FILE WITHOUT PREJUDICE<br>-REPORT OF OFFICER |
|--|----------|-------------------------------------|----------------------------------------------------------------------------------|
21.     [27779](#)     Operator License Application  
Eve Ellen Echols-Rosendahl  
Legislative History
- |  |          |                                     |                                                      |
|--|----------|-------------------------------------|------------------------------------------------------|
|  | 10/17/12 | ALCOHOL LICENSE<br>REVIEW COMMITTEE | Refer to the ALCOHOL LICENSE REVIEW<br>COMMITTEE     |
|  | 11/26/12 | ALCOHOL LICENSE<br>REVIEW COMMITTEE | RECOMMEND TO COUNCIL TO GRANT -<br>REPORT OF OFFICER |
22.     [27901](#)     Change of Licensed Premise  
Teddy Stevens• dba T Sushi Restaurant • Capacity: 67 indoor/28 outdoor  
301 W Johnson Street  
Class B Combination Liquor & Beer • 30% alcohol, 70% food  
Aldermanic District 4 (Alder Verveer) • Police Sector 405
- Expand premises to include additional 2,000 sq. ft. area upstairs,  
increase indoor capacity to 300
- Legislative History
- |  |          |                                     |                                                                                                                       |
|--|----------|-------------------------------------|-----------------------------------------------------------------------------------------------------------------------|
|  | 10/17/12 | ALCOHOL LICENSE<br>REVIEW COMMITTEE | Re-refer to the ALCOHOL LICENSE<br>REVIEW COMMITTEE                                                                   |
|  | 10/17/12 | ALCOHOL LICENSE<br>REVIEW COMMITTEE | Table                                                                                                                 |
|  | 10/17/12 | ALCOHOL LICENSE<br>REVIEW COMMITTEE | Take Off The Table                                                                                                    |
|  | 11/26/12 | ALCOHOL LICENSE<br>REVIEW COMMITTEE | RECOMMEND TO COUNCIL TO DENY<br>BECAUSE OF THE HEALTH, SAFETY,<br>AND WELFARE OF THE COMMUNITY -<br>REPORT OF OFFICER |
23.     [28017](#)     Operator License Application  
Joshua B Schott  
Legislative History
- |  |          |                                     |                                                     |
|--|----------|-------------------------------------|-----------------------------------------------------|
|  | 10/17/12 | ALCOHOL LICENSE<br>REVIEW COMMITTEE | Refer to the ALCOHOL LICENSE REVIEW<br>COMMITTEE    |
|  | 11/26/12 | ALCOHOL LICENSE<br>REVIEW COMMITTEE | RECOMMEND TO COUNCIL TO DENY -<br>REPORT OF OFFICER |

24. [28036](#) 21+ Entertainment License  
Frank Productions, Inc. • dba Frank Productions • Capacity: 2000  
216 State Street • Agent: Fred Frank  
Class B Combination Liquor & Beer • 95% alcohol, 0% food, 5% Other  
Aldermanic District 4 (Alder Verveer) • Police Sector 404

Legislative History

|          |                                     |                                                                                  |
|----------|-------------------------------------|----------------------------------------------------------------------------------|
| 11/26/12 | ALCOHOL LICENSE<br>REVIEW COMMITTEE | RECOMMEND TO COUNCIL TO PLACE<br>ON FILE WITHOUT PREJUDICE<br>-REPORT OF OFFICER |
|----------|-------------------------------------|----------------------------------------------------------------------------------|

25. [28303](#) Change of Agent  
The Noodle Shop Co-Wisconsin Inc • dba Noodles and Company • 232 State  
St  
New Agent: Salvador Daniel  
Class B Combination Liquor & Beer • .6% alcohol, 99.4% food  
Aldermanic District 4 (Alder Verveer) • Police Sector 406

Legislative History

|          |                                     |                                                      |
|----------|-------------------------------------|------------------------------------------------------|
| 11/26/12 | ALCOHOL LICENSE<br>REVIEW COMMITTEE | RECOMMEND TO COUNCIL TO GRANT -<br>REPORT OF OFFICER |
|----------|-------------------------------------|------------------------------------------------------|

26. [28304](#) Change of Agent  
Francinn Corp • dba Best Western Inn Towner  
2424 University Avenue • New Agent: Evan Talbert  
Class B Combination Liquor & Beer • 14% alcohol, 69% food, 17% other  
Aldermanic District 5 (Alder Bidar-Sielaff) • Police Sector 301

Legislative History

|          |                                     |                                                      |
|----------|-------------------------------------|------------------------------------------------------|
| 11/26/12 | ALCOHOL LICENSE<br>REVIEW COMMITTEE | RECOMMEND TO COUNCIL TO GRANT -<br>REPORT OF OFFICER |
|----------|-------------------------------------|------------------------------------------------------|

27. [28312](#) Change of Licensed Premise  
Francisco Gonzalez Trejo • dba Francisco's Mexican Restaurant • Capacity: 68  
121 E Main St • Agent: Francisco Gonzalez Trejo  
Class B Combination Liquor & Beer • 10% alcohol, 90% food  
Aldermanic District 4 (Alder Verveer) • Police Sector 406  
Request to expand to second floor to capacity of 150

Legislative History

|          |                                     |                                                                         |
|----------|-------------------------------------|-------------------------------------------------------------------------|
| 11/26/12 | ALCOHOL LICENSE<br>REVIEW COMMITTEE | RECOMMEND TO COUNCIL TO GRANT<br>WITH CONDITIONS - REPORT OF<br>OFFICER |
|----------|-------------------------------------|-------------------------------------------------------------------------|

The Conditions are:

1. Total capacity not to exceed 150, pending approvals from Building Inspection and Fire Department.
2. Bar limited to a service bar.
3. Second floor fully furnished as a restaurant with tables and chairs.

28. [28313](#) 18+ Center for Visual & Performing Arts License  
 Francisco Gonzalez Trejo • dba Francisco's Mexican Restaurant • Capacity: 60  
 (proposed) 150  
 121 E Main St • Agent: Francisco Gonzalez Trejo  
 Class B Combination Liquor & Beer • 10% alcohol, 90% food  
 Aldermanic District 4 (Alder Verveer) • Police Sector 406 • Density Area

**Legislative History**

|          |                                     |                                                                         |
|----------|-------------------------------------|-------------------------------------------------------------------------|
| 11/26/12 | ALCOHOL LICENSE<br>REVIEW COMMITTEE | RECOMMEND TO COUNCIL TO GRANT<br>WITH CONDITIONS - REPORT OF<br>OFFICER |
|----------|-------------------------------------|-------------------------------------------------------------------------|

The condition is:  
 1. Limited to acoustic music only.

29. [28506](#) Alcohol License Review Committee Report of Operator License Applications  
 12-11-2012. See attached report for list of operators.

**Legislative History**

|          |                |                                                      |
|----------|----------------|------------------------------------------------------|
| 11/30/12 | Clerk's Office | RECOMMEND TO COUNCIL TO GRANT -<br>REPORT OF OFFICER |
|----------|----------------|------------------------------------------------------|

**REPORT OF BOARD OF ESTIMATES**

30. [27744](#) 2nd SUBSTITUTE - Authorizing the allocation of up to \$214,000 from the  
 Housing Reserve Fund to support the development of four (4) owner-occupied  
 Lease-to-Purchase housing units by Wisconsin Partnership for Housing  
 Development in 2013.

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

**Legislative History**

|         |                                                                                     |                                                                                     |
|---------|-------------------------------------------------------------------------------------|-------------------------------------------------------------------------------------|
| 9/26/12 | CDBG Office<br>Board of Estimates, Community Development Block Grant Committee      | Referred for Introduction                                                           |
| 10/2/12 | COMMON COUNCIL<br>Additional Referral: Community Development Block Grant Committee. | Referred to the BOARD OF ESTIMATES                                                  |
| 10/3/12 | BOARD OF ESTIMATES                                                                  | Refer to the COMMUNITY DEVELOPMENT<br>BLOCK GRANT COMMITTEE                         |
| 10/4/12 | COMMUNITY<br>DEVELOPMENT BLOCK<br>GRANT COMMITTEE                                   | Return to Lead with the Recommendation<br>for Approval to the BOARD OF<br>ESTIMATES |
| 12/3/12 | BOARD OF ESTIMATES                                                                  | RECOMMEND TO COUNCIL TO ADOPT -<br>REPORT OF OFFICER                                |

31. [27976](#) Determining a public purpose and necessity and adopting a Relocation Order for the acquisition and demolition of two single family properties located at 1721 North Sherman Avenue and 1713 Schlimgen Avenue, City of Madison, Dane County, Wisconsin for improvements to water distribution at Madison Water Utility Well No. 7.

**Sponsors:** Satya V. Rhodes-Conway

**Legislative History**

|          |                                                                                           |                                                                               |
|----------|-------------------------------------------------------------------------------------------|-------------------------------------------------------------------------------|
| 10/11/12 | Economic Development Division<br>Board of Estimates, Water Utility Board, Plan Commission | Referred for Introduction                                                     |
| 10/16/12 | COMMON COUNCIL<br>Additional referrals to: Water Utility Board, Plan Commission           | Referred to the BOARD OF ESTIMATES                                            |
| 10/16/12 | BOARD OF ESTIMATES                                                                        | Referred to the WATER UTILITY BOARD                                           |
| 10/16/12 | BOARD OF ESTIMATES                                                                        | Referred to the PLAN COMMISSION                                               |
| 11/5/12  | PLAN COMMISSION                                                                           | Return to Lead with the Recommendation for Approval to the BOARD OF ESTIMATES |
| 11/20/12 | WATER UTILITY BOARD                                                                       | Return to Lead with the Recommendation for Approval to the BOARD OF ESTIMATES |
| 12/3/12  | BOARD OF ESTIMATES                                                                        | RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER                             |

32. [28314](#) Acceptance of an anonymous donation of \$8,000 to the Madison Fire Department for the electronic transmission by responding units to incoming medical units.

**Sponsors:** Paul E. Skidmore and Jill Johnson

**Legislative History**

|          |                                       |                                                   |
|----------|---------------------------------------|---------------------------------------------------|
| 11/12/12 | Fire Department<br>Board of Estimates | Referred for Introduction                         |
| 11/27/12 | COMMON COUNCIL                        | Refer to the BOARD OF ESTIMATES                   |
| 12/3/12  | BOARD OF ESTIMATES                    | RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER |

33. [28360](#) Authorizing the Mayor and City Clerk to enter into an agreement with the Capital Area Regional Planning Commission (CARPC) for the Madison Area Transportation Planning Board (TPB) to provide transportation planning work activities to the CARPC in calendar year 2013

**Sponsors:** Chris Schmidt, Mark Clear and Steve King

**Legislative History**

|          |                                                                                     |                                                      |
|----------|-------------------------------------------------------------------------------------|------------------------------------------------------|
| 11/15/12 | Department of Planning and Community and Economic Development<br>Board of Estimates | Referred for Introduction                            |
| 11/27/12 | COMMON COUNCIL                                                                      | Refer to the BOARD OF ESTIMATES                      |
| 12/3/12  | BOARD OF ESTIMATES                                                                  | RECOMMEND TO COUNCIL TO ADOPT -<br>REPORT OF OFFICER |

34. [28362](#) Resolution authorizing the issuance, sale and delivery of \$5,655,000 Lease Revenue Refunding Bonds, Series 2013 (Monona Terrace Community and Convention Center Project) of the Community Development Authority of the City of Madison, Wisconsin, and approving the execution and delivery of certain documents in relation thereto

**Sponsors:** Paul R. Soglin

**Legislative History**

|          |                                                                             |                                 |
|----------|-----------------------------------------------------------------------------|---------------------------------|
| 11/15/12 | Attorney's Office<br>Board of Estimates; Common Council (15 votes required) | Referred for Introduction       |
| 11/27/12 | COMMON COUNCIL                                                              | Refer to the BOARD OF ESTIMATES |

AGENDA NOTE: Board of Estimates will be meeting on 12-11-2012 and a recommendation will be made from the floor.

35. [28365](#) Creating Section 4.17 of the Madison General Ordinances to prohibit the use of unused balances in the debt service fund for operating expenses.

**Sponsors:** Paul R. Soglin

**Legislative History**

|          |                                                        |                                                      |
|----------|--------------------------------------------------------|------------------------------------------------------|
| 11/15/12 | Attorney's Office/Approval Group<br>Board of Estimates | Referred for Introduction                            |
| 11/27/12 | COMMON COUNCIL                                         | Referred to the BOARD OF ESTIMATES                   |
| 12/3/12  | BOARD OF ESTIMATES                                     | RECOMMEND TO COUNCIL TO ADOPT -<br>REPORT OF OFFICER |

36. [28374](#) SUBSTITUTE-Appropriating \$5,099,500 from the General Fund balance to agency budgets and the Insurance and Workers Compensation Funds to cover various unbudgeted expenditures in 2012 and to allocate the budget for salary continuation and Police and Fire disability insurance from Supplemental Compensation to agencies.
- Sponsors:** Paul R. Soglin
- Legislative History**
- |          |                                          |                                                                             |
|----------|------------------------------------------|-----------------------------------------------------------------------------|
| 11/15/12 | Finance Department<br>Board of Estimates | Referred for Introduction                                                   |
| 11/27/12 | COMMON COUNCIL                           | Refer to the BOARD OF ESTIMATES                                             |
| 12/3/12  | BOARD OF ESTIMATES                       | RECOMMEND TO COUNCIL TO ADOPT<br>(15 VOTES REQUIRED) - REPORT OF<br>OFFICER |
37. [28411](#) Establishing the 2013 Utility Rates for Sanitary Sewer, Stormwater and Landfill.
- Sponsors:** Paul E. Skidmore, Anita Weier and Paul R. Soglin
- Legislative History**
- |          |                                                                   |                                                                                     |
|----------|-------------------------------------------------------------------|-------------------------------------------------------------------------------------|
| 11/19/12 | Engineering Division<br>Board of Estimates, Board of Public Works | Referred for Introduction                                                           |
| 11/27/12 | COMMON COUNCIL<br>Additional referrals to: Board of Public Works  | Refer to the BOARD OF ESTIMATES                                                     |
| 11/27/12 | BOARD OF ESTIMATES                                                | Referred to the BOARD OF PUBLIC<br>WORKS                                            |
| 11/28/12 | BOARD OF PUBLIC<br>WORKS                                          | Return to Lead with the Recommendation<br>for Approval to the BOARD OF<br>ESTIMATES |
| 12/3/12  | BOARD OF ESTIMATES                                                | RECOMMEND TO COUNCIL TO ADOPT -<br>REPORT OF OFFICER                                |
38. [28412](#) Amending the 2012 Clerk's Office Operating Budget by appropriating \$450,000 from the Contingent Reserve and allocating funding for election related expenses.
- Sponsors:** Paul R. Soglin
- Legislative History**
- |          |                                          |                                                                                  |
|----------|------------------------------------------|----------------------------------------------------------------------------------|
| 11/19/12 | Finance Department<br>Board of Estimates | Referred for Introduction                                                        |
| 11/27/12 | COMMON COUNCIL                           | Refer to the BOARD OF ESTIMATES                                                  |
| 12/3/12  | BOARD OF ESTIMATES                       | RECOMMEND TO COUNCIL TO PLACE<br>ON FILE WITHOUT PREJUDICE<br>-REPORT OF OFFICER |

39. [28434](#) Authorizing the Mayor and City Clerk to execute an Annual Performance Contract with Overture Center Foundation, Inc. for the 2013 operations of the Overture Center, and providing for a grant from the City.

**Sponsors:** Mark Clear and Michael E. Verveer

**Legislative History**

|          |                                         |                                                      |
|----------|-----------------------------------------|------------------------------------------------------|
| 11/19/12 | Attorney's Office<br>Board of Estimates | Referred for Introduction                            |
| 11/27/12 | COMMON COUNCIL                          | Refer to the BOARD OF ESTIMATES                      |
| 12/3/12  | BOARD OF ESTIMATES                      | RECOMMEND TO COUNCIL TO ADOPT -<br>REPORT OF OFFICER |

**REPORT OF BOARD OF HEALTH FOR MADISON AND DANE COUNTY**

40. [28408](#) Authorization for the Board of Health for Madison and Dane County to enter into a contract for the purchase of services with the Board of Regents for the University of Wisconsin for the Provision of Services for the Diagnosis and Treatment of Sexually-Transmitted Infections.

**Sponsors:** Matthew J. Phair

**Legislative History**

|          |                                                                                                                                                  |                                                                                                              |
|----------|--------------------------------------------------------------------------------------------------------------------------------------------------|--------------------------------------------------------------------------------------------------------------|
| 11/19/12 | Health Department<br>Board of Health for Madison and Dane County, Board of Estimates                                                             | Referred for Introduction                                                                                    |
| 11/27/12 | COMMON COUNCIL<br><br>Additional referral to: Board of Estimates                                                                                 | Refer to the BOARD OF HEALTH FOR<br>MADISON AND DANE COUNTY                                                  |
| 11/27/12 | BOARD OF HEALTH FOR<br>MADISON AND DANE<br>COUNTY                                                                                                | Referred to the BOARD OF ESTIMATES                                                                           |
| 12/3/12  | BOARD OF ESTIMATES                                                                                                                               | Return to Lead with the Recommendation<br>for Approval to the BOARD OF HEALTH<br>FOR MADISON AND DANE COUNTY |
| 12/3/12  | BOARD OF HEALTH FOR<br>MADISON AND DANE<br>COUNTY<br><br>The Board of Health for Madison and Dane County Executive Committee recommend approval. | RECOMMEND TO COUNCIL TO ADOPT -<br>REPORT OF OFFICER                                                         |

## REPORT OF BOARD OF PUBLIC WORKS

41. [03687](#) SUBSTITUTE Repealing and recreating Section 24.08(3)(f) of the Madison General Ordinances to reduce the permitted hours of construction noise on Sunday.
- Sponsors:** Michael E. Verveer
- Legislative History**
- |          |                                                                                                                                                                                                                                                               |                                                                                                |
|----------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|------------------------------------------------------------------------------------------------|
| 5/10/06  | Attorney's Office/Approval Group                                                                                                                                                                                                                              | Approved As To Form                                                                            |
| 5/10/06  | Attorney's Office                                                                                                                                                                                                                                             | Fiscal Note Required / Approval to the Finance Dept/Approval Group                             |
| 5/10/06  | Finance Dept/Approval Group<br><i>Bohrod</i>                                                                                                                                                                                                                  | Fiscal Note Pending to the Attorney's Office                                                   |
| 5/10/06  | Attorney's Office<br><i>Board of Public Works</i>                                                                                                                                                                                                             | Referred for Introduction                                                                      |
| 5/16/06  | COMMON COUNCIL                                                                                                                                                                                                                                                | Refer to the BOARD OF PUBLIC WORKS                                                             |
| 6/7/06   | BOARD OF PUBLIC WORKS                                                                                                                                                                                                                                         | Refer to the BOARD OF PUBLIC WORKS                                                             |
| 6/21/06  | BOARD OF PUBLIC WORKS                                                                                                                                                                                                                                         | Refer to the BOARD OF PUBLIC WORKS                                                             |
| 8/30/06  | Finance Dept/Approval Group<br><br><i>Bohrod</i>                                                                                                                                                                                                              | Approved Fiscal Note By The Comptroller's Office (AFTER CC INTRO) to the BOARD OF PUBLIC WORKS |
| 5/27/10  | Attorney's Office                                                                                                                                                                                                                                             | RECOMMEND TO COUNCIL TO PLACE ON FILE - REPORT OF OFFICER                                      |
| 6/1/10   | COMMON COUNCIL                                                                                                                                                                                                                                                | Re-refer to the BOARD OF PUBLIC WORKS                                                          |
| 10/17/12 | BOARD OF PUBLIC WORKS<br>A motion was made by Fix, seconded by Skidmore, to Refer to the BOARD OF PUBLIC WORKS, due back on 11/7/2012. The motion passed by the following vote:<br>Aye: Skidmore, Fix, Lawton, Branson, Hinke<br>No: Dailey<br>Excused: Weier | Refer to the BOARD OF PUBLIC WORKS                                                             |
| 11/28/12 | BOARD OF PUBLIC WORKS                                                                                                                                                                                                                                         | RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER                                              |

42. [28094](#) Vacation/Discontinuance of River Birch Court from Trappers Trail / Big Stone Trail to the eastern terminus as platted by the Eighth Addition to Blackhawk Subdivision, being located in part of the Southwest one-quarter (1/4), of the Southwest one-quarter (1/4) of Section 16, Town 7 North, Range 8 East, City of Madison, Dane County, Wisconsin. (9th AD)

**Sponsors:** Paul E. Skidmore

**Legislative History**

|          |                                                                |                                                                                  |
|----------|----------------------------------------------------------------|----------------------------------------------------------------------------------|
| 10/22/12 | Engineering Division<br>Board of Public Works, Plan Commission | Referred for Introduction                                                        |
| 10/30/12 | COMMON COUNCIL<br><br>Additional Referral: Plan Commission     | Referred to the BOARD OF PUBLIC WORKS                                            |
| 11/4/12  | BOARD OF PUBLIC WORKS                                          | Referred to the PLAN COMMISSION                                                  |
| 11/7/12  | BOARD OF PUBLIC WORKS                                          | RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER                                |
| 12/3/12  | PLAN COMMISSION                                                | Return to Lead with the Recommendation for Approval to the BOARD OF PUBLIC WORKS |

The Plan Commission approved the related Certified Survey Map (ID 28467) subject to the comments and conditions contained in the Plan Commission materials. The motions to recommend approval of the vacation and approve the CSM both passed by voice vote/ other.

43. [28101](#) Approving plans and specifications for public improvements necessary for the project known as Southwest Path Lighting. (5th, 10th, 11th, and 13th AD)

**Sponsors:** Brian L. Solomon, Mark Clear, Satya V. Rhodes-Conway, Jill Johnson, Joseph R. Clausius, Matthew J. Phair and Marsha A. Rummel

**Legislative History**

|          |                                                                                                                            |                                                             |
|----------|----------------------------------------------------------------------------------------------------------------------------|-------------------------------------------------------------|
| 10/23/12 | Traffic Engineering Division<br>Board of Public Works, Pedestrian/Bicycle/Motor Vehicle Commission (Joint Hrg & Mtg 11/28) | Referred for Introduction                                   |
| 10/30/12 | COMMON COUNCIL<br><br>Additional Referral: Pedestrian/Bicycle/Motor Vehicle Commission                                     | Referred to the BOARD OF PUBLIC WORKS                       |
| 11/4/12  | BOARD OF PUBLIC WORKS                                                                                                      | Referred to the PEDESTRIAN/BICYCLE/MOTOR VEHICLE COMMISSION |
| 11/28/12 | BOARD OF PUBLIC WORKS                                                                                                      | RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER           |
| 11/28/12 | BOARD OF PUBLIC WORKS                                                                                                      | RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER           |

**AGENDA NOTE: Pedestrian/Bicycle/Moter Vehicle Commission will be meeting on 12-10-2012 and a recommendation will be made from the floor.**

44. [28223](#) Approving the City of Madison Standard Specifications for Public Works Construction, 2013 Edition.  
**Sponsors:** BOARD OF PUBLIC WORKS  
**Legislative History**  
11/28/12 BOARD OF PUBLIC WORKS RECOMMEND TO COUNCIL TO ADOPT -  
REPORT OF OFFICER
45. [28352](#) Authorizing the Mayor and the City Clerk to execute an agreement with Strand Associates for design engineering services for the Traffic Study - University Avenue, University Campus Drive, Regent Neighborhood, and Village of Shorewood Hills.  
**Sponsors:** Shiva Bidar-Sielaff and Chris Schmidt  
**Legislative History**  
11/28/12 BOARD OF PUBLIC WORKS RECOMMEND TO COUNCIL TO ADOPT -  
REPORT OF OFFICER
46. [28356](#) Declaring the City of Madison's intention to exercise its police powers establishing the Mound Street Reconstruction Assessment District - 2013.  
**Sponsors:** BOARD OF PUBLIC WORKS  
**Legislative History**  
11/28/12 BOARD OF PUBLIC WORKS RECOMMEND TO COUNCIL TO ADOPT -  
REPORT OF OFFICER
47. [28361](#) Improvements accepted for repairs at Capitol Square North, State Street Capitol, Government East, and State Street Campus (Lake) parking ramps - Contract No. 6675. (2nd, 4th , 6th and 8th AD)  
**Sponsors:** BOARD OF PUBLIC WORKS  
**Legislative History**  
11/28/12 BOARD OF PUBLIC WORKS RECOMMEND TO COUNCIL TO ADOPT -  
REPORT OF OFFICER
48. [28364](#) Declaring the City of Madison's intention to exercise its police powers establishing the 700 W. Badger Road Streetlight Assessment District. (14th AD)  
**Sponsors:** BOARD OF PUBLIC WORKS  
**Legislative History**  
11/28/12 BOARD OF PUBLIC WORKS RECOMMEND TO COUNCIL TO ADOPT -  
REPORT OF OFFICER

49. [28383](#) Approving plans and specifications and authorizing the Board of Public Works to advertise and receive bids for Paunack Park Shoreline, Contract No. 6834. (14th AD)
- Sponsors:** BOARD OF PUBLIC WORKS
- Legislative History**
- |          |                       |                                                   |
|----------|-----------------------|---------------------------------------------------|
| 11/28/12 | BOARD OF PUBLIC WORKS | RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER |
|----------|-----------------------|---------------------------------------------------|
50. [28386](#) Approving plans and specifications and authorizing the Board of Public Works to advertise and receive bids for N. Thornton Avenue Reconstruction, Contract No. 6984. (2nd AD)
- Sponsors:** BOARD OF PUBLIC WORKS
- Legislative History**
- |          |                       |                                                   |
|----------|-----------------------|---------------------------------------------------|
| 11/28/12 | BOARD OF PUBLIC WORKS | RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER |
|----------|-----------------------|---------------------------------------------------|
51. [28393](#) Authorizing the Mayor and City Clerk to enter into an agreement with Vierbicher Associates Inc. for Contract for Purchase of Services for design professionals for the Subdivision Plat known as the Audubon Addition to Hawks Creek (1st A.D.)
- Sponsors:** BOARD OF PUBLIC WORKS
- Legislative History**
- |          |                       |                                                   |
|----------|-----------------------|---------------------------------------------------|
| 11/28/12 | BOARD OF PUBLIC WORKS | RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER |
|----------|-----------------------|---------------------------------------------------|
52. [28394](#) Approving plans and specifications for public improvements necessary for the project known as 502 S. Park Street and 917-925 Drake Street PUD and authorizing construction to be undertaken by the Developer, Private Contract No. 2321. (13th AD)
- Sponsors:** BOARD OF PUBLIC WORKS
- Legislative History**
- |          |                       |                                                   |
|----------|-----------------------|---------------------------------------------------|
| 11/28/12 | BOARD OF PUBLIC WORKS | RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER |
|----------|-----------------------|---------------------------------------------------|
53. [28395](#) Approving Addendum No. 1 to Emerick Oaks, Contract No. 2088. (9th AD)
- Sponsors:** BOARD OF PUBLIC WORKS
- Legislative History**
- |          |                       |                                                   |
|----------|-----------------------|---------------------------------------------------|
| 11/28/12 | BOARD OF PUBLIC WORKS | RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER |
|----------|-----------------------|---------------------------------------------------|

54. [28401](#) Approving plans and specifications and authorizing the Board of Public Works to advertise and receive bids for Olbrich Botanical Gardens Roof Replacement, 3330 Atwood Avenue, Contract No. 6828. (6th AD)
- Sponsors:** BOARD OF PUBLIC WORKS
- Legislative History**
- |          |                       |                                                   |
|----------|-----------------------|---------------------------------------------------|
| 11/28/12 | BOARD OF PUBLIC WORKS | RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER |
|----------|-----------------------|---------------------------------------------------|
55. [28419](#) Authorizing the Mayor and City Clerk to execute a contract with SCS BT Squared for the purpose of providing professional services to manage a \$400,000 USEPA Brownfields Site Assessment Grant.
- Sponsors:** BOARD OF PUBLIC WORKS
- Legislative History**
- |          |                       |                                                   |
|----------|-----------------------|---------------------------------------------------|
| 11/28/12 | BOARD OF PUBLIC WORKS | RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER |
|----------|-----------------------|---------------------------------------------------|
56. [28422](#) Declaring the City of Madison's intention to exercise its police powers establishing the Utility Replacement with Resurfacing 2013 Assessment District.
- Sponsors:** BOARD OF PUBLIC WORKS
- Legislative History**
- |          |                       |                                                   |
|----------|-----------------------|---------------------------------------------------|
| 11/28/12 | BOARD OF PUBLIC WORKS | RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER |
|----------|-----------------------|---------------------------------------------------|
57. [28431](#) Declaring the City of Madison's intention to exercise its police powers establishing the Webster Street Assessment District - 2013.
- Sponsors:** BOARD OF PUBLIC WORKS
- Legislative History**
- |          |                       |                                                   |
|----------|-----------------------|---------------------------------------------------|
| 11/28/12 | BOARD OF PUBLIC WORKS | RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER |
|----------|-----------------------|---------------------------------------------------|
58. [28432](#) Declaring the City of Madison's intention to exercise its police powers establishing the W. Wilson Street Reconstruction Assessment District.
- Sponsors:** BOARD OF PUBLIC WORKS
- Legislative History**
- |          |                       |                                                   |
|----------|-----------------------|---------------------------------------------------|
| 11/28/12 | BOARD OF PUBLIC WORKS | RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER |
|----------|-----------------------|---------------------------------------------------|

59. [28444](#) Authorizing the Mayor and City Clerk to enter into a revised agreement with the Wisconsin Department of Transportation for the construction of Central Park. (6th AD)
- Sponsors:** BOARD OF PUBLIC WORKS
- Legislative History**
- |          |                       |                                                   |
|----------|-----------------------|---------------------------------------------------|
| 11/28/12 | BOARD OF PUBLIC WORKS | RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER |
|----------|-----------------------|---------------------------------------------------|

#### REPORT OF CITY CLERK

60. [28482](#) New Theater License (1200+ seats)  
Frank Productions, Inc. dba Orpheum Theater  
216 State Street - License # LICTHE-2012-01000
- Legislative History**
- |          |                |                                                   |
|----------|----------------|---------------------------------------------------|
| 11/28/12 | Clerk's Office | RECOMMEND TO COUNCIL TO GRANT - REPORT OF OFFICER |
|----------|----------------|---------------------------------------------------|

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

61. [28528](#) Approving a Certified Survey Map of property owned by Scott M. Faust, 520 W. Dayton, LLC and 202 N. Bassett Street, LLC located at 202-210 N. Bassett Street and 512-520 W. Dayton Street; 4th. Ald. Dist.
- Sponsors:** Common Council By Request
- Legislative History**
- |         |                                                               |                                                                                                      |
|---------|---------------------------------------------------------------|------------------------------------------------------------------------------------------------------|
| 12/5/12 | 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 |
|---------|---------------------------------------------------------------|------------------------------------------------------------------------------------------------------|
62. [28529](#) Approving a Certified Survey Map of property owned by Hercules Trail Apartments, LLC located at 638 Hercules Trail; 3rd. Ald. Dist.
- Sponsors:** Common Council By Request
- Legislative History**
- |         |                                                               |                                                                                                      |
|---------|---------------------------------------------------------------|------------------------------------------------------------------------------------------------------|
| 12/5/12 | 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 |
|---------|---------------------------------------------------------------|------------------------------------------------------------------------------------------------------|

63. [28530](#) Approving a Certified Survey Map of property owned by JDM Properties, LLC located at 202-206 N. Brooks Street; 8th Ald. Dist.
- Sponsors:** Common Council By Request
- Legislative History**
- |         |                                                               |                                                                                                      |
|---------|---------------------------------------------------------------|------------------------------------------------------------------------------------------------------|
| 12/5/12 | 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 PLAN COMMISSION

64. [28065](#) Adopting the Downtown Urban Design Guidelines for New Development and Additions and Alterations to Existing Development in the Downtown Core (DC) and Urban Mixed Use (UMX) Zoning Districts Pursuant to Secs. 28.074 and 28.076 MGO.
- Sponsors:** Scott J. Resnick and Michael E. Verveer
- Legislative History**
- |          |                                                                                                           |                                                                            |
|----------|-----------------------------------------------------------------------------------------------------------|----------------------------------------------------------------------------|
| 10/19/12 | Department of Planning and Community and Economic Development<br>Plan Commission, Urban Design Commission | Referred for Introduction                                                  |
| 10/30/12 | COMMON COUNCIL<br>Additional Referral: Urban Design Commission                                            | Referred to the PLAN COMMISSION                                            |
| 11/4/12  | PLAN COMMISSION                                                                                           | Re-refer to the URBAN DESIGN COMMISSION                                    |
| 11/28/12 | URBAN DESIGN COMMISSION                                                                                   | Return to Lead with the Recommendation for Approval to the PLAN COMMISSION |

12/3/12

## PLAN COMMISSION

RECOMMEND TO COUNCIL TO ADOPT -  
REPORT OF OFFICER

The Plan Commission discussed this item through informal consideration.

On a motion by Ald. Schmidt, seconded by Cantrell, the Plan Commission recommended adoption of the proposed design guidelines as recommended by the Urban Design Commission on November 28, 2012, with the following revisions:

- That the first paragraph of the Purpose section be revised to read as follows: "The Downtown Urban Design Guidelines provide additional guidance on the desired design qualities of buildings within the Downtown Core and Urban Mixed Use zoning districts. They complement the design standards found in the Zoning Ordinance, including those associated with the allowable building forms. Where the design standards are requirements and must be met, these guidelines are expectations that must be addressed but may be achieved in numerous ways. Since these guidelines are not generally quantifiable, they don't lend themselves to the prescriptive structure of an ordinance. Accordingly, these guidelines were (will be) adopted by a resolution." [A comma in the third sentence was struck.]

- That section A.2.b. be revised as follows: "Driveways should be oriented 90 degrees to the street, and shared driveways are encouraged. Designs should provide clear vision of pedestrians on sidewalks crossing any driveway."

- That section A.3.b. be revised as follows to only state: "All residents should have access to some form of open space, whether it is private (such as patios or balconies). A suggested minimum size for a balcony is 4.5 feet by 8 feet."

- That section A.5.d. be revised as follows to only state: "Full cut-off fixtures should be used. Lighting should not spill into the sky, encroach on neighboring properties, nor cause excessive glare."

- That section B.2.b. be revised as follows to only state: "A positive visual termination at the top of the building should be an integral part of the design from both the distant view and the pedestrian perspective. A positive visual termination could include projections or relief from the building façade or visual interest in the building form as it meets the sky."

- That the preamble/ purpose of section 3 be entitled "Visual Interest" and read as follows: "As emphasized in the Downtown Plan, it is especially important to create a comfortably-scaled and thoughtfully detailed urban environment through the use of well-designed architectural forms and details. Well-designed buildings add visual interest and variety to the massing of a building, help define the public space, engage the street, create an interesting pedestrian environment, and help break up long, monotonous facades. Articulation also is a primary means of providing a human scale through change in plane, contrast and intricacy in form, color, and materials." [Note two wording changes.]

- That section B.5.b. be revised as noted: "All sides of a structure should exhibit design continuity and be finished with high-quality materials. Materials should be those typically found in urban settings."

- That section B.8.c. be deleted.

The motion passed 6-2 on the following vote: AYE: Ald. King, Ald. Rummel, Cantrell, Hamilton-Nisbet, Rewey, Sundquist; NAY: Ald. Schmidt, Heifetz; NON-VOTING: Fey; EXCUSED: Andrzejewski, Berger, Finnemore.

65. [28467](#) Approving a Certified Survey Map of property owned by McKenzie 300 Corporation located at 1-15 and 2-8 River Birch Court and 809 Big Stone Trail; 9th Ald. Dist.
- Sponsors:** Common Council By Request
- Legislative History**
- |         |                 |                                                                                                      |
|---------|-----------------|------------------------------------------------------------------------------------------------------|
| 12/3/12 | PLAN COMMISSION | RECOMMEND TO COUNCIL TO ADOPT UNDER SUSPENSION OF RULES 2.04, 2.05, 2.24, & 2.25 - REPORT OF OFFICER |
|---------|-----------------|------------------------------------------------------------------------------------------------------|
- Approval recommended subject to the comments and conditions contained in the Plan Commission materials. The motion passed by voice vote/ other.

#### REPORT OF RISK MANAGER

66. [19172](#) D. Kovacs and J. Abraham, Hupy and Abraham, S.C., for Eugene L. George, 611 Nightingale Ln., Cottage Grove, 53527 - personal injury - \$50,000.00.
- Legislative History**
- |         |                |                                                      |
|---------|----------------|------------------------------------------------------|
| 7/20/10 | COMMON COUNCIL | Referred to the Risk Manager                         |
| 12/5/12 | Risk Manager   | RECOMMEND TO COUNCIL TO DISALLOW - REPORT OF OFFICER |
67. [28041](#) Nelda Allen, GEICO, 4295 Ocmulgee E. Blvd., Macon, GA 31295-0001, for D. Haralson, 4515 Thurston Ln., Fitchburg, 53711 - vehicle damage - \$619.11.
- Legislative History**
- |          |                |                                                      |
|----------|----------------|------------------------------------------------------|
| 10/30/12 | COMMON COUNCIL | Refer to the Risk Manager                            |
| 12/5/12  | Risk Manager   | RECOMMEND TO COUNCIL TO DISALLOW - REPORT OF OFFICER |
68. [28179](#) K. Neuschel, 415 Ludington Ave., 53704 - property damage - \$12,190.00.
- Legislative History**
- |          |                |                                                      |
|----------|----------------|------------------------------------------------------|
| 11/19/12 | Risk Manager   | Referred for Introduction                            |
| 11/27/12 | COMMON COUNCIL | Referred to the Risk Manager                         |
| 12/5/12  | Risk Manager   | RECOMMEND TO COUNCIL TO DISALLOW - REPORT OF OFFICER |
69. [28205](#) J. Gierach, Tuscon Trails, 3156 Muir Field Rd. #100, Madison, 53719 - property damage - \$68.54.
- Legislative History**
- |          |                |                              |
|----------|----------------|------------------------------|
| 11/19/12 | Risk Manager   | Referred for Introduction    |
| 11/27/12 | COMMON COUNCIL | Referred to the Risk Manager |

|         |              |                                                         |
|---------|--------------|---------------------------------------------------------|
| 12/5/12 | Risk Manager | RECOMMEND TO COUNCIL TO<br>DISALLOW - REPORT OF OFFICER |
|---------|--------------|---------------------------------------------------------|

70. [28259](#) Phillip J. Violi Law Office for M. Wirkus, 122 S. Segoe Rd., Madison, 53705 - property damage - \$7,451.80.

**Legislative History**

|          |                |                                                         |
|----------|----------------|---------------------------------------------------------|
| 11/19/12 | Risk Manager   | Referred for Introduction                               |
| 11/27/12 | COMMON COUNCIL | Referred to the Risk Manager                            |
| 12/5/12  | Risk Manager   | RECOMMEND TO COUNCIL TO<br>DISALLOW - REPORT OF OFFICER |

### REPORT OF WATER UTILITY BOARD

71. [26629](#) Amending Section 13.09 of the Madison General Ordinances to allow the Water Utility to pay for certain water service connections.

**Sponsors:** Lauren Cnare, Sue Ellingson and Mark Clear

**Legislative History**

|          |                                                                                    |                                                                                |
|----------|------------------------------------------------------------------------------------|--------------------------------------------------------------------------------|
| 6/5/12   | Attorney's Office/Approval Group<br><i>Water Utility Board, Board of Estimates</i> | Referred for Introduction                                                      |
| 6/12/12  | COMMON COUNCIL<br><i>Additional referral to Board of Estimates</i>                 | Referred to the WATER UTILITY BOARD                                            |
| 6/12/12  | WATER UTILITY BOARD                                                                | Referred to the BOARD OF ESTIMATES                                             |
| 6/25/12  | BOARD OF ESTIMATES                                                                 | Return to Lead with the Recommendation for Approval to the WATER UTILITY BOARD |
| 6/26/12  | WATER UTILITY BOARD                                                                | Refer to the WATER UTILITY BOARD                                               |
| 7/24/12  | WATER UTILITY BOARD                                                                | Refer to the WATER UTILITY BOARD                                               |
| 8/28/12  | WATER UTILITY BOARD                                                                | Refer to the WATER UTILITY BOARD                                               |
| 11/20/12 | WATER UTILITY BOARD                                                                | RECOMMEND TO COUNCIL TO PLACE<br>ON FILE - REPORT OF OFFICER                   |

This amendment would be superseded by changes being drafted to MGO 13.07 and 13.21.

### INTRODUCTION OF NEW BUSINESS FOR REFERRAL WITHOUT DEBATE

#### ORDINANCES

72. [28381](#) Amending Section 3.54(1)(i) of the Madison General Ordinances by creating the classification of "Golf Clubhouse Operations Supervisor" in Compensation Group 19, Range 7.
- Sponsors:** Paul R. Soglin
- Legislative History**
- |          |                                                                         |                           |
|----------|-------------------------------------------------------------------------|---------------------------|
| 11/30/12 | Attorney's Office/Approval Group<br>Board of Estimates, Personnel Board | Referred for Introduction |
|----------|-------------------------------------------------------------------------|---------------------------|
73. [28525](#) Amending Section 23.49(1)(g) of the Madison General Ordinances to create an exception for the public to possess sugar gliders.
- Sponsors:** Matthew J. Phair
- Legislative History**
- |         |                                                                                 |                           |
|---------|---------------------------------------------------------------------------------|---------------------------|
| 12/3/12 | Attorney's Office/Approval Group<br>Board of Health for Madison and Dane County | Referred for Introduction |
|---------|---------------------------------------------------------------------------------|---------------------------|
74. [28536](#) Creating Section 28.06(2)(a)3647. of the Madison General Ordinances rezoning property from PUD(GDP) Planned Unit Development (General Development Plan) District to Amended PUD(GDP) Planned Unit Development (General Development Plan) District; creating Section 28.022 -00016 of the Madison General Ordinances rezoning property from PD(GDP) Planned Development (General Development Plan) District to Amended PD(GDP) Planned Development (General Development Plan) District and creating Section 28.06(2)(a)3648. of the Madison General Ordinances rezoning property from Amended PUD(GDP) Planned Unit Development (General Development Plan) District to PUD(SIP) Planned Unit Development (Specific Implementation Plan) District; and creating 28.022-00017 of the Madison General Ordinances rezoning property from Amended PD(GDP) Planned Development (General Development Plan) to PD(SIP) Planned Development (Specific Implementation Plan) District . Proposed Use: Construct 67-unit apartment building; 13th Aldermanic District; 1033 High Street.
- Sponsors:** Planning Division
- Legislative History**
- |         |                                                                                                        |                           |
|---------|--------------------------------------------------------------------------------------------------------|---------------------------|
| 12/4/12 | Attorney's Office<br>Plan Commission; Public Hearings: Plan Commission 1/14/13, Common Council 1/22/13 | Referred for Introduction |
|---------|--------------------------------------------------------------------------------------------------------|---------------------------|

75. [28537](#) Creating Section 28.06(2)(a)3649. of the Madison General Ordinances rezoning property from PUD(GDP) Planned Unit Development (General Development Plan) District to Amended PUD(GDP) Planned Unit Development (General Development Plan) District; creating Section 28.022 -00018 of the Madison General Ordinances rezoning property from PD(GDP) Planned Development (General Development Plan) District to Amended PD(GDP) Planned Development (General Development Plan) District and creating Section 28.06(2)(a)3650. of the Madison General Ordinances rezoning property from Amended PUD(GDP) Planned Unit Development (General Development Plan) District to PUD(SIP) Planned Unit Development (Specific Implementation Plan) District; and creating 28.022-00019 of the Madison General Ordinances rezoning property from Amended PD(GDP) Planned Development (General Development Plan) to PD(SIP) Planned Development (Specific Implementation Plan) District. Proposed Use: Construct apartment complex with 263 Units; 17th Aldermanic District; 5302 Tancho Drive and 5101 American Parkway.

