



City of Madison Proceedings - Final COMMON COUNCIL

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

Tuesday, June 20, 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. Compton, Ald. Brandon

Roll Call at 6:32 p.m., Mayor Cieslewicz in the Chair. Late: Ald Bruer (6:36 p.m.)

Present: Benford, Sanborn, Bruer, Cnare, Golden, King, Konkel, Gruber, Olson, Knox, Jr., Palm, Skidmore, Thomas, Van Rooy, Verveer, Radomski, Webber and David J. Cieslewicz

Excused: Brandon, Compton and Rosas

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.

**A motion was made by Ald. King, seconded by Ald. Olson, to Suspend the Rules.
The motion passed by acclamation.**

CONFIRMATION HEARING

1. [03762](#) Submitting the name of David Denig-Chakroff for confirmation of a five-year term renewal as Water Utility General Manager.
Sponsors: David J. Cieslewicz
1 Registrant(s) in support wishing to speak.
A motion was made by Ald. King, seconded by Ald. Olson, to Adopt. The motion passed by acclamation.
Enactment No: RES-06-00530

PETITIONS AND COMMUNICATIONS

2. [03994](#) Petition dated June 7, 2006, from Lathrop & Clark on behalf of L. Norman Schweiss re: direct annexation from the Town of Burke to the City of Madison.
A motion was made by Ald. King, seconded by Ald. Webber, to Withdraw. The motion passed by acclamation.
3. [03995](#) Protest Against Zoning Change: 505-555 S. Midvale Boulevard.
Receive at the 7/18/06 Common Council Meeting.
A motion was made by Ald. King, seconded by Ald. Skidmore, to Refer to a future Meeting to Receive for July 18, 2006. The motion passed by acclamation.

BUSINESS BY THE MAYOR

4. [03943](#) AMENDED Report of the Mayor submitting citizen committee appointments (introduced 6-20-06; action 7-18-06)
Confirm at the 7/18/06 Common Council Meeting.
A motion was made by Ald. King, seconded by Ald. Verveer, to Refer to a future Meeting to Confirm for July 18, 2006. The motion passed by acclamation.

BUSINESS BY THE PRESIDENT OF THE COMMON COUNCIL

5. [03940](#) Report on public hearing held with respect to proposed rental housing project and the issuance of CDA bonds to finance the project (Preshouse).
Accept at the 7/18/06 Common Council Meeting.
A motion was made by Ald. King, seconded by Ald. Verveer, to Refer to a future Meeting to Accept for July 18, 2006. The motion passed by acclamation.

RECESSED PUBLIC HEARINGS - BEGIN AT 6:45 PM

6. [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.

Sponsors: Common Council By Petition

Due back at the 7/18/06 Common Council Meeting.

A motion was made by Ald. King, seconded by Ald. Bruer, to Rerefer for Recessed Public Hearing to the COMMON COUNCIL, due back on July 18, 2006. The motion passed by acclamation.

REPORT OF PLAN COMMISSION

7. [03429](#) Amending Sections 28.04(6)(c)1.i. and 28.11(3)(g)3. of the Madison General Ordinances to add skirting and landscaping requirements for wheelchair ramp and off street parking spaces as permitted obstructions.

Sponsors: Judy K. Olson

Public Hearing Closed. Additional Referral(s): Plan Commission

A motion was made by Ald. King, seconded by Ald. Verveer, to Refer to the COMMISSION ON PEOPLE WITH DISABILITIES. The motion passed by acclamation.

PUBLIC HEARINGS - BEGIN AT 6:45 PM**REPORT OF ALCOHOL LICENSE REVIEW COMMITTEE**

8. [03748](#) Public Hearing - New License
Monastery Inc • dba Bellini Italian Restaurant • capacity of 180
401 E. Washington Avenue • Agent: Peter Gargano
Class B Combination Liquor & Beer • 30% alcohol, 70% food

A motion was made by Ald. King, seconded by Ald. Verveer, to Grant and Close the Public Hearing. The motion passed by acclamation.

REPORT OF CITY ENGINEER

9. [03790](#) Approving Plans, Specifications, And Schedule Of Assessments For Union Corners Reconstruction Assessment District - 2006 (Union Corners, Winnebago Street). (6th AD)
- Sponsors:** Common Council By Request
- A motion was made by Ald. King, seconded by Ald. Verveer, to Adopt and Close the Public Hearing. The motion passed by acclamation.**
- Enactment No:** RES-06-00531

REPORT OF PLAN COMMISSION

10. [03588](#) Amending Section 28.04(25)(d)4. of the Madison General Ordinances to provide additional incentives for use of inclusionary zoning units by allowing up to a 10% set-aside for non-inclusionary zoning units and duplexes.
- Sponsors:** Brenda K. Konkel
- Due back at the 7/11/06 Common Council Meeting.*
- A motion was made by Ald. King, seconded by Ald. Skidmore, to Rerefer for Recessed Public Hearing to the PLAN COMMISSION, due back on July 11, 2006. The motion passed by acclamation.**
11. [03694](#) 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: One 11-Unit and One 12-Unit Townhouse Condominium & Buildings; 16th Aldermanic District: 5817 & 5818 Gemini Drive.
- Sponsors:** Common Council By Petition
- A motion was made by Ald. King, seconded by Ald. Skidmore, to Adopt and Close the Public Hearing. The motion passed by acclamation.**
- Enactment No:** ORD-06-00081
12. [03695](#) Creating Section 28.06(2)(a)3189. of the Madison General Ordinances rezoning property from R4A Limited General Residence District to PUD(GDP) Planned Unit Development (General Development Plan) District and creating Section 28.06(2)(a)3190. 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 House & Build New 2-Unit Condominium; 6th Aldermanic District: 1310 Jenifer Street.
- Sponsors:** Common Council By Petition
- 1 Registrant(s) in support not wishing to speak.*
- A motion was made by Ald. King, seconded by Ald. Skidmore, to Adopt and Close the Public Hearing. The motion passed by acclamation.**
- Enactment No:** ORD-06-00082

13. [03697](#) Creating Section 28.06(2)(a)3187. of the Madison General Ordinances rezoning property from C3 Highway Commercial District to PUD(GDP) Planned Unit Development (General Development Plan) District and creating Section 28.06(2)(a)3188. 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 Vacant Garage Building & Build 5-Story, 66-Unit Condominium; 2nd Aldermanic District: 627 East Mifflin Street.

