



City of Madison

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

Proceedings - Approved COMMON COUNCIL

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Tuesday, July 6, 2010

6:30 PM

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

ROLL CALL

6:34PM, ALDER CLEAR IN THE CHAIR

Present: 18 - Jed Sanborn
Bridget R. Maniaci
Lauren Cnare
Michael E. Verveer
Shiva Bidar-Sielaff
Marsha A. Rummel
Steve King
Bryon A. Eagon
Paul E. Skidmore
Chris Schmidt
Satya V. Rhodes-Conway
Julia S. Kerr
Tim Bruer
Larry Palm
Joseph R. Clausius
Michael Schumacher
Mark Clear
Thuy Pham-Remmele

Excused: 3 - David J. Cieslewicz
Brian L. Solomon
Judy Compton

SPEAKING GUIDELINES

Speaking Limits:

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

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

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

NOTIFIED ABSENCES: Mayor Cieslewicz, Ald. Compton and Ald. Solomon

OPENING REMARKS

SUSPENSION OF RULES

Suspend Rules 2.04 (order of business), 2.05 (introduction of business), 2.24 (ordinances), and 2.25 (resolutions) for items so designated on the agenda.

A motion was made by Ald. Cnare, seconded by Ald. Verveer, to Suspend the Rules. The motion passed by voice vote/other.

PETITIONS AND COMMUNICATIONS**EARLY PUBLIC COMMENT****SPECIAL ORDER OF BUSINESS AT 6:45 PM****PRESENTATION OF CONSENT AGENDA**

At this time, a consent agenda will be moved with the recommended action listed for each item EXCEPT: 16, 17, 18, 19, 21, 46, 49, 50, 51 and 94

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

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

1. [17243](#) Public Hearing - New License
Faouzi LLC • dba Faouzi's Bar & Grill • 40% alcohol, 60% food
4245 W Beltline Hwy • Agent: Corey Rogers • Estimated Capacity: 120
Class B Combination Liquor & Beer
Aldermanic District 10 (Alder Solomon) • Police Sector 104

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

2. [18277](#) Public Hearing - New License
China Star LLC • China Star • 5% alcohol, 95% food
515 Junction Rd • Agent: Jie Yang • Estimated Capacity: 40
Class B Beer
Aldermanic District 9 (Alder Skidmore) • Police Sector 128

A motion was made by Ald. Cnare, seconded by Ald. Verveer, to Grant. The motion passed by voice vote/other.

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

3. [18625](#) Public Hearing - New License
Walgreen Co • dba Walgreens #03343
7810 Mineral Point Rd • Agent: Ry C Chhom
Class A Liquor & Class A Beer
Aldermanic District 9 (Alder Skidmore) • Police Sector 125

A motion was made by Ald. Cnare, seconded by Ald. Verveer, to Rerefer for Recessed Public Hearing to the ALCOHOL LICENSE REVIEW COMMITTEE and should be returned by 8/3/2010. The motion passed by voice vote/other.

4. [18626](#) Public Hearing - New License
Walgreen Co • dba Walgreens #03393
108 Cottage Grove Rd • Agent: Jason Landro
Class A Liquor & Class A Beer
Aldermanic District 15 (Alder Palm) • Police Sector 610

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

5. [18628](#) Public Hearing - New License
Walgreen Co • dba Walgreens #02848
606 S Whitney Way • Agent: Gregory P Hovel
Class A Liquor & Class A Beer
Aldermