



City of Madison

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

Agenda - Approved COMMON COUNCIL

Tuesday, July 18, 2006

6:30 PM

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

SPEAKING GUIDELINES

If you need an interpreter, materials in alternate formats or other accommodations, please contact the Office of the Common Council at 266-4071, TTY 267-8670. Please do so 48 hours prior to the meeting so that proper arrangements can be made.

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 consent agenda will be considered following Public Hearings.

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: Ald. Gruber

LATE: Ald. Brandon (6:50 p.m.)

SUSPEND THE 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.

SPECIAL ORDER OF BUSINESS

1. [04080](#) Commending, honoring and expressing appreciation to Reynold V. Peterson, Overture Center for the Arts Senior Vice President for Finance and Operations, upon his retirement from City service.
2. [04168](#) Commending and honoring the work of Rebecca Kasemeyer, City of Madison Arts Administrator.

BUSINESS BY THE MAYOR

3. [04141](#) Report of the Mayor submitting an alder committee appointment.
4. [04159](#) AMENDED - Report of the Mayor submitting citizen committee appointments (introduced 7-18-06; action 8-1-2006)

BUSINESS BY THE PRESIDENT OF THE COMMON COUNCIL

5. [03709](#) Landmark Nominations.
6. [04169](#) AMENDED - Creating an Advisory Oversight Committee for Madison's Inclusionary Zoning Ordinance.

RECESSED PUBLIC HEARINGS - BEGIN AT 6:45 PM

7. [02720](#) Creating Section 28.06(2)(a)3161. of the Madison General Ordinances rezoning property from Temp A Agriculture District, C2 General Commercial District and C3 Highway Commercial District to PUD(GDP) Planned Unit Development (General Development Plan) District, and creating Section 28.06(2)(a)3162. of the Madison General Ordinances rezoning property from PUD(GDP) Planned Unit Development (General Development Plan) District to PUD(SIP) Planned Unit Development (Specific Implementation Plan) District. Proposed Use: Demolish 4 Commercial Buildings, 1 Apartment Building, 1 Private Clubhouse, & Build 4-Story, 91,665 Square Foot Retail & Office Building; 14th Aldermanic District: 2810-2818 Todd Drive & 2703-2805 West Beltline.
8. [03690](#) Vacating all remaining portions of platted Florence Street and Sullivan Street and portions of platted Winnebago Street being located in part of the Southeast ¼ of the Northeast ¼ and part of the Northeast ¼ of the Southeast ¼ of Section 06, Town 07 North, Range 10 East, City of Madison, Dane County, Wisconsin. (6th AD)

REPORT OF ALCOHOL REVIEW COMMITTEE

9. [03010](#) Public Hearing - New License
Silva Associated, LLC • dba La Raza Grocery Store • Agent: Efrain Diaz
2608 E. Washington Avenue • Class A Liquor, Class A Beer
10. [03300](#) Public Hearing - New License
The Family Business, LLC • dba Candessence • estimated capacity of 42
1821 S. Park Street • Agent: Roderick V. Flowers
Class B Combination Liquor & Beer • 70% alcohol, 30% food
11. [03520](#) Public Hearing - New License
Estefania Garcia • dba La Zacatecana
4921 Commercial Avenue • Class A Beer
Aldermanic District 3 (Ald. Cnare) • Police Sector 609
12. [03522](#) Public Hearing - New License
Le Chardonnay, Inc. • dba Le Chardonnay • capacity 65
320 W. Johnson Street • Agent: Sami Fgaier
Class B Combination Liquor & Beer • 30% alcohol, 70% food
Aldermanic District 4 (Ald. Verveer) • Police Sector 403

REPORT OF PLAN COMMISSION

13. [03766](#) Creating Section 28.06(2)(a)3192. of the Madison General Ordinances rezoning property from PUD(GDP) Planned Unit Development (General Development Plan)

District to PUD(SIP) Planned Unit Development (Specific Implementation Plan) District.
Proposed Use: Veterinary Clinic; 1st Aldermanic District: 8202 Mid Town Road.

PUBLIC HEARINGS - BEGIN AT 6:45 PM

REPORT OF ALCOHOL LICENSE REVIEW COMMITTEE

14. [03749](#) Public Hearing - New License
Mexi II LLC • dba Mexicali Rose • capacity of 281
802 Atlas Avenue • Agent: Thomas Clarkson
Class B Combination Liquor & Beer • 35% alcohol, 65% food
15. [03751](#) Public Hearing - New License
Texas Roadhouse Holdings LLC • dba Texas Roadhouse • capacity of 237
4841 Annamark Drive • Agent: Peter Freeman
Class B Combination Liquor & Beer • 12% alcohol, 88% food
16. [03782](#) Public Hearing - New License
Oscar Lazada • dba Taqueria Morelos • capacity of 16
1033 S. Park Street • Class B Beer • 10% alcohol, 90% food
17. [03792](#) Public Hearing - New License
The Maxx Grill and Bar, LLC • dba The Maxx Grill and Bar • capacity of 100
320 N. Randall Avenue • Agent: Chantha Vong
Class B Combination Liquor & Beer • 15% alcohol, 85% food
18. [03794](#) Public Hearing - New License
Basilia Aguilar • dba Antojitos el Toril • capacity of 60
515 Cottage Grove Road • Class B Beer • 20% alcohol, 80% food
19. [03796](#) Public Hearing - New License
The Melting Pot of Madison, Inc. • dba The Melting Pot • seating for 165
6816 Odana Road • Agent: David M. Lenz
Class B Combination Liquor & Beer • 20% alcohol, 78% food, 2% other
20. [03815](#) Public Hearing - New License
West Towne PMG, LLC • dba Peppermill Grill • capacity of 200
420 Gammon Place • Agent: Drew Roznowski
Class B Combination Liquor & Beer • 30% alcohol, 70% food

REPORT OF BOARD OF ESTIMATES

21. [03961](#) SUBSTITUTE - Amending Secs. 4.09(13), 16.23(8)(f), 16.23(9)(e), 20.04(18)(a), 20.06, and 20.09 relating to the imposition and collection of subdivision service costs and impact fees, creating Sec. 20.08(6) to establish Parkland Impact Fees and 20.16(5) relating to Park Development Impact Fee credits and amending Secs. 16.23(5)(h)1. and 28.12(11)(h)6. of the Madison General Ordinances to update cross-references.

REPORT OF BOARD OF PUBLIC WORKS

22. [03746](#) Vacating a portion of unimproved public alley right-of-way dedicated by, and located within, Block 2, Wingra Heights plat. Portion to be vacated is adjacent to Lots 5 through 10 (inclusive), Block 2, Wingra Heights plat, being located in part of the Northeast ¼ of

the Northeast 1/4 of Section 27, Town 07 North, Range 09 East, City of Madison, Dane County, Wisconsin. (13th AD)

23. [03951](#) Approving Plans, Specifications, And Schedule Of Assessments For East Washington Avenue Phase 3 Sanitary Lateral Replacements. (6th, 12th, & 15th ADs)

REPORT OF PLAN COMMISSION

- 24a. [03767](#) Creating Section 28.06(2)(a)3193. of the Madison General Ordinances rezoning property from C1 Limited Commercial District to PUD(GDP) Planned Unit Development (General Development Plan) District and creating Section 28.06(2)(a)3194. of the Madison General Ordinances rezoning property from PUD(GDP) Planned Unit Development (General Development Plan) District to PUD(SIP) Planned Unit Development (Specific Implementation Plan) District. Proposed Use: Demolish Shopping Center & Build 3 & 4 Story Mixed-Use Development with Library, Retail & 142 Dwelling Units; 11th Aldermanic District: 505-555 South Midvale Boulevard.
25. [03768](#) Creating Section 28.06(2)(a)3197. of the Madison General Ordinances rezoning property from C3 Highway Commercial District to M1 Limited Manufacturing District. Proposed Use: Demolish 6 Houses for Future Industrial Development; 16th Aldermanic District: 5101, 5105, 5109, 5113 & 5117 Femrite Drive & 3314 & 3318 Agriculture Drive.
26. [03770](#) Creating Section 28.06(2)(a)3195. of the Madison General Ordinances rezoning property from R6 General Residence District to PUD(GDP) Planned Unit Development (General Development Plan) District and creating Section 28.06(2)(a)3196. of the Madison General Ordinances rezoning property from PUD(GDP) Planned Unit Development (General Development Plan) District to PUD(SIP) Planned Unit Development (Specific Implementation Plan) District. Proposed Use: Convert 1st Floor Residential Space to Restaurant; 2nd Aldermanic District: 305 East Johnson Street.
27. [03944](#) Creating Section 28.06(2)(a)3191. of the Madison General Ordinances rezoning property from PUD(GDP) Planned Unit Development (General Development Plan) District to PUD(SIP) Planned Unit Development (Specific Implementation Plan) District. Proposed Use: 13,900 Square Foot, 2 Story Retail & Office Building; 3rd Aldermanic District: 5901 Sharpsburg Drive.
28. [03947](#) Creating Section 28.06(2)(a)3199. of the Madison General Ordinances rezoning property from C1 Limited Commercial District to C2 General Commercial District. Proposed Use: Addition to Medical Clinic; 16th Aldermanic District: 4901 Cottage Grove Road.

REPORT OF URBAN DESIGN COMMISSION

29. [03980](#) Creating new Section 33.02(14) and renumbering current Section 33.02(14) to Section 33.02(15) of the Madison General Ordinances to establish Urban Design District No. 7 .

END OF PUBLIC HEARINGS

At this time, the balance of the agenda which has not been acted upon will be moved with the recommended action listed for each items EXCEPT #'s: 144, 151, & 172 on a motion made by Council President King, seconded by Ald. Verveer.

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.

REPORTS OF OFFICERS

REPORT OF ALCOHOL LICENSE REVIEW COMMITTEE

30. [03508](#) Change of Agent
Pizza Hut of Madison, Inc. • dba Pizza Hut • 2649 East Springs Drive
Old Agent: John Holbrook • New Agent: Joseph Wach
Class B Combination Liquor & Beer • 1% alcohol, 99% food
31. [03571](#) Change of License Premise Application
Wando Ventures, Inc. • dba Wando's • capacity of 99
602 University Avenue • Agent: Jay P. Wanserski
Class B Combination Liquor & Beer • 82% alcohol, 18% food
Request to add third floor to licensed premise.
32. [03640](#) Change of Corporate Control - one new Member
Saigon Noodle, LLC • dba Saigon Noodle • Agent: Chou Ha
6754 Odana Road • Class B Beer, Class C Wine
33. [03641](#) Change of Agent
White Horse Inn, Inc. • dba White Horse Inn • 202 N. Henry Street
Old Agent: Drew Roznowski • New Agent: Robert Glebs
Class B Combination Liquor & Beer
34. [03642](#) Change of Agent
White Horse Inn, Inc. • dba White Horse Inn • 3330 Atwood Avenue
Old Agent: Drew Roznowski • New Agent: Robert Glebs
Class B Combination Liquor & Beer
35. [03643](#) Change of Corporate Control - loss of one Officer
Through the Dardanelles, Inc. • dba The Dardanelles • Agent: Barbara Moran
1851 Monroe Street • Class B Combination Liquor & Beer
36. [03644](#) Change of Corporate Control - 1 new Officer
Fraternal Order of Eagles 623 • dba Eagles Club
2109 Bartillon Drive • Agent: Terry Thompson
Class B Combination Liquor & Beer • 85% alcohol, 15% food
37. [03653](#) Change of Agent
Concourse Hotel, Inc. • dba Concourse Hotel & Governor's Club
1 W. Dayton Street • Old Agent: Cal Worrell • New Agent: Stephen Zanoni
Class B Combination Liquor & Beer
38. [03654](#) Change of Agent
Benvenuto's Madison, Inc. • dba Benvenuto's Italian Grill
1849 Northport Drive • Old Agent: Brian Dominick • New Agent: Lori Ewoldt
Class B Combination Liquor & Beer

39. [03705](#) Change of Corporate Control - 1 new Officer
The Grieg Social Club, Inc. • dba The Grieg Club
610 North Street • Agent: Richard Jowett
Class B Combination Liquor & Beer • 80% alcohol, 20% food
40. [03724](#) Change of License Premise Application
V T of Madison, LLC • dba Villa Tap • capacity of 99
2302 Packers Avenue • Agent: Alan Tedeschi
Class B Combination Liquor & Beer • 90% alcohol, 10% food
Request to add deck to licensed premise.
41. [03732](#) Nightclub License Application
Fraternal Order of Eagles • dba Eagles Club • capacity of 314
2109 Bartillon Drive • Agent: Terry Thompson
Class B Combination Liquor & Beer • 85% alcohol, 15% food
42. [03733](#) Nightclub License Application
Wonder Pub LLC • dba Wonders Pub • capacity of 100
1980 Atwood Avenue • Agent: Steve Weakley
Class B Combination Liquor & Beer • 51% alcohol, 49% food
43. [03734](#) Change of Agent
Aldi Inc. • dba Aldi #22
8222 Watts Road • Old Agent: Danielle Schweda • New Agent: Jeff Anderson
Class A Liquor, Class A Beer
44. [03735](#) Change of Agent
Supervalu Holdings Inc. • dba Apollo Liquors East
4141 Nakoosa Trail • Old Agent: Brad Miller • New Agent: Neal McLeod
Class A Liquor, Class A Beer
45. [03736](#) Change of Agent
Premier Catering, Inc. • dba Premier Catering
201 State Street • Old Agent: Drew Roznowski • New Agent: Robert Glebs
Class B Combination Liquor & Beer
46. [03737](#) Change of Agent
Speedway SuperAmerica LLC • dba Speedway #4090 • 1101 N. Sherman Ave
Old Agent: Mary Tillman • New Agent: Richard Nachreiner
Class A Beer
47. [03738](#) Change of Agent
M&M Madison Concessions LLC • dba Howard Johnson Plaza
3841 E. Washington Avenue • Old Agent: Larry Sloan • New Agent: Gary Bayer
Class B Combination Liquor & Beer
48. [03739](#) Change of Agent
International Commons Inc • dba CUNA International Commons
5810 Mineral Point Road
Old Agent: Frayne Born • New Agent: Dennis Westendorf
Class B Combination Liquor & Beer
49. [03740](#) Change of Agent
L.H. Wagner Oil, Inc. • dba Wagners Travel Center • 6410 Millpond Road
Old Agent: Steven Richardson • New Agent: Rebecca Carey

- Class A Beer
50. [03741](#) Change of Corporate Control - 2 new Directors
The Madison Club, Inc. • dba Madison Club
5 E. Wilson Street • Agent: Brian Johnson
Class B Combination Liquor & Beer • 27% alcohol, 70% food
51. [03742](#) Change of Corporate Control - loss of 1 Officer
El Mercadito Inc • dba El Mercadito Grocery Store
916 S. Whitney Way • Agent: Jose Jimenez
Class A Beer
52. [03743](#) Change of Corporate Control - 2 new Directors
Westside Businessman's Association Inc. • dba West Side Club
437 County Highway M • Agent: James Bresette
Class B Combination Liquor & Beer • 100% alcohol
53. [03744](#) Change of Corporate Control - 1 new Officer
Szechuan Palace, Inc. • dba China Palace
1291 N. Sherman Avenue • Agent: Dan Qi
Class B Combination Liquor & Beer • 10% alcohol, 90% food
54. [03750](#) Nightclub License
Mexi II LLC • dba Mexicali Rose • capacity of 281
802 Atlas Avenue • Agent: Thomas Clarkson
Class B Combination Liquor & Beer • 35% alcohol, 65% food
55. [03759](#) Change of License Premise Application
La Rocca's Pizzeria, LLC • dba La Rocca's Pizzeria • capacity of 40
940 Williamson Street • Agent: Vita LaRocca
Class B Beer, Class C Wine • 20% alcohol, 70% food, 10% other
Request to add outdoor seating to licensed premise.
56. [03769](#) Nightclub License
Madison Elks Lodge 410, Inc. • dba Madison Elks Lodge 410
711 Jenifer Street • Agent: Wayne Pickarts
Class B Combination Liquor & Beer • 25% alcohol, 75% food
57. [03771](#) Change of Corporate Control - 3 new Directors
International Commons, Inc. • dba CUNA International Commons
5810 Mineral Point Road • Agent: Dennis Westendorf
Class B Combination Liquor & Beer • .5% alcohol, 99.5% food
58. [03803](#) Nightclub License
Madison Mallards LLC • dba Madison Mallards
2920 N. Sherman Avenue • Agent: Joel Stenman
Class B Beer • 40% alcohol, 60% food
59. [03806](#) Nightclub License
JT Whitney's Brewpub & Eatery LLC • dba JT Whitney's
674 S Whitney Way • Agent: David Bookstaff
Class B Combination Liquor & Beer • 35% alcohol, 65% food
60. [03850](#) Nightclub License
White Horse Inn, Inc. • dba White Horse Inn • capacity of 350
202 N. Henry Street • Agent: Robert Glebs

- Class B Combination Liquor & Beer • 30% alcohol, 70% food
61. [03851](#) Nightclub License
Madison Turners, Inc. • dba Madison Turners • capacity of 2,500
3001 S. Stoughton Road • Agent: Alice Soule
Class B Combination Liquor & Beer • 50% alcohol, 50% food
62. [03855](#) Change of Agent
Pizza Hut of Madison, Inc. • dba Pizza Hut • 2649 East Springs Drive
Old Agent: John Holbrook • New Agent: John Schweitzer
Class B Combination Liquor & Beer • 1% alcohol, 99% food
63. [03884](#) Operator License Application
Paul Crow, 2401 Badger Lane
64. [03885](#) Operator License Application
Jennifer Thompson, 701 Pirate Island Road #107, Monona
65. [03887](#) Nightclub License
Zor Shriners Aaonms • dba Zor Temple Aaonms • capacity of 250
575 Zor Shrine Place • Agent: Kent Englund
Class B Combination Liquor & Beer • 35% alcohol, 65% food
66. [03888](#) Nightclub License
Bridges Golf Course LLC • dba Bridges Golf Course • capacity of 150
2702 Shopko Drive • Agent: Jason Baker
Class B Combination Liquor & Beer • 50% alcohol, 50% food
67. [03889](#) Center for Visual & Performing Arts Application
Chou Family Holdings Inc • dba Peking Palace • capacity unknown
736 N. Midvale Boulevard • Agent: Su-Hua Kuo
Class B Combination Liquor & Beer • 20% alcohol, 80% food
68. [03921](#) Change of License Conditions Application
Crave Restaurant & Lounge, Inc. • capacity of 150
201 W. Gorham Street • Agent: Eric Fleming
Class B Combination Liquor & Beer • 60% alcohol, 40% food
Request to remove the following license conditions:
2) Must meet the definition of a restaurant as defined by Section 38.0 of the
the Madison General Ordinances.
3) Applicant must meet with the Madison Police Department, Central District,
on a monthly basis. Licensee will initiate such meeting.
5) Provide training curriculum to the Madison Police Department prior to the
implementation and conduct training in accordance with the Madison Police
Department approved curriculum to all personnel. All personnel shall sign a
training voucher, copy to be provided to Madison Central Police District.
7) Licensee will provide the Central Police District with written training
and policy manuals. The documents will include, but not be limited to,
liquor laws; use of the Unruly Patron Ordinance; guidance for determining
when a person is under the influence of alcohol as defined in MGO Section
38.02; and the refusal to serve or allow such person on the premises;
guidance on when to call the police; procedures and responsibilities
assigned to create "no drugs" atmosphere; specific training on determining
a patron's age; and specific policies and procedures to be used in allowing
patrons entrance into any part of the licensed establishment.

69. [03922](#) Change of License Premise Application
Provisions & Merchantile, LLC • dba The Old Fashioned • capacity 80
23 N. Pinckney Street • Agent: Tami Lax
Class B Combination Liquor & Beer • 30% alcohol, 70% food
Request to expand licensed premise to include sidewalk cafe.
70. [03923](#) Operator License Application
John D. Jones, 5945 Seminole Cour
71. [03925](#) Change of Corporate Control - loss of one Officer
Neek, Inc. • dba Kimmia Lounge
14 W. Mifflin Street • Agent: Kami Eshraghi
Class B Combination Liquor & Beer • 89% alcohol, 11% food
72. [03926](#) Nightclub License
Monona Catering, LLC • dba Monona Catering
1 John Nolen Drive • Agent: Jon Prill
Class B Combination Liquor & Beer • 14% alcohol, 86% food
73. [03927](#) Nightclub License
Avenue Bar, Inc. • dba Avenue Bar
1128 E. Washington Avenue • Agent: Clare Zach
Class B Combination Liquor & Beer • 30% alcohol, 70% food
74. [03928](#) Nightclub License
Madison Hospitality Partnership, LLC • dba Radisson Hotel
517 Grand Canyon Drive • Agent: Judy Zeman
Class B Combination Liquor & Beer • 30% alcohol, 70% food
75. [03929](#) Nightclub License
Neverland, Inc. • dba Cue-Nique Billiards • capacity of 175
317 W. Gorham Street • Agent: Matthew McCabe
Class B Combination Liquor & Beer • 55% alcohol, 5% food, 40% other
76. [03930](#) Nightclub License
Park Hotel, Inc. • dba Inn on the Park • capacity of 442
22 S. Carroll Street • Agent: Carol Mullins
Class B Combination Liquor & Beer • 5% alcohol, 17% food, 78% other
77. [03934](#) Nightclub License
Trojax, Inc. • dba Coliseum Bar • capacity of 501
232 Olin Avenue • Agent: Dennie Jax
Class B Combination Liquor & Beer • 60% alcohol, 40% food
78. [03941](#) Nightclub License
Crave Restaurant & Lounge, Inc. • dba Crave Restaurant • capacity of 150
201 W. Gorham • Agent: Eric Fleming
Class B Combination Liquor & Beer • 60% alcohol, 40% food
79. [04081](#) Alcohol License Review Committee Report of Operator License Applications (New & Renewal) July 2006.

REPORT OF BOARD OF ESTIMATES

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80. [03583](#) Approval to contract for design and construction administration with Strang, Inc. for the phase 1 project for Fire Station No. 5.
81. [03683](#) Amending Tax Incremental Finance (TIF) District #32 (Upper State Street) City of Madison and approving a Project Plan and Boundary Amendment for said TIF District. (4th AD)
82. [03745](#) SUBSTITUTE - Authorizing the execution of a First Amendment to Lease with Dudgeon Center for Community Programs providing for an extension of the lease at 3200 Monroe Street. (10th AD)
83. [03810](#) Amending the 2006 Operating Budget for the City of Madison Department of Public Health to remove a grant.
84. [03813](#) Accepting grant monies in the amount of \$45,000 from the Wisconsin Department of Transportation for the installation of epoxy pavement markings.
85. [03829](#) Creating Tax Incremental Finance (TIF) District #37 (Union Corners) City of Madison and approving a Project Plan and Boundary for said TIF District. (2nd, 6th, and 15th AD)
86. [03945](#) Authorizing the Mayor and City Clerk to execute a Definitive Agreement with DJK Real Estate, LLC and accepting donations of lands and capital for the development of a new library branch to be located in Grandview Commons. 3rd Ald. Dist.
87. [03968](#) Approving the 2006 Neighborhood Grants Program recommendations made by the Staff Review Team and authorizing the Planning Unit Director, Comptroller and City Attorney to execute grant agreements on behalf of the City.
88. [03970](#) Authorizing the Mayor and City Clerk to execute a development agreement to fund a Tax Incremental Finance (TIF) Loan in the amount of \$130,000 to TJK Properties, LLC to construct a 25,000 square foot industrial building located on Lots 32 & 33 of Marsh Court in Tax Incremental Finance District Number 24 (Southeast Industrial Development District).
89. [03982](#) Awarding Public Works Contract No. 5922, Goodman Park Maintenance Facility Addition and Remodeling and amending the 2006 Capital Budget to authorize the expenditure of an additional \$1,437,564 for the project. (13th AD)

REPORT OF BOARD OF PARK COMMISSIONERS

90. [03351](#) Authorizing the Mayor and the City Clerk to execute an Agreement with Blue Plate Catering, Inc. for exclusive alcohol beverage services at Warner Park Community Recreation Center and Olbrich Botanical Gardens from January 1, 2007 through December 31, 2008, with the possibility of two successive two year renewal terms.
91. [03437](#) Authorizing the closure of the Warner Park lagoon and its connecting waterway to Lake Mendota during the 2006 Rhythm and Booms celebration.

REPORT OF BOARD OF PUBLIC WORKS

92. [02230](#) Approving plans and specifications and authorizing the Board of Public Works to

- advertise and receive bids for Wingra Creek Parkway Improvements - Phase I, Contract No. 5889. (13th AD)
93. [03621](#) Determining a Public Purpose and necessity and adopting Transportation Project Plat No. 5992-08-04-4.01 and 5992-08-04-4.02 for the City of Madison and State of Wisconsin to acquire the required land interests for the Starkweather Creek Public Bike Path improvements and authorizing the Mayor and City Clerk to sign all necessary documents necessary to accomplish the acquisition of said land interests. (15th AD)
94. [03679](#) Authorizing the grant of a permanent limited easement and a temporary construction easement to American Transmission Company for an underground electric transmission line in a portion of the City's East Rail Corridor between East Washington Avenue and East Johnson Street. (2nd & 12th AD)
95. [03716](#) SUBSTITUTE - Requiring designers to consider traffic noise and the ability to recycle pavements when designing streets in the City of Madison.
96. [03721](#) Amending the Master List of Street Names and Designations and amending the City Engineer's Street Numbering Map, referred to in Sections 10.34(1) and 10.35, Madison General Ordinances. Changing the names of various streets in the Village at Autumn Lake plat: Ariel Spring Trail to Merry Maddy Lane; Snowberry Court to Wood Sorrel Court; Snowberry Street to Wood Sorrel Street. (17th AD)
97. [03830](#) Amending Sections 3.11(4)(b) and (6), 3.21(5)(a), 3.35(1)(z), 3.38(1)(b), 3.38(1)(j)2., 8.13, 12.128(4)(c)4., and 35.02(b) of the Madison General Ordinances to change the name of the Motor Equipment Division to the Fleet Service Division.
98. [03844](#) Approving plans and specifications and authorizing the Mayor and City Clerk to enter into agreements with the Wisconsin Department of Transportation for the construction of East Washington Avenue Segment Three (Second Street to Marquette Street) (6th, 12th, & 15th ADs)
99. [03845](#) Approving temporary construction work with associated noise impacts between the hours of 7:00 PM and 7:00 AM on East Washington Avenue from Second Street to STH 30. (6th AD, 12th AD, & 15th AD)
100. [03846](#) Authorizing the release of a portion of a sanitary sewer easement and accepting the relocated easement for same from Lake Edge Lutheran Church located at 4032 Monona Drive in Madison. 15th Ald. Dist.
101. [03890](#) Improvements accepted for Water Main by Private Contract to serve: First Addition to Valley Ridge. (AD 1)
102. [03891](#) Improvements accepted for Water Main by Private Contract to serve: Porter Plat - Phase III. (AD 17)
103. [03892](#) Improvements accepted for Water Main by Private Contract to serve: Liberty Place - Phase III. (AD 16)
104. [03893](#) Improvements accepted for Water Main by Private Contract to serve: Fourth Addition to World Dairy Center - Phases 1A and 1B. (AD 16)
105. [03946](#) Approving plans, specifications and schedule of assessments for streetlights - Grandview Commons Phase 13 (3rd Ald. District).

106. [03948](#) Approving plans, specifications and schedule of assessments for streetlights - Hawks Meadow (1st Ald. District).
107. [03949](#) Approving plans, specifications and schedule of assessments for streetlights - Liberty Place Phase 4 (16th Ald. District).
108. [03950](#) Approving plans, specifications and schedule of assessments for streetlights - Secret Places at Siggelkow Preserve Phase 3 (16th Ald. District).
109. [03962](#) Improvements accepted for Water Main by Private Contract to serve: N. Park Street Redevelopment - 21 & 35 N. Park Street - PUD. (AD 4)
110. [03981](#) Awarding Public Works Contract No. 5936, Hoard Street, Upham Street and Seventh Street Reconstruction Street Assessment District - 2006. (12th AD)
111. [03983](#) Awarding Public Works Contract No. 5880, Repaint South Transfer Point.
112. [03985](#) Awarding Public Works Contract No. 5961, Repaint North Transfer Point.
113. [03986](#) Improvements accepted for Annamark Drive Assessment District - 2004, Contract No. 5770. (17th AD)
114. [03987](#) Accepting detention basin improvements constructed by private contract in Sauk Heights - Phase 1, Private Contract No. 1944. (9th AD)
115. [03988](#) Accepting storm sewer constructed by private contract in Ann Street Storm Sewer Extension, Private Contract No. 2062. (14th AD)
116. [03989](#) Authorizing the Mayor and City Clerk to Execute an Agreement with Dane County for the Construction of the Valley View Road Street Assessment District - 2006. (9th AD)
117. [03990](#) Approving plans and specifications and authorizing the Board of Public Works to advertise and receive bids for CIPP Rehab of Sanitary Sewers - 2006, Contract No. 5965. (Various ADs)
118. [03991](#) Accepting bituminous pavement constructed by private contract in Milwaukee Street Extension, Private Contract No. 1892. (3rd AD)
119. [03992](#) Authorizing the Mayor and City Clerk to enter into an agreement with Potter Lawson Architects to provide professional architectural and engineering design services for the City-County Building Tenant Improvement Remodels. (6th AD)
120. [03996](#) To Establish Revised Assessments For Spring, 2006 Street Trees. Series: 2-B.
121. [03998](#) Authorizing the Purchasing Agent to enter into an agreement with Joe Daniels Construction Company to provide construction to remodel a supervisor's office on the second floor at Health East Washington Avenue. (15th AD)
122. [04002](#) Repairs accepted for State Street Campus-Frances Parking Ramp 2005 Repair Project, Contract No. 5864. (8th AD)

123. [04014](#) Rescinding Resolution 57670, ID 28316, approving plans, specifications, and schedule of assessments for the installation of streetlights in Valley Ridge - Phase VII. (1st AD)
124. [04020](#) Improvements accepted for Block 1 Alley Reconstruction District - 2002, Contract No. 5394. (13th AD)
125. [04032](#) Improvements accepted for 2004 Resurfacing Various Streets; Asphalt Paving, & Asphalt Base Patching & Base Patch Grinding, Contract No. 5582. (Various ADs)
126. [04033](#) Improvements accepted for Capital Avenue Sidewalk Assessment District- 2005, Contract No. 5798. (19th AD)
127. [04034](#) Approving plans, specifications and schedule of assessments for streetlights - Linden Park Phases 3 & 4. (1st Ald. District)
128. [04035](#) Awarding Public Works Contract No. 5959, Hawks Ridge Estates Sanitary Sewer Assessment District.
129. [04036](#) Awarding Public Works Contract No. 5960, Olin Avenue Waste Transfer Station Water Main. (13th AD)
130. [04037](#) Awarding Public Works Contract No. 5962, University Avenue Pavement Repairs - 2006.
131. [04038](#) Awarding Public Works Contract No. 5964, Gammon Road Pavement Repairs - 2006.
132. [04039](#) Awarding Public Works Contract No. W6329, Water Main Extension: C.T.H. "T" From Fairview Drive Through Holy Cross Way.
133. [04040](#) Improvements accepted for 2003 Resurfacing Various Streets; Utility Casting Adjustments & Curb Cuts & Curb & Gutter Repair with Resurfacing, Contract No. 5478. (Various ADs)
134. [04043](#) Improvements accepted for Drinking Fountains - 2002, Contract No. 5371. (Various ADs)
135. [04044](#) Approving plans and specifications for public improvements necessary for the project known as Marsh Court Sewer Relocate PUD and authorizing construction to be undertaken by the Developer, Private Contract No. 2108. (16th AD)
136. [04045](#) Approving plans and specifications and authorizing the Board of Public Works to advertise and receive bids for State Street Capitol Ramp Repairs, Contract No. 5968. (4th AD)
137. [04048](#) Approving plans and specifications and authorizing the Board of Public Works to advertise and receive bids for State Street Campus-Frances Ramp Silane Sealer Application, Contract No. 5969. (8th AD)
138. [04049](#) Authorizing the Mayor and the City Clerk to enter into a contract with Ayres Associates for consulting services for surveying, planning and design of the Felland Neighborhood Sanitary Sewer (Phase 2) and Stormwater Survey and Design Project. (17th AD)

139. [04050](#) Authorizing the Mayor and the City Clerk to enter into a contract with Arnold and O'Sheridan for consulting services for surveying, planning and design of the Pumpkin Hollow Sanitary Sewer and Stormwater Management Project. (17th AD)
140. [04051](#) Authorizing the Mayor and City Clerk to enter into an agreement for Professional Design Services with Mayo Corporation for the University Avenue and Highland Avenue Storm Design Project. (5th AD)
141. [04071](#) Approving plans and specifications for public improvements required to serve Phase I of the Subdivision known as Badger Mill Creek and authorizing construction to be undertaken by the Developer, Private Contract No. 2105. (1st AD)

REPORT OF BOARD OF WATER COMMISSIONERS

142. [03843](#) Amending Section 13.01(1) of the Madison General Ordinances to add the Director of Public Health as an ex officio, non-voting member of the Board of Water Commissioners.

REPORT OF CITY CLERK

143. [04094](#) 2006-2007 Secondhand Dealer license renewals (filed late).
1. Jerman LLC • dba Once Upon a Child • 706 S. Gammon Road
144. [03818](#) 2006-2007 Adult Entertainment/Adult Entertainment Tavern license renewals.
1. Chug A Lug, Inc. • dba Club 5 • 5 Applegate Court
2. Norther Wisconsin Gifts Inc. • dba Selective Video II • 3220 Commercial Ave.
3. Summit Station, Inc. • dba Bennett's Meadowood Country Club
2009 Freeport Rd
4. Bennett's II, Inc. • dba Bennett's on the Park • 416 S. Park Street
5. Madison News Agency, Inc. • dba State Street Arcade • 113 State Street
6. Cen-Tex Corporation • dba Red Letter News • 2528 E. Washington Avenue
7. T C Visions, Inc. • dba Visions Night Club • 3554 E. Washington Avenue
145. [03824](#) 2006-2007 Theater license renewals.
1. Marcus Cinemas of WI LLC • dba Point Cinemas
7825 Big Sky Drive • seating capacity of 3,210
2. Marcus Cinemas of WI LLC • dba Eastgate Cinemas
5202 High Crossing Boulevard • seating capacity of 2,936
3. AGT Enterprises, Inc. • dba Hilldale Theater
702 N. Midvale Boulevard • seating capacity of 1,000
4. Gerald Bartell Community Theatre Foundation • dba Bartell Theatre
113 E. Mifflin Street • seating capacity of 291
5. Madison Cultural Arts District • dba Overture Center for the Arts
201 State Street • seating capacity of 2,250
6. First Madco, Inc. • dba Rocky Rococo Pan-Style Pizza
7952 Tree Lane • seating capacity of 150
7. Marcus Cinemas of WI LLC • dba Westgate Cinema
340 Westgate Mall • seating capacity of 2,000
8. Broom Street Theater • 1119 Williamson Street • seating capacity of 75
146. [03825](#) 2006-2007 Auto/Junk/Salvage license renewals.
1. Schmidt's Auto, Inc. • dba Schmidt's Auto • 1621 Beld Street
2. Copart of Connecticut, Inc. • dba Copart Auto Auctions • 5448 Lien Road
3. Samuels Recycling Company • 4400 Sycamore Avenue