**Sponsors:** Planning Division

**Legislative History**

12/4/12 Attorney's Office Referred for Introduction  
Plan Commission; Public Hearings: Plan Commission 1/14/13, Common Council 1/22/13

76. [28538](#) Amending Section 13.07(2) regarding the residential connection requirement, Section 13.21 regarding the well operation permit and abandonment requirements, and Section 1.08(3)(a) to create penalties for violations of these Sections.

**Sponsors:** Mark Clear, Lauren Cnare and Anita Weier

**Legislative History**

12/4/12 Attorney's Office/Approval Referred for Introduction  
Group  
Water Utility Board, Board of Public Works, Board of Estimates, Board of Health for Madison and Dane County

## RESOLUTIONS

77. [28155](#) Approving temporary construction work with associated noise impacts between the hours of 7:00 PM and 7:00 AM on Mineral Point Road & Junction Road / S. Junction Road.

**Sponsors:** Paul E. Skidmore

**Legislative History**

11/28/12 Engineering Division Referred for Introduction  
Board of Public Works

78. [28488](#) Authorizing the Mayor and City Clerk to execute an "Intergovernmental Agreement Regarding the Boundary Adjustment at 3101 Syene Rd." and a "Boundary Adjustment Agreement Regarding 3101 Syene Rd." with the City of Fitchburg (14th AD).

**Sponsors:** Tim Bruer

**Legislative History**

11/29/12 Attorney's Office Referred for Introduction  
Plan Commission 1/14/13; Board of Estimates 1/14/13; Common Council 1/22/13

79. [28493](#) Authorizing the acceptance of ownership from Marquette Neighborhood Association of a public art installation to be located in the median of the 600 block of Williamson Street.

**Sponsors:** Marsha A. Rummel

**Legislative History**

11/29/12 Economic Development Referred for Introduction  
Division  
Board of Public Works, Plan Commission.

80. [28494](#) Adding 4 salary ranges to CG32-Range 8, 9, 10, and 11, adding the classification of Accounting Technician 1 in Range 8, Accounting Technician 2 in Range 9, and Accounting Technician 3 in Range 11, recreating position #0419 as an Accounting Technician 3 in the Library budget, and reallocating incumbent Deb Lehnher to the new position.

**Sponsors:** Paul R. Soglin

**Legislative History**

11/29/12 Human Resources Referred for Introduction  
Department  
Board of Estimates, Personnel Board

81. [28495](#) Recreating position #4027 as a Civil Technician 2 in the Water Utility budget and reallocating incumbent Shayne Santi to the new position.

**Sponsors:** Paul R. Soglin

**Legislative History**

11/29/12 Human Resources Referred for Introduction  
Department  
Board of Estimates, Personnel Board

82. [28500](#) Creating a new position of "Golf Clubhouse Operations Supervisor" in Compensation Group 19, Range 7 in the Golf Enterprise Operating Budget.

**Sponsors:** Paul R. Soglin

**Legislative History**

11/29/12 Human Resources Referred for Introduction  
Department  
Board of Estimates, Personnel Board

83. [28510](#) Authorizing the Mayor and City Clerk to enter into an agreement with Dane County for the following purposes in the calendar year 2013: (1) providing the Transit Utility with MA Waiver Community Integration Program (CIP) funding; (2) providing Dane County with State 85.20 funding by the Transit Utility for the County's provision of accessible transportation for persons unable to use the Transit Utility's paratransit services within its service area.

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

**Legislative History**

|          |                                                    |                           |
|----------|----------------------------------------------------|---------------------------|
| 11/30/12 | Metro Transit                                      | Referred for Introduction |
|          | Transit and Parking Commission; Board of Estimates |                           |

84. [28513](#) Approving an intergovernmental agreement for the Fire Department to participate in the Advanced Life Support Program.

**Sponsors:** Paul E. Skidmore and Jill Johnson

**Legislative History**

|          |                    |                           |
|----------|--------------------|---------------------------|
| 11/30/12 | Fire Department    | Referred for Introduction |
|          | Board of Estimates |                           |

85. [28518](#) Approving Facade Improvement Grants to 825 E. Johnson Street (The Dog Haus University), 1917-19 Winnebago Street (Cornucopia), and 1035 Williamson Street (Fire Light Group).

**Sponsors:** Marsha A. Rummel and Bridget R. Maniaci

**Legislative History**

|          |                                 |                           |
|----------|---------------------------------|---------------------------|
| 11/30/12 | Economic Development            | Referred for Introduction |
|          | Division                        |                           |
|          | Referred to Board of Estimates. |                           |

86. [28540](#) Amending the 2013 Capital Budget of the Planning and Community and Economic Development agency (PCED) to Establish Budget Authority for a \$400,000 EPA Brownfields Site Assessment Grant

**Sponsors:** Paul R. Soglin

**Legislative History**

|         |                      |                           |
|---------|----------------------|---------------------------|
| 12/4/12 | Engineering Division | Referred for Introduction |
|         | Board of Estimates   |                           |

87. [28541](#) Vacation/Discontinuance of a portion of Elderberry Road in both the Northwest and Southeast quadrants of the current N. Pleasant View Rd intersection, being located in part of the Northwest one-quarter (1/4) of the Southwest one-quarter (1/4) of Section 22, and part of the Northeast one-quarter (1/4) of the Southwest one-quarter (1/4) of Section 22, Town 07 North, Range 08 East, City of Madison (formerly Township of Middleton), Dane County, Wisconsin, and
- Authorizing the Mayor and City Clerk to accept dedication of land area from the University of Wisconsin Regents equal to the land area vacated by the City for the relocation of Elderberry Road, and
- Authorizing the Mayor and City Clerk to accept dedication of land area owned from Attic Angel Prairie Point Inc. for the relocation of Elderberry Road. (9th AD)
- Sponsors:** Paul E. Skidmore
- Legislative History**
- |         |                                                                |                           |
|---------|----------------------------------------------------------------|---------------------------|
| 12/5/12 | Engineering Division<br>Board of Public Works, Plan Commission | Referred for Introduction |
|---------|----------------------------------------------------------------|---------------------------|
88. [28542](#) BY TITLE ONLY - Authorizing the Mayor and the City Clerk to enter into an agreement with the consultant team of Kimley-Horn & Associates, Inc., for South Capitol Transit-Oriented Development (TOD) District Planning Study services for the City of Madison, and creating the South Capitol District Planning Committee.
- Sponsors:** Paul R. Soglin, Michael E. Verveer and Marsha A. Rummel

**AGENDA NOTE: Referrals will be made from the floor.**

89. [28543](#) Adopting the 2013 - 2014 Common Council Legislative Agenda.
- Sponsors:** Shiva Bidar-Sielaff and Chris Schmidt
- Legislative History**
- |         |                                                           |                           |
|---------|-----------------------------------------------------------|---------------------------|
| 12/4/12 | Council Office<br>Common Council Organizational Committee | Referred for Introduction |
|---------|-----------------------------------------------------------|---------------------------|
90. [28545](#) Authorizing the City to enter into Articles of Association to form an Unincorporated Association to administer the public-private MUFN-C fiber network, to enter into fiber lease and other agreements with the MUFN-C Unincorporated Association or its members, to amend the NTIA MUFN grant subrecipient agreement with the University of Wisconsin-Madison, and to enter into an agreement with WiscNet for Fiber Database Management Services.
- Sponsors:** Chris Schmidt
- Legislative History**
- |         |                                                                     |                           |
|---------|---------------------------------------------------------------------|---------------------------|
| 12/4/12 | Council Office<br>Board of Estimates, Common Council Meeting 1/8/13 | Referred for Introduction |
|---------|---------------------------------------------------------------------|---------------------------|

91. [28549](#) Authorizing the Mayor and City Clerk to sign an Intergovernmental Agreement for use of space at the Dane County Law Enforcement Training Center by City of Madison Police Department and use of space at the City of Madison Police Training Center by Dane County Sheriff Office.