Sponsors: Common Council By Petition

1 Registrant(s) in support not wishing to speak.

A motion was made by Ald. King, seconded by Ald. Skidmore, to Adopt and Close the Public Hearing. The motion passed by acclamation.

Enactment No: ORD-06-00083

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 item EXCEPT #'s: 25, 27, 32, 81, 87 & 89, King/Verveer: carry.

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

14. [03772](#) Change of License Premise Application
LaPepe, Inc. • dba Tex Tubb's Taco Palace • capacity of 98
2009 Atwood Avenue • Agent: Travis Hill
Class B Combination Liquor & Beer • 75% alcohol, 25% food
Request to expand licensed premise to include parking lot for a one-time event from noon to 6 p.m. on July 2, 2006.
A motion was made by Ald. Verveer, seconded by Ald. Olson, to Grant. The motion passed by acclamation.
15. [03919](#) Change of License Premise Application
MMJ, Inc. • dba Players Sports Bar • capacity of 99
2013 Winnebago Street • Agent: Marilyn Guess
Class B Combination Liquor & Beer • 80% alcohol, 20% food
Request to expand licensed premise to include 60 foot x 25 foot back lot for a one-time event on June 24, 2006.
A motion was made by Ald. Verveer, seconded by Ald. Olson, to Grant. The motion passed by acclamation.

16. [03953](#) Alcohol License Review Committee Report of Operator License Applications (New & Renewal) June 20, 2006. See attached report for list of operators.

A motion was made by Ald. Verveer, seconded by Ald. Olson, to Grant. The motion passed by acclamation.

REPORT OF BOARD OF ESTIMATES

17. [03730](#) Authorizing the Mayor and Chief of Police to accept two (2) traffic safety grants totaling \$6,200 from the Safe Community Coalition of Madison and Dane County for the following activities in 2006: conduct pedestrian safety enforcement activities in selected areas with high number of older adult pedestrians (downtown Madison and in the vicinity of Hilldale Mall) and to provide educational activities at specific events for the motorcycling community in conjunction with the Middleton Police Department and the Dane County Sheriff Office.

Sponsors: David J. Cieslewicz

A motion was made by Ald. King, seconded by Ald. Verveer, to Adopt. The motion passed by acclamation.

Enactment No: RES-06-00532

18. [03758](#) That the position #3269 of Overture Center Director in Compensation Group 21, Range 20, (provisionally occupied by M. Goldberg) in the permanent salary detail of the Overture Center budget is repealed and recreated as a position of Overture Center Director in Compensation Group 21, Range 21, thereof. Be it further resolved that the incumbent shall be retained in said position provisionally.

Sponsors: David J. Cieslewicz

A motion was made by Ald. King, seconded by Ald. Verveer, to Adopt. The motion passed by acclamation.

Enactment No: RES-06-00533

19. [03763](#) That the position #1522 of Parks Facilities and Maintenance Supervisor in Compensation Group 18, Range 08, (occupied by D. Rodefled) in the permanent salary detail of the Parks Division budget is repealed and recreated as a Parks Facilities Maintenance Supervisor in Compensation Group 18, Range 10, thereof. Be it further resolved that the incumbent shall be reallocated to the said position.

Sponsors: David J. Cieslewicz

A motion was made by Ald. King, seconded by Ald. Verveer, to Adopt. The motion passed by acclamation.

Enactment No: RES-06-00534

20. [03764](#) That the vacant position #103 of Child Care Program Specialist 2 in Compensation Group 18, Range 08 in the permanent salary detail of the Community Services budget is repealed and recreated as a Child Care Program Coordinator in Compensation Group 18, Range 10, and that the vacant position #111 of Community Services Coordinator in Compensation Group 18, Range 10 be repealed and recreated as a Community Services Program Coordinator in Compensation Group 18, Range 10, in said budget.
- Sponsors:** David J. Cieslewicz
- A motion was made by Ald. King, seconded by Ald. Verveer, to Adopt. The motion passed by acclamation.**
- Enactment No:** RES-06-00535
21. [03775](#) Authorizing the Mayor and City Clerk to enter into an agreement with Downtown Madison, Incorporated (DMI) to provide \$7,500 in matching funds for data collection and analysis, as part of the Downtown Dynamic business retention and recruitment efforts of Downtown Madison, Inc.
- Sponsors:** David J. Cieslewicz, Michael E. Verveer and Austin W. King
- 1 Registrant(s) in support not wishing to speak.*
- A motion was made by Ald. King, seconded by Ald. Verveer, to Adopt. The motion passed by acclamation.**
- Enactment No:** RES-06-00536
22. [03785](#) SUBSTITUTE - Authorizing the execution of a First Amendment to the Agreement to Purchase and Undertake Development of the Northeast Industrial Property between the City of Madison and the Center for Industry and Commerce L.L.C.
- Sponsors:** Santiago Rosas
- A motion was made by Ald. King, seconded by Ald. Verveer, to Adopt. The motion passed by acclamation.**
- Enactment No:** RES-06-00537
23. [03789](#) Establishing rules and procedures for Common Council deliberation on the City of Madison's 2007 Operating and Capital Budgets.
- Sponsors:** Austin W. King
- A motion was made by Ald. King, seconded by Ald. Verveer, to Adopt. The motion passed by acclamation.**
- Enactment No:** RES-06-00538
24. [03797](#) Authorizing Leonardo Academy, Inc. to provide LEED-CI documentation consulting services for interior improvements at Sequoya Branch Library located on Midvale Boulevard.
- Sponsors:** David J. Cieslewicz
- A motion was made by Ald. King, seconded by Ald. Verveer, to Adopt. The motion passed by acclamation.**
- Enactment No:** RES-06-00539

25. [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.
- Sponsors:** Austin W. King
- 1 Registrant(s) in support not wishing to speak.
Adopt at the 7/18/06 Common Council Meeting.*
- A motion was made by Ald. King, seconded by Ald. Verveer, to Refer to a future Meeting to Adopt for July 18, 2006. The motion passed by acclamation.**
26. [03811](#) Authorizing the Mayor, City Clerk and Chief of Police to accept a grant from Dane County Emergency Management in the amount of \$9,625 and to utilize these funds in support of the Citizen Corps Program.
- Sponsors:** David J. Cieslewicz
- A motion was made by Ald. King, seconded by Ald. Verveer, to Adopt. The motion passed by acclamation.**
- Enactment No:** RES-06-00540
27. [03816](#) AMENDED - Authorizing the execution of a Property Management Agreement with Meyer Realty and Management, Inc. for a City-owned 129-unit apartment complex located on Allied Drive.
- Sponsors:** Kenneth Golden
- A motion was made by Ald. King, seconded by Ald. Skidmore, to Adopt With Amendment(s) as follows: add: "unless the tenant relocates to one of the Manager's owned or managed properties. The amount the manager is paid is to be negotiated by staff." in Section 3 b; add: "or attorney's fees, but not both. If an attorney is used, the fee should be capped at an hourly rate to be negotiated by staff." in Section 3 d, Konkel/Olson: carry.**
- The motion passed by acclamation.**
- Enactment No:** RES-06-00541
28. [03820](#) Amending Section 3.38(1)(b) of the Madison General Ordinances by creating the classification of Overture Center Administrative Coordinator in Compensation Group 18, Range 05, and creating the classification of Overture Center Financial Officer in Compensation Group 18, Range 10, thereof.
- Sponsors:** Common Council By Request
- A motion was made by Ald. King, seconded by Ald. Verveer, to Adopt. The motion passed by acclamation.**
- Enactment No:** ORD-06-00084

29. [03821](#) Amending Section 3.38(1)(i)2. of the Madison General Ordinances by deleting the classification of Overture Center Director in Compensation Group 21, Range 20, and recreating said class in Compensation Group 21, Range 21, thereof.
- Sponsors:** Common Council By Request
- A motion was made by Ald. King, seconded by Ald. Verveer, to Adopt. The motion passed by acclamation.**
- Enactment No:** ORD-06-00085
30. [03822](#) Amending Section 3.38(1)(b) of the Madison General Ordinances by deleting the classification of Parks Facilities and Maintenance Supervisor in Compensation Group 18, Range 08 and recreating said class in Compensation Group 18, Range 10, thereof.
- Sponsors:** Common Council By Request
- A motion was made by Ald. King, seconded by Ald. Verveer, to Adopt. The motion passed by acclamation.**
- Enactment No:** ORD-06-00086
31. [03823](#) Amending Section 3.38(1)(b) of the Madison General Ordinances by deleting the classification of Community Services Coordinator in Compensation Group 18, Range 10, and retitling it as Community Services Program Coordinator in Compensation Group 18, Range 10, and creating the classification of Child Care Program Coordinator in Compensation Group 18, Range 10, thereof.
- Sponsors:** Common Council By Request
- A motion was made by Ald. King, seconded by Ald. Verveer, to Adopt. The motion passed by acclamation.**
- Enactment No:** ORD-06-00087
32. [03841](#) SUBSTITUTE - Authorizing the Mayor and City Clerk to enter into an Agreement with Madison Fireworks Fund, Inc., to provide an annual Independence Day fireworks celebration, commonly known as Rhythm & Booms, at Madison's Warner Park, for the years 2007 through 2011.
- Sponsors:** Paul J. Van Rooy, Brian Benford, David J. Cieslewicz and Michael E. Verveer
- 1 Registrant(s) in support not wishing to speak.*
- A motion was made by Ald. Konkell, seconded by Ald. Verveer, to Adopt. The motion passed by the following vote:**
- Excused:** 3 - Brandon, Compton and Rosas
- Aye:** 16 - Benford, Sanborn, Cnare, Golden, King, Konkell, Gruber, Olson, Knox, Jr., Palm, Skidmore, Thomas, Van Rooy, Verveer, Radomski and Webber
- No:** 0 -
- Abstain:** 1 - Bruer
- Non Voting:** 1 - Cieslewicz
- Enactment No:** RES-06-00542

REPORT OF BOARD OF PUBLIC WORKS

33. [02754](#) Approving plans and specifications for public improvements necessary for the project known as 1902 Wright Street Storm Sewer and authorizing construction to be undertaken by the Developer, Private Contract No. 2075. (17th AD)
- Sponsors:** Common Council By Request
- A motion was made by Ald. King, seconded by Ald. Verveer, to Adopt. The motion passed by acclamation.**
- Enactment No:** RES-06-00543
34. [03765](#) Authorizing the Mayor and the City Clerk to enter into a contract with Dane County for the seal coating of unimproved streets.
- Sponsors:** David J. Cieslewicz
- A motion was made by Ald. King, seconded by Ald. Verveer, to Adopt. The motion passed by acclamation.**
- Enactment No:** RES-06-00544
35. [03773](#) Awarding Public Works Contract No. 5114, Danbury Street Assessment District - 2006. (10th AD)
- Sponsors:** Common Council By Request
- A motion was made by Ald. King, seconded by Ald. Verveer, to Adopt. The motion passed by acclamation.**
- Enactment No:** RES-06-00545
36. [03774](#) Awarding Public Works Contract No. 5812, Randall Avenue Reconstruction Assessment District - 2006.
- Sponsors:** Common Council By Request
- A motion was made by Ald. King, seconded by Ald. Verveer, to Adopt. The motion passed by acclamation.**
- Enactment No:** RES-06-00546
37. [03776](#) Awarding Public Works Contract No. 5896, Local Road Traffic Calming & Arterial Pedestrian Enhancements - 2006. (City Wide ADs)
- Sponsors:** Common Council By Request
- A motion was made by Ald. King, seconded by Ald. Verveer, to Adopt. The motion passed by acclamation.**
- Enactment No:** RES-06-00547

38. [03777](#) Awarding Public Works Contract No. 5904, Annual Construction and Reconstruction of Concrete Sidewalk and Incidental Concrete Curb and Gutter Work Ordered (District 6) by the Common Council. (6th AD)
Sponsors: Common Council By Request
A motion was made by Ald. King, seconded by Ald. Verveer, to Adopt. The motion passed by acclamation.
Enactment No: RES-06-00548
39. [03778](#) Awarding Public Works Contract No. 5927, Chip Seal 2006 - District 18. (18th AD)
Sponsors: Common Council By Request
A motion was made by Ald. King, seconded by Ald. Verveer, to Adopt. The motion passed by acclamation.
Enactment No: RES-06-00549
40. [03779](#) Awarding Public Works Contract No. 5957, Chip Seal 2006 - District 20. (20th AD)
Sponsors: Common Council By Request
A motion was made by Ald. King, seconded by Ald. Verveer, to Adopt. The motion passed by acclamation.
Enactment No: RES-06-00550
41. [03780](#) Awarding Public Works Contract No. 5933, Marsh Road Street Assessment District - 2006. (16th AD)
Sponsors: Common Council By Request
A motion was made by Ald. King, seconded by Ald. Verveer, to Adopt. The motion passed by acclamation.
Enactment No: RES-06-00551
42. [03783](#) Accepting sidewalk improvements constructed by private contract in the Deming Way Certified Survey Map, Private Contract No. 1904. (9th AD)
Sponsors: Common Council By Request
A motion was made by Ald. King, seconded by Ald. Verveer, to Adopt. The motion passed by acclamation.
Enactment No: RES-06-00552
43. [03784](#) Improvements accepted for 2003 Resurfacing Various Streets; Bituminous Paving & Bituminous Base Patching & Base Patch Grinding, Contract No. 5477. (Various ADs)
Sponsors: Common Council By Request
A motion was made by Ald. King, seconded by Ald. Verveer, to Adopt. The motion passed by acclamation.
Enactment No: RES-06-00553

44. [03786](#) Improvements accepted for 2003 Resurfacing Various Streets; Far East Bituminous Paving & Bituminous Base Patching & Base Patch Grinding, Contract No. 5513. (Various ADs)
- Sponsors:** Common Council By Request
- A motion was made by Ald. King, seconded by Ald. Verveer, to Adopt. The motion passed by acclamation.**
- Enactment No:** RES-06-00554
45. [03787](#) Approving plans and specifications for public improvements necessary for the project known as 4302 East Washington Avenue (Starbucks) and authorizing construction to be undertaken by the Developer, Private Contract No. 2104. (17th AD)
- Sponsors:** Common Council By Request
- A motion was made by Ald. King, seconded by Ald. Verveer, to Adopt. The motion passed by acclamation.**
- Enactment No:** RES-06-00555
46. [03791](#) Approving plans and specifications and authorizing the Board of Public Works to advertise and receive bids for Yahara River Parkway Path, Contract No. 5940. (2nd & 6th ADs)
- Sponsors:** Common Council By Request
- A motion was made by Ald. King, seconded by Ald. Verveer, to Adopt. The motion passed by acclamation.**
- Enactment No:** RES-06-00556
47. [03793](#) Approving plans and specifications and authorizing the Board of Public Works to advertise and receive bids for Cottage Grove Bike Lanes, Contract No. 5613. (15th, 16th & 3rd ADs)
- Sponsors:** Common Council By Request
- A motion was made by Ald. King, seconded by Ald. Verveer, to Adopt. The motion passed by acclamation.**
- Enactment No:** RES-06-00557
48. [03800](#) Accepting sanitary sewer constructed by Private Contract In The Meadowlands - Phase I, Private Contract No. 1966. (3rd AD)
- Sponsors:** Common Council By Request
- A motion was made by Ald. King, seconded by Ald. Verveer, to Adopt. The motion passed by acclamation.**
- Enactment No:** RES-06-00558

49. [03801](#) Accepting sanitary sewer constructed by Private Contract In The Meadowlands - Phase 2, Private Contract No. 1967. (3rd AD)
Sponsors: Common Council By Request
A motion was made by Ald. King, seconded by Ald. Verveer, to Adopt. The motion passed by acclamation.
Enactment No: RES-06-00559
50. [03802](#) Accepting storm sewer constructed by private contract in The Meadowlands - Phase I, Private Contract No. 1966. (3rd AD)
Sponsors: Common Council By Request
A motion was made by Ald. King, seconded by Ald. Verveer, to Adopt. The motion passed by acclamation.
Enactment No: RES-06-00560
51. [03805](#) Accepting storm sewer constructed by private contract in The Meadowlands - Phase II, Private Contract No. 1967. (3rd AD)
Sponsors: Common Council By Request
A motion was made by Ald. King, seconded by Ald. Verveer, to Adopt. The motion passed by acclamation.
Enactment No: RES-06-00561
52. [03807](#) Accepting street improvements, excluding the bituminous pavement, constructed by private contract in The Meadowlands - Phase II, Private Contract No. 1967. (3rd AD)
Sponsors: Common Council By Request
A motion was made by Ald. King, seconded by Ald. Verveer, to Adopt. The motion passed by acclamation.
Enactment No: RES-06-00562
53. [03809](#) Accepting street improvements, excluding the bituminous pavement, constructed by private contract in The Meadowlands - Phase I, Private Contract No. 1966. (3rd AD)
Sponsors: Common Council By Request
A motion was made by Ald. King, seconded by Ald. Verveer, to Adopt. The motion passed by acclamation.
Enactment No: RES-06-00563

54. [03814](#) Authorizing City Staff to prepare a "Request for Qualifications" and advertise for Architect consultant design services for the Traffic Engineering Warehouse Building located on 1212 Sayle Street. (13th AD)
- Sponsors:** Common Council By Request
- A motion was made by Ald. King, seconded by Ald. Verveer, to Adopt. The motion passed by acclamation.**
- Enactment No:** RES-06-00564
55. [03817](#) Approving plans and specifications and authorizing the Board of Public Works to advertise and receive bids for Gammon Road Pavement Repairs - 2006, Contract No. 5964. (19th AD)
- Sponsors:** Common Council By Request
- A motion was made by Ald. King, seconded by Ald. Verveer, to Adopt. The motion passed by acclamation.**
- Enactment No:** RES-06-00565
56. [03819](#) Approving plans and specifications and authorizing the Board of Public Works to advertise and receive bids for University Avenue Pavement Repairs - 2006, Contract No. 5962. (8th AD)
- Sponsors:** Common Council By Request
- A motion was made by Ald. King, seconded by Ald. Verveer, to Adopt. The motion passed by acclamation.**
- Enactment No:** RES-06-00566
57. [03852](#) Approving plans and specifications for public improvements necessary for the project known as 8240 Mineral Point Road (WCB) PUD and authorizing construction to be undertaken by the Developer, Private Contract No. 2107. (9th AD)
- Sponsors:** Common Council By Request
- A motion was made by Ald. King, seconded by Ald. Verveer, to Adopt. The motion passed by acclamation.**
- Enactment No:** RES-06-00567
58. [03854](#) Approving the preliminary concept of a roundabout on Edgewood Avenue for the project known as 1014 Edgewood Avenue and authorizing the City to enter into an agreement with the Developer, Private Contract No. 2103. (10th AD)
- Sponsors:** Common Council By Request
- A motion was made by Ald. King, seconded by Ald. Verveer, to Adopt. The motion passed by acclamation.**
- Enactment No:** RES-06-00568