147. [03827](#) 2006-2007 Pawnbroker license renewals.
1. Mister Money Financial Service, Inc. • dba Mister Money USA #46
2234 S. Park Street
148. [03828](#) 2006-2007 Secondhand Dealer license renewals (see attached report).

REPORT ON COMMISSION ON PEOPLE WITH DISABILITIES

149. [01853](#) SECOND SUBSTITUTE - Amending Secs. 1.08, 3.23, 3.35, 3.36, 3.38, 3.48, 3.51, 3.52, 3.59, 3.72, 8.35, 9.13, 11.06, 12.03, 22.14, 23.56, 27.05, 28.03, 28.04, 28.08, 28.11, 28.12, and 31.04 of the Madison General Ordinances to update references to handicapped and/or disabled utilizing People First language.

REPORT OF COMMUNITY DEVELOPMENT AUTHORITY

150. [00172](#) REPORT OF DIRECTOR OF PLANNING AND DEVELOPMENT & HOUSING OPERATIONS DIRECTOR: Dated August 23, 2004, Management Report #2: Housing Choice Voucher (Section 8) Program Per City of Madison Resolution # 59903.

REPORT OF HOUSING COMMITTEE

151. [03848](#) AMENDED - Amending Section 32.04(4)(d) of Madison General Ordinances to authorize abatement for required locks, deadbolt locks, intercoms and buzzers on certain exterior and interior doors of certain residential buildings.

REPORT OF PLAN COMMISSION

152. [03676](#) Approving the Redevelopment Plan and District Boundary for the Allied Drive Redevelopment District. (10th AD)
153. [03731](#) Petitioning the Governor of Wisconsin to create a Capital Area Regional Planning Commission.
154. [03812](#) Providing the consent of the City for Pony Express, LLC to locate a building materials sales establishment on Lots 3 and 4 of the Center for Industry and Commerce. (17 AD)
155. [03849](#) Creating Section 15.01(556) of the Madison General Ordinances entitled "City Boundaries" and being part of the chapter entitled "Aldermanic Districts and Wards" annexing to the 1st Aldermanic District the Midtown Holdings Annexation and assigning a temporary zoning classification of A Agriculture District, and amending Section 15.02(107) of the Madison General Ordinances to add the attached property to Ward 107.
156. [03883](#) Petition dated May 31, 2006 from Lathrop & Clark re: direct annexation from the Town of Burke to the City of Madison (~~Midtown Holdings Annexation~~) (Loomer Annexation).
157. [03898](#) Requesting the Public Service Commission of Wisconsin provide for a comprehensive, independent study of the proposed transmission lines and directing the City Attorney to intervene in any PSC proceedings involving transmission lines that impact the City of

Madison.

158. [03933](#) Approving the final plat of "Badger Mill Creek" located at 3120-3160 Jeffy Trail. 1st Ald. Dist.
159. [03993](#) Petition dated April 22, 2006, from Murphy Desmond SC re: direct annexation from the Town of Verona to the City of Madison (Midtown Holdings Annexation).

REPORT OF THE PLANNING UNIT

160. [04016](#) Re-approving the final plat of "Eighth Addition to Blackhawk Subdivision" located at 9702 Old Sauk Road. 9th Ald. Dist.
161. [04022](#) Approving the preliminary plat of "Genesis Plat" located at 3604 Agriculture Drive. 16th Ald. Dist.

REPORT OF RISK MANAGER

162. [03877](#) NOTICE OF CLAIM: T. Wagner, 6 Flad Circle - property damage - \$426.67.
163. [03971](#) NOTICE OF CLAIM: R. Kendiorski, 406 Sethne Court, Monona - property damage - \$360.00.
164. [04128](#) AT&T Midwest Region Facilities, One SBC Center, Room 39-N-13, St. Louis, MO - equipment damage - \$202.09.

REFERRED TO THIS MEETING

APPOINTMENTS

165. [03943](#) AMENDED - Report of the Mayor submitting citizen committee appointments (introduced 6-20-06; action 7-18-06)
166. [04068](#) AMENDED - Report of the Mayor submitting citizen committee appointments (introduced 7-11-06; action 7-18-2006)

COMMUNICATIONS

167. [03995](#) Protest Against Zoning Change: 505-555 S. Midvale Boulevard.

ORDINANCES

168. [04093](#) Adopting and confirming Revision 255 of the Madison General Ordinances as of June 15, 2006 to incorporate the changes pursuant to Sec. 66.0103, Wis. Stats.

REPORTS

169. [03940](#) Report on public hearing held with respect to proposed rental housing project and the

issuance of CDA bonds to finance the project (Preshouse).

RESOLUTIONS

170. [03808](#) Approving rental housing project of the Community Development Authority of the City of Madison, Wisconsin (Pres House Project) and the issuance of bonds for the financing thereof.
171. [03897](#) Authorizing a representative of the Human Resources Department to sign a contract with Home Health United to provide flu immunization clinics for City employees on City property.
172. [04170](#) Directing the Director of Planning and Development to issue a Request for Proposals for a Housing Needs Study and directing the Mayor to appoint a committee to evaluate the proposals.