**Sponsors:** Shiva Bidar-Sielaff

**Legislative History**

|         |                                         |                           |
|---------|-----------------------------------------|---------------------------|
| 12/5/12 | Police Department<br>Board of Estimates | Referred for Introduction |
|---------|-----------------------------------------|---------------------------|

## LICENSES

92. [28460](#) Public Hearing - New License  
Mercadito Madison Corporation • dba Mercadito Madison  
3559 E Washington Ave • Agent: Alicia Navarrete  
Class A Liquor & Class A Beer  
Aldermanic District 15 (Alder Palm) • Police Sector 604
- Legislative History**
- |          |                                                                    |                           |
|----------|--------------------------------------------------------------------|---------------------------|
| 11/27/12 | Clerk's Office<br>Alcohol License Review Committee, Public Hearing | Referred for Introduction |
|----------|--------------------------------------------------------------------|---------------------------|
93. [28461](#) Public Hearing - New License  
Mongolian Grill Restaurant Operating Company, LLC  
dba HuHot Mongolian Grill  
610 Junction Rd., Suite 101 • Agent: Joey Michelle Wikert  
Estimated Capacity: 300  
Class B Combination Liquor & Beer • 6% alcohol, 94% food  
Aldermanic District 9 (Alder Skidmore) • Police Sector 128
- Legislative History**
- |          |                                                                    |                           |
|----------|--------------------------------------------------------------------|---------------------------|
| 11/27/12 | Clerk's Office<br>Alcohol License Review Committee, Public Hearing | Referred for Introduction |
|----------|--------------------------------------------------------------------|---------------------------|
94. [28463](#) Public Hearing - New License  
Kims Noodles of Monona, LLC • dba Kim's Noodles  
4604 Monona Dr • Agent: Jason Nguyen • Estimated Capacity: 100  
Class B Beer & Class C Wine • 5% alcohol, 95% food  
Aldermanic District 15 (Alder Palm) • Police Sector 613
- Legislative History**
- |          |                                                                    |                           |
|----------|--------------------------------------------------------------------|---------------------------|
| 11/27/12 | Clerk's Office<br>Alcohol License Review Committee, Public Hearing | Referred for Introduction |
|----------|--------------------------------------------------------------------|---------------------------|

95. [28466](#) Public Hearing - New License  
The Sunbun Project, Inc. • dba Sunprint Cafe  
10 W Mifflin St • Agent: Susan Hendrix • Estimated Capacity: 150  
Class B Beer & Class C Wine • 19% alcohol, 80% food, 1% other  
Aldermanic District 4 (Alder Verveer) • Police Sector 406 • Density Area

Legislative History

11/27/12 Clerk's Office Referred for Introduction  
Alcohol License Review Committee, Public Hearing

96. [28468](#) Public Hearing - New License  
Sabor Queretano LLC • dba Sabor Queretano  
4512 E. Washington Ave., Suite 7 • Agent: Mario Armenta Carrillo  
Estimated Capacity: 42  
Class B Beer • 5% alcohol, 95% food  
Aldermanic District 17 (Alder Clausius) • Police Sector 518

Legislative History

11/27/12 Clerk's Office Referred for Introduction  
Alcohol License Review Committee, Public Hearing

97. [28469](#) Public Hearing - New License  
608, LLC • dba 608  
212 State St • Agent: Jonathan Enriquez • Estimated Capacity: 100  
Class B Combination Liquor & Beer • 30% alcohol, 70% food  
Aldermanic District 4 (Alder Verveer) • Police Sector 406 • Density Area

Legislative History

11/27/12 Clerk's Office Referred for Introduction  
Alcohol License Review Committee, Public Hearing

98. [28470](#) Public Hearing - New License  
Capitol Enterprises, LLC • dba Veritas Restaurant and Lounge  
117 E Mifflin St • Agent: Adan Lara • Estimated Capacity: 48  
Class B Combination Liquor & Beer • 30% alcohol, 70% food  
Aldermanic District 4 (Alder Verveer) • Police Sector 406 • Density Area

Legislative History

11/27/12 Clerk's Office Referred for Introduction  
Alcohol License Review Committee, Public Hearing

99. [28473](#) Public Hearing - New License  
Blair Street Brew & BBQ LLC • dba Blair Street Brew & BBQ  
605 E Washington Ave • Agent: Nicholas Sierzant • Estimated Capacity: 90  
Class B Combination Liquor & Beer • 15% alcohol, 80% food, 5% other  
Aldermanic District 6 (Alder Rummel) • Police Sector 408

Legislative History

11/27/12 Clerk's Office Referred for Introduction  
Alcohol License Review Committee, Public Hearing

100. [28580](#) Public Hearing - New License  
Teddy Stevens• dba T Sushi Restaurant • Capacity: 67 indoor/28 outdoor  
301 W Johnson Street  
Class B Combination Liquor & Beer • 30% alcohol, 70% food  
Aldermanic District 4 (Alder Verveer) • Police Sector 405 • Density Area

Legislative History

12/6/12 Clerk's Office Referred for Introduction  
Alcohol License Review Committee, Public Hearing

## PRESENTATION OF CLAIMS AGAINST THE CITY OF MADISON

### CLAIMS - REFER TO RISK MANAGER

101. [28440](#) State Farm Mutual Automobile Insurance Company for J. Vennie, P.O. Box 2371, Bloomington, IL 61702-2371 - vehicle damage - \$2,756.21.
102. [28441](#) Trumbull Services for Regent Insurance Company, 20 Church St., Ste. 1600, Hartford, CT, 06103 - vehicle damage - \$1,301.87.
103. [28446](#) T. Packard, 620 S. Brearly St., Madison, 53703 - personal injury - \$1,520.02.
104. [28474](#) A. Nelson, 3717 Hillcrest Dr., Madison, 53705 - property damage - \$4400.00.
105. [28481](#) Connie Kukoly of Liberty Mutual Insurance, 5050 W. Tilghman St., Ste. 200, Allentown, PA 18104, for M. Motiff, 1508 Blue Heron Way, Oregon, 53575 - vehicle damage - \$3,036.36.
106. [28483](#) G. Marsh, 718 Gannon Ave., Madison, 53714 - vehicle damage - \$2,149.87.
107. [28517](#) NOTICE OF INJURY: Atterbury, Kammer & Haag, attorney for J. Krull, 345 S. Park St., #606, Madison, 53715 - personal injury - amount to be determined.
108. [28521](#) NOTICE OF CLAIM: American Family Mututal Insurance Co. for A & E Ng, 6000 American Pkwy, Madison, 53783 - vehicle damage - amount to be determined.
109. [28526](#) NOTICE OF CLAIM: A. Cummings, American Family Mutual Insurance Company for W & M Viken, 6000 American Pky, Madison, 53783 - vehicle damage - amount to be determined.
110. [28554](#) NOTICE OF CIRCUMSTANCES OF CLAIM - Dean B. Richards, Reinhart Boerner Van Deuren s.c., attorney for The Loraine Condominium Unit Owners Association, Inc., Bache Funding, 131 W. Washington Ave., Madison, 53703 - property damage - amount to be determined.
111. [28557](#) D. Heindl, 4718 Odana Rd., Madison, 53711 - vehicle damage - \$4,065.00.

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

**ADJOURNMENT**