59. [03856](#) Approving plans and specifications and authorizing the Board of Public Works to advertise and receive bids for Mineral Point Road at Junction Road. (9th AD)
- Sponsors: Common Council By Request
- A motion was made by Ald. King, seconded by Ald. Verveer, to Adopt. The motion passed by acclamation.**
- Enactment No:** RES-06-00569
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60. [03859](#) Approving plans and specifications for public improvements required to serve Phase V of the Subdivision known as Meadowlands and authorizing construction to be undertaken by the Developer, Private Contract No. 2084. (3rd AD)
- Sponsors: Common Council By Request
- A motion was made by Ald. King, seconded by Ald. Verveer, to Adopt. The motion passed by acclamation.**
- Enactment No:** RES-06-00570
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61. [03860](#) Declaring the City of Madison's intention to exercise its police powers establishing the East Washington Avenue Phase 3 Sanitary Lateral Replacements. (6th, 12th, & 15th ADs)
- Sponsors: Common Council By Request
- A motion was made by Ald. King, seconded by Ald. Verveer, to Adopt. The motion passed by acclamation.**
- Enactment No:** RES-06-00571
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62. [03863](#) Accepting the Compliance Maintenance Annual Report (CMAR) of the City Engineer for Operation and Maintenance of the Madison Sewer Utility. (City Wide)
- Sponsors: Common Council By Request
- A motion was made by Ald. King, seconded by Ald. Verveer, to Adopt. The motion passed by acclamation.**
- Enactment No:** RES-06-00572
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63. [03899](#) Improvements accepted for Olbrich Sanitary Sewer Reroute, Contract No. 5859. (6th AD)
- Sponsors: Common Council By Request
- A motion was made by Ald. King, seconded by Ald. Verveer, to Adopt. The motion passed by acclamation.**
- Enactment No:** RES-06-00573

64. [03900](#) Accepting street improvements constructed by private contract in Liberty Place - Phase III, Private Contract No. 1994. (16th AD)
Sponsors: Common Council By Request
A motion was made by Ald. King, seconded by Ald. Verveer, to Adopt. The motion passed by acclamation.
Enactment No: RES-06-00574
65. [03901](#) Accepting street improvements constructed by private contract in Fourth Addition to World Dairy Center - Phase I, Private Contract No.1854. (16th AD)
Sponsors: Common Council By Request
A motion was made by Ald. King, seconded by Ald. Verveer, to Adopt. The motion passed by acclamation.
Enactment No: RES-06-00575
66. [03902](#) Accepting street improvements constructed by private contract in First Addition to Valley Ridge, Private Contract No. 2001. (1st AD)
Sponsors: Common Council By Request
A motion was made by Ald. King, seconded by Ald. Verveer, to Adopt. The motion passed by acclamation.
Enactment No: RES-06-00576
67. [03903](#) Accepting sidewalk and bituminous pedestrian trail improvements constructed by private contract in the First Addition to Valley Ridge, Private Contract No. 2001. (1st AD)
Sponsors: Common Council By Request
A motion was made by Ald. King, seconded by Ald. Verveer, to Adopt. The motion passed by acclamation.
Enactment No: RES-06-00577
68. [03904](#) Proclaiming an Emergency in accordance with Section 3.025 of the Madison General Ordinances for the timely repair of the collapsed 12 inch sanitary sewer main near Pennito Creek. (16th AD)
Sponsors: Common Council By Request
A motion was made by Ald. King, seconded by Ald. Verveer, to Adopt. The motion passed by acclamation.
Enactment No: RES-06-00578

69. [03905](#) Improvements accepted for 2003 Resurfacing Various Streets; Grinding, Contract No. 5450. (Various ADs)
Sponsors: Common Council By Request
A motion was made by Ald. King, seconded by Ald. Verveer, to Adopt. The motion passed by acclamation.
Enactment No: RES-06-00579
70. [03906](#) Accepting sanitary sewer constructed by Private Contract In Liberty Place - Phase III, Private Contract No. 1994. (16th AD)
Sponsors: Common Council By Request
A motion was made by Ald. King, seconded by Ald. Verveer, to Adopt. The motion passed by acclamation.
Enactment No: RES-06-00580
71. [03907](#) Accepting sanitary sewer constructed by Private Contract In First Addition to Valley Ridge, Private Contract No. 2001. (1st AD)
Sponsors: Common Council By Request
A motion was made by Ald. King, seconded by Ald. Verveer, to Adopt. The motion passed by acclamation.
Enactment No: RES-06-00581
72. [03908](#) Accepting sanitary sewer constructed by Private Contract In the Fourth Addition to World Dairy Center - Phase I, Private Contract No. 1854. (16th AD)
Sponsors: Common Council By Request
A motion was made by Ald. King, seconded by Ald. Verveer, to Adopt. The motion passed by acclamation.
Enactment No: RES-06-00582
73. [03909](#) Accepting storm sewer constructed by private contract in Liberty Place - Phase III, Private Contract No. 1994. (16th AD)
Sponsors: Common Council By Request
A motion was made by Ald. King, seconded by Ald. Verveer, to Adopt. The motion passed by acclamation.
Enactment No: RES-06-00583

74. [03910](#) Accepting storm sewer constructed by private contract in First Addition to Valley Ridge, Private Contract No. 2001. (1st AD)

Sponsors: Common Council By Request

A motion was made by Ald. King, seconded by Ald. Verveer, to Adopt. The motion passed by acclamation.

Enactment No: RES-06-00584

REPORT OF THE CITY CLERK

75. [03954](#) 2006-2007 Theater license renewals (filed late).
1. Orpheum Theatre Company of Madison, Inc. • dba Orpheum Theatre
216 State Street • seating capacity of 2,133
 2. Barrymore Corporation • dba Barrymore Theatre
2090 Atwood Avenue • seating capacity of 971
 3. Club Majestic, LLC • dba Majestic Theatre
115 King Street • seating capacity of 420
- A motion was made by Ald. King, seconded by Ald. Verveer, to Grant. The motion passed by acclamation.**
76. [03956](#) 2006-2007 Secondhand Dealer license renewals (filed late).
1. Hollywood Entertainment Corp. • dba Game Crazy • 701 S. Gammon Road
 2. Guitar Center Stores, Inc. • dba Guitar Center Stores • 676 S. Whitney Way
 3. The Exclusive Company • dba Exclusive Company • 508 State Street
- A motion was made by Ald. King, seconded by Ald. Verveer, to Grant. The motion passed by acclamation.**

REPORT OF MADISON ARTS COMMISSION

77. [03916](#) Accepting ownership of the artwork/gate "Ripple Effect" located at the Goodman Swimming Pool.
- Sponsors:** Michael E. Verveer and Tim Gruber
- A motion was made by Ald. King, seconded by Ald. Verveer, to Adopt. The motion passed by acclamation.**
- Enactment No:** RES-06-00585

REPORT OF THE PLANNING UNIT

78. [03957](#) Approving a Certified Survey Map of property owned by Great Dane Development, LLC located at 627 E. Mifflin Street. 2nd Ald. Dist.
- Sponsors:** Common Council By Request
- A motion was made by Ald. King, seconded by Ald. Verveer, to Adopt. The motion passed by acclamation.**
- Enactment No:** RES-06-00586
79. [03958](#) Approving a Certified Survey Map of property owned by Brookstone Homes, Inc. located at 5121 Crescent Oaks Drive and 6 Crescent Oaks Court. 17th Ald. Dist.
- Sponsors:** Common Council By Request
- A motion was made by Ald. King, seconded by Ald. Verveer, to Adopt. The motion passed by acclamation.**
- Enactment No:** RES-06-00587
80. [03959](#) Approving a Certified Survey Map of property owned by DJK Holdings, Inc. and DJK Real Estate, LLC located at 5939 Sharpsburg Drive. 3rd Ald. Dist.
- Sponsors:** Common Council By Request
- A motion was made by Ald. King, seconded by Ald. Verveer, to Adopt. The motion passed by acclamation.**
- Enactment No:** RES-06-00588

REPORT OF PUBLIC SAFETY REVIEW BOARD

81. [03405](#) AMENDED - Repealing and recreating Section 5.08 of the Madison General Ordinances to clarify Madison Police Department's response to private alarm systems and provide minimum user and operational requirements for private alarm users and alarm companies and amending Section 1.08(3)(a) of the Madison General Ordinances to modify bail deposit amounts.

Sponsors: David J. Cieslewicz and Paul E. Skidmore

12 Registrant(s) in opposition wishing to speak; 4 Registrant(s) in opposition not wishing to speak.

A motion was made by Ald. King, seconded by Ald. Cnare, to Adopt With Amendment(s) as follows: Add "11. This ordinance shall be effective January 1, 2007." The motion passed by the following vote:

Excused: 3 - Brandon, Compton and Rosas

Aye: 14 - Benford, Bruer, Cnare, Golden, King, Gruber, Olson, Knox, Jr., Skidmore, Thomas, Van Rooy, Verveer, Radomski and Webber

No: 3 - Sanborn, Konkel and Palm

Non Voting: 1 - Cieslewicz

Enactment No: ORD-06-00088

Adopt with the following amendment: exempt residential properties, King/Cnare: failed.

RECESS

A motion was made by Ald. King, seconded by Ald. Verveer, to Take A Recess at 9:35 p.m. The motion passed by acclamation.

Roll Call at 9:41 p.m., Mayor Cieslewicz in the Chair. Late: Ald. Golden (9:45 p.m.)

Present: Benford, Sanborn, Brandon, Bruer, Cnare, Compton, Golden, King, Konkel, Gruber, Olson, Knox, Jr., Rosas, Palm, Skidmore, Thomas, Van Rooy, Verveer, Radomski, Webber and David J. Cieslewicz

REPORT OF TRANSIT/ PARKING COMMISSION

82. [03634](#) Authorizing the Mayor and City Clerk to enter into an agreement with the University of Wisconsin - Madison for the continuation of provision of UW-paid access by its employees to Metro Transit fixed route and ADA paratransit services, with reimbursement to the transit utility for UW and UW Hospital employee trips for the period September 1, 2006 through August 31, 2007.

Sponsors: Jed Sanborn and Kenneth Golden

A motion was made by Ald. King, seconded by Ald. Verveer, to Adopt. The motion passed by acclamation.

Enactment No: RES-06-00589

83. [03651](#) Authorizing the Transit General Manager to file an application for a Section 5309 formula public transit capital grant with U.S. Department of Transportation and authorizing the Mayor and the City Clerk to execute the associated grant agreement with USDOT and the associated 13 (c) agreement with Teamsters Local No. 695.
- Sponsors:** Jed Sanborn and Noel T. Radomski
- A motion was made by Ald. King, seconded by Ald. Verveer, to Adopt. The motion passed by acclamation.**
- Enactment No:** RES-06-00590
84. [03652](#) Authorizing the Transit General Manager to file an application for a Section 5307, public transit capital, capital maintenance, and capital planning grant with U.S. Department of Transportation and authorizing the Mayor and the City Clerk to execute the associated grant agreement with USDOT and the associated 13 (c) agreement with Teamsters Local No. 695.
- Sponsors:** Jed Sanborn and Noel T. Radomski
- A motion was made by Ald. King, seconded by Ald. Verveer, to Adopt. The motion passed by acclamation.**
- Enactment No:** RES-06-00591
85. [03677](#) Authorizing the Transit General Manager to file an application for a public transit capital grant with Wisconsin Department of Transportation and authorizing the Mayor and the City Clerk to execute the associated grant agreement with WISDOT and the associated 13 (c) agreement with Teamsters Local No. 695.
- Sponsors:** Jed Sanborn and Noel T. Radomski
- A motion was made by Ald. King, seconded by Ald. Verveer, to Adopt. The motion passed by acclamation.**
- Enactment No:** RES-06-00592
86. [03678](#) Authorizing the Metro Transit General Manager to execute consignment agreements with various retail, employer and other establishments that wish to become official Metro Sales or Commuter Choice Outlets and maintain on-site inventories of Metro fare media for the purpose of sale to the public/employees or providing to employees as a work benefit.
- Sponsors:** Jed Sanborn
- A motion was made by Ald. King, seconded by Ald. Verveer, to Adopt. The motion passed by acclamation.**
- Enactment No:** RES-06-00593

Ald. Brandon arrived at 10:00 p.m.

Present: Benford, Sanborn, Brandon, Bruer, Cnare, Golden, King, Konkel, Gruber, Olson, Knox, Jr., Palm, Skidmore, Thomas, Van Rooy, Verveer, Radomski, Webber and David J. Cieslewicz

Excused: Compton and Rosas

87. [03747](#) AMENDED SECOND SUBSTITUTE - Authorizing additional amendments to the Metro Transit Advertising and Leased Space Policy to allow fully illustrated transit advertisements on Metro coaches.
- Sponsors:** Noel T. Radomski, Jed Sanborn, Zachariah Brandon, Lauren Cnare, Larry Palm, Judy Compton, Paul J. Van Rooy, Isadore Knox, Jr. and Cindy Thomas

A motion was made by Ald. King, seconded by Ald. Gruber, to Adopt With Amendment(s) as follows: add "WHEREAS the Common Council intends these additional revenues to be a part of a 2007 operating budget that includes no fare increases or service cuts;"; add: 1. The trial period will begin when the first fully wrapped bus is introduced into revenue service; 2. All full-wrap contracts will sunset no later than two years following the start of the trial period;" & strike "with for-profit advertisements. in # 3; add "fully-wrapped bus is introduced into service. in # 4; add "5. This trial period will impose no limitation on the number of full-back wraps or partial wraps (which do not cover windows in any significant way) - as have been used by Metro in the past on a number of occasions" & "7. Wraps shall not significantly interfere with the ability to identify route and bus identification numbers on the bus exterior; and" in the NOW THEREFORE BE IT RESOLVED CLAUSE.

The motion passed by the following vote:

Excused: 2 - Compton and Rosas

Aye: 14 - Benford, Sanborn, Brandon, Bruer, Cnare, King, Olson, Knox, Jr., Palm, Skidmore, Thomas, Van Rooy, Radomski and Webber

No: 4 - Golden, Konkell, Gruber and Verveer

Non Voting: 1 - Cieslewicz

Enactment No: RES-06-00594

REFERRED TO THIS MEETING

APPOINTMENTS

88. [03799](#) Report of the Mayor submitting citizen committee appointments (introduction 6-6-2006; action 6-20-2006)

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

Excused: 3 - Brandon, Compton and Rosas

Aye: 17 - Benford, Sanborn, Bruer, Cnare, Golden, King, Konkell, Gruber, Olson, Knox, Jr., Palm, Skidmore, Thomas, Van Rooy, Verveer, Radomski and Webber

No: 0 -

Non Voting: 1 - Cieslewicz

RESOLUTION

89. [03847](#) Establishing an advisory referendum on paid sick leave.
- Sponsors:** Austin W. King
- 6 Registrant(s) in support wishing to speak; 2 Registrant(s) in support not wishing to speak; 4 Registrant(s) in opposition wishing to speak.*
- A motion was made by Ald. King, seconded by Ald. Webber, to Adopt. The motion failed by the following vote:**
- Excused:** 2 - Compton and Rosas
- Aye:** 8 - Benford, Golden, King, Konkkel, Gruber, Olson, Verveer and Webber
- No:** 10 - Sanborn, Brandon, Bruer, Cnare, Knox, Jr., Palm, Skidmore, Thomas, Van Rooy and Radomski
- Non Voting:** 1 - Cieslewicz
- A motion was made by Ald. Palm, seconded by Ald. Cnare, to Adopt With Amendment(s) as follows: change ballot date from November 7, 2006 to April 3, 2007. The motion failed by the following vote:**
- Excused:** 2 - Compton and Rosas
- Aye:** 9 - Sanborn, Brandon, Cnare, Golden, Palm, Skidmore, Thomas, Van Rooy and Radomski
- No:** 9 - Benford, Bruer, King, Konkkel, Gruber, Olson, Knox, Jr., Verveer and Webber
- Non Voting:** 1 - Cieslewicz

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

90. [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.
- Sponsors:** Common Council By Petition
- Due back at the 7/18/06 Common Council Meeting.*
- Refer For Public Hearing to the PLAN COMMISSION**

91. [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.
- Sponsors:** Common Council By Petition
- Due back at the 7/18/06 Common Council Meeting.*
- Refer For Public Hearing to the PLAN COMMISSION**
92. [03960](#) Amending Section 10.085(3)(a)3. of the Madison General Ordinances to permit the use of outdoor fluorescent lamps and amending Section 12.03(4) of the Madison General Ordinances to require cutoff or full cutoff direct street lighting and clarify the street light requirements for different areas.
- Sponsors:** Larry Palm
- A motion was made by Ald. King, seconded by Ald. Verveer, to Withdraw. The motion passed by acclamation.**
93. [03961](#) 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 amending Secs. 16.23(5)(h)1. and 28.12(11)(h)6. of the Madison General Ordinances to update cross-references.
- Sponsors:** David J. Cieslewicz
- Additional Referral(s): Plan Commission, Board of Park Commissioners, Common Council Meeting 7/18/06 for public hearing.*
- Refer For Public Hearing to the BOARD OF ESTIMATES**
94. [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 .
- Sponsors:** Isadore Knox, Jr. and Tim Bruer
- Additional Referral(s): Plan Commission*
- Refer For Public Hearing to the URBAN DESIGN COMMISSION**
95. [03984](#) Creating Section 3.57 of the Madison General Ordinances to provide employment protection for sickness-related workplace absences.
- Sponsors:** Tim Gruber
- A motion was made by Ald. King, seconded by Ald. Verveer, to Withdraw. The motion passed by acclamation.**

RESOLUTIONS

96. [03583](#) Approval to contract for design and construction administration with Strang, Inc. for the phase 1 project for Fire Station No. 5.
Sponsors: David J. Cieslewicz, Lauren Cnare, Paul E. Skidmore and Judy Compton
Refer to the BOARD OF ESTIMATES
97. [03712](#) Adopting the Spring Harbor Neighborhood Plan and recommendations contained therein as a supplement to the City's adopted Comprehensive Plan. 19th Ald. Dist.
Sponsors: Noel T. Radomski
Additional Referral(s): Board of Estimates, Board of Public Works, Long Range Transportation Planning Commission, Board of Park Commissioners, Ped Bike Motor Vehicle Commission, Transit and Parking Commission, Urban Design Commission
Refer to the PLAN COMMISSION
98. [03760](#) Submitting the name of Mark Hanson for confirmation of a five-year term as City Assessor.
Sponsors: David J. Cieslewicz
Due back at the 8/1/06 Common Council Meeting.
Refer for Confirmation Hearing to the BOARD OF ESTIMATES
99. [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.
Sponsors: David J. Cieslewicz
Adopt at the 7/18/06 Common Council Meeting.
Refer to a future Meeting to Adopt
100. [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.
Sponsors: David J. Cieslewicz and Tim Bruer
Refer to the PLAN COMMISSION
101. [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.
Sponsors: Lauren Cnare and Larry Palm
Additional Referral(s): Madison Public Library Board, Plan Commission
Refer to the BOARD OF ESTIMATES

102. [03952](#) To conduct a study of possible revenues available to the City through advertising.
- Sponsors:** Kenneth Golden
- Additional Referral(s): Comptroller's Office, Planning and Development Department, City Attorney's Office*
- Refer to the BOARD OF ESTIMATES**
103. [03955](#) Authorizing the Madison Department of Public Health on behalf of Fit City Madison to accept a grant from the University of Wisconsin Comprehensive Cancer Center \$4,000 and amending the 2006 Public Health Operating Budget to allow for the receipt and expenditure of these grant funds.
- Sponsors:** Judy K. Olson
- Additional Referral(s): Board of Health for Madison and Dane County*
- Refer to the BOARD OF ESTIMATES**
104. [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.
- Sponsors:** David J. Cieslewicz
- Refer to the BOARD OF ESTIMATES**
105. [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).
- Sponsors:** Judy Compton
- Refer to the BOARD OF ESTIMATES**
106. [03979](#) Authorizing the Mayor and City Clerk to execute a ten year lease with the Swiss Colony Cheese Company for a Park and ride Lot at Metro Transit's East Transfer Point; and to transfer surplus City of Madison right of way to the Leo Ritter and Company. 15th Ald. Dist.
- Sponsors:** Jed Sanborn
- Additional Referral(s): Board of Estimates, Board of Public Works, Plan Commission*
- Refer to the TRANSIT AND PARKING COMMISSION**

CLAIMS - REFER TO RISK MANAGER

107. [03963](#) NOTICE OF CLAIM: A. Crompton, 3722 Richland Street - personal injury - amount to be determined.

108. **03964** NOTICE OF CLAIM: J. Pagel, 406 Russel Street - property damage - \$900.00.
109. **03965** NOTICE OF CLAIM: AT&T, 2140 Davidson Road, Waukesha - property damage - \$775.88.
110. **03966** NOTICE OF CLAIM: F. Svensson, 7836 E. Oakbridge Way - property damage - \$1,181.92.
111. **03967** NOTICE OF CLAIM: J. Kotnour, 4402 Woods End - sidewalk replacement - \$531.26.
112. **03969** NOTICE OF CLAIM: R. Martinez, 106 S. Owen Drive - property damage - \$500.00.
113. **03971** NOTICE OF CLAIM: R. Kendiorski, 406 Sethne Court, Monona - property damage - \$360.00.
114. **03972** J. Brooks, 6814 Horseshoe Bend, Verona - property damage - \$393.16.
115. **03973** NOTICE OF CLAIM: Attorney Heath Straka for E. Hoyer, 1901 Rae Lane - property damage, personal injury and loss of society and companionship - \$7,000.00.
116. **03974** NOTICE OF CLAIM: P. O'Leary, 1134 E. Mifflin St., Madison - property damage - \$240.00.
117. **03975** NOTICE OF CLAIM: Geico for J. Somers, 711 Orton Court - property damage - \$1,217.80.
118. **03976** NOTICE OF CLAIM: M Seaholm, 5358 Congress Avenue #4 - property damage - \$943.56.
119. **03977** NOTICE OF CLAIM: A. Mickle, 8 Brompton Circle - property damage - \$750.00.
120. **03978** P. Tully and C. Miller, 9 Susan Circle - property damage - \$686.90.

ITEM(S) INTRODUCED FROM THE COUNCIL FLOOR

PETITIONS

121. **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).
Due back at the 7/18/06 Common Council Meeting.
- A motion was made by Ald. Sanborn, seconded by Ald. King, to Refer to the PLAN COMMISSION, due back on July 18, 2006. The motion passed by acclamation.**

ORDINANCES

122. [04003](#) Creating Section 28.06(2)(a)3200. of the Madison General Ordinances rezoning property from R5 General Residence District to PUD(GDP) Planned Unit Development (General Development Plan) District and creating Section 28.06(2)(a)3201. 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: 156 Apartment Units with Clubhouse & 20 Condominium Units; 1st Aldermanic District: 9201 Mid Town Road.
- Sponsors:** Common Council By Petition
- Due back at the 8/1/06 Common Council Meeting.*
- A motion was made by Ald. Cnare, seconded by Ald. Verveer, to Refer For Public Hearing to the PLAN COMMISSION, due back on August 1, 2006. The motion passed by acclamation.**
123. [04004](#) Creating Section 28.06(2)(a)3202. of the Madison General Ordinances rezoning property from R6 General Residence District and R6H General Residence District to C2 General Commercial District. Proposed Use: Demolish Church School Wing and Build Addition to Existing Church Building; 4th Aldermanic District: 203 Wisconsin Avenue.
- Sponsors:** Common Council By Petition
- Due back at the 8/1/06 Common Council Meeting.*
- A motion was made by Ald. Cnare, seconded by Ald. Verveer, to Refer For Public Hearing to the PLAN COMMISSION, due back on August 1, 2006. The motion passed by acclamation.**
124. [04005](#) Creating Section 28.06(2)(a)3203. of the Madison General Ordinances rezoning property from C2 General Commercial and R6H General Residence District to PUD(GDP) Planned Unit Development (General Development Plan) District and creating Section 28.06(2)(a)3204. 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: Move 7-Unit Building to Pinckney Street, Demolish 2-Unit Building and Build 48-Unit Apartment Building; 4th Aldermanic District: 22 East Dayton St./208 North Pinckney St.
- Sponsors:** Common Council By Petition
- Due back at the 8/1/06 Common Council Meeting.*
- A motion was made by Ald. Cnare, seconded by Ald. Verveer, to Refer For Public Hearing to the PLAN COMMISSION, due back on August 1, 2006. The motion passed by acclamation.**

125. [04006](#) Creating Section 28.06(2)(a)3205. 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 and creating Section 28.06(2)(a)3206. 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. Proposed Use: Build 44 Condominium Units and Approximately 9,000 Square Feet of First Floor Commercial Space. 1st Aldermanic District: 8201 Mayo Drive.

Sponsors: Common Council By Petition

A motion was made by Ald. Cnare, seconded by Ald. Verveer, to Refer For Public Hearing to the PLAN COMMISSION, due back on August 1, 2006. The motion passed by acclamation.

ADJOURNMENT

A motion was made by Ald. King, seconded by Ald. Verveer, to Adjourn at 11:15 p.m. The motion passed by acclamation.

I certify that the foregoing action of the Common Council was approved by the Mayor on the 22nd of June, 2006.

Ordinances published July 7th, 2006.

MARIBETH WITZEL-BEHL, INTERIM CITY CLERK