NEW BUSINESS- Referred on a motion made by Council President King, seconded by Ald. Verveer.

ORDINANCES

173. [04154](#) Creating Section 28.06(2)(a)3207. of the Madison General Ordinances rezoning property from C2 General Commercial District and C3 Highway Commercial District to PUD(GDP) Planned Unit Development (General Development Plan) District, and creating Section 28.06(2)(a)3208. of the Madison General Ordinances rezoning property from PUD(GDP) Planned Unit Development (General Development Plan) District to PUD(SIP) Planned Unit Development (Specific Implementation Plan) District. Proposed Use: Demolish Commercial Building & Build 6-Story, Mixed-Use Building with 13,500 Square Foot Retail Space, 10,025 Square Feet Office Space & 49 Condominium Units; 13th Aldermanic District: 1501 Monroe Street.
174. [04155](#) Creating Section 28.06(2)(a)3209. of the Madison General Ordinances rezoning property from PUD(GDP) Planned Unit Development (General Development Plan) District to PUD(SIP) Planned Unit Development (Specific Implementation Plan) District. Proposed Use: 10 Townhouse Units; 3rd Aldermanic District: 6001 Kilpatrick Lane.
175. [04156](#) Creating Section 28.06(2)(a)3210. of the Madison General Ordinances rezoning property from R6 General Residence District to PUD(GDP) Planned Unit Development (General Development Plan) District and creating Section 28.06(2)(a)3211. of the Madison General Ordinances rezoning property from PUD(GDP) Planned Unit Development (General Development Plan) District to PUD(SIP) Planned Unit Development (Specific Implementation Plan) District. Proposed Use: Demolish 3 Residential Buildings & Build 4-Story, 20-Unit Condominium Building; 4th Aldermanic District: 415, 417 & 419 West Dayton Street.
176. [04157](#) Creating Section 28.06(2)(a)3212. of the Madison General Ordinances rezoning property from R2 Single-Family Residence District to R5 General Residence District. Proposed Use: Demolish 2 Townhouse Apartment Buildings & Construct New Surface Parking Lot; 10th Aldermanic District: 4381 Doncaster Drive.
177. [04158](#) Creating Section 28.06(2)(a)3213. of the Madison General Ordinances rezoning property from R6 General Residence District to PUD(GDP) Planned Unit Development (General Development Plan) District and creating Section 28.06(2)(a)3214. of the

Madison General Ordinances rezoning property from PUD(GDP) Planned Unit Development (General Development Plan) District to PUD(SIP) Planned Unit Development (Specific Implementation Plan) District. Proposed Use: Addition to Join 2 Residential Buildings & Remodel For Bakery, Restaurant/Tavern & 4 Apartments; 4th Aldermanic District: 453 W. Washington Avenue.

178. [04166](#) Creating Section 3.35(7)(g) and amending 3.38(6)(f) of the Madison General Ordinances to require the re-posting of positions if the job duties change significantly.
179. [04167](#) To adopt and confirm amendments to the Madison General Ordinances as set forth in attached Exhibit X pursuant to Sec. 66.0103, Wis. Stats. repealing and recreating Chapter 31 and amending portions of Chapter 28 and Chapter 1.

RESOLUTIONS

180. [04066](#) Submitting the name of William Vandebrook for confirmation of a five-year term as Fleet Service Superintendent.
181. [04100](#) Authorizing the Mayor and City Clerk to sign an agreement with Dane County accepting \$44,509 from the Southcentral Wisconsin Bioterrorism Preparedness and Response Consortium #10 for a grant previously authorized by Common Council and this additional grant of \$7,056 and amending the 2006 Public Health Operating Budget to allow the receipt and appropriation of the additional grant of \$7,056 to be used for emergency preparedness.
182. [04115](#) Determining a Public Purpose and Necessity and adopting a Relocation Order for the acquisition of Plat of land interests required for the relocation and construction of Pleasant View Road from Valley View Road to Mineral Point Road, located in that part of the Northwest ¼, of Section 27, Town 7 North, Range 8 East, City of Madison, Dane County, Wisconsin. (9th AD)
183. [04133](#) Authorizing the Mayor and City Clerk to execute a Labor Agreement between the City of Madison and Local 311, International Fire Fighters Association (I.A.F.F.) for the period January 1, 2006 through December 31, 2007.
184. [04144](#) Authorizing the Mayor, City Clerk and Chief of Police to accept a supplemental Project Safe Neighborhoods grant award in the amount of \$27,046 and to utilize these funds for additional law enforcement efforts to reduce gun-related crime and violence.
185. [04152](#) Authorizing the Mayor and the City Clerk to enter into an agreement with Badger Bus Lines for provision of ADA paratransit services in a Long-Term Assignment Program to Metro Transit through September 2009 with an option to extend for up to 6 additional months.
186. [04164](#) Establishing the City of Madison Post-Retirement Sick Leave Conversion Medical Reimbursement Plans and Trusts and a 401(a) Plan and Trust.

REPORTS

187. [04147](#) Report of Police Chief dated July 12, 2006, re: 2005 & 1st Half 2006 Overtime.

CLAIMS - REFER TO RISK MANAGER

188. [04172](#) NOTICE OF CLAIM - E. Horn, 5802 Meadowood Dr., Madison - towing expense - \$79.13.
189. **04173** NOTICE OF CLAIM - American Family Insurance for S. Schrager, 1430 Chandler St., Madison - vehicle damage - \$471.17.
190. [04174](#) R. Knippel, 21 Krystana Way, Madison - property damage - \$100.00.
191. **04175** NOTICE OF INJURY - Greiber Law Office, LLC attorney for M. Wethal, 6415 Bridge Rd. # 103, Madison - personal injury - amount to be determined.
192. [04176](#) NOTICE OF INJURY - C. Holman, 838 E. 90th St., Chicago, IL - personal injury - greater than \$1.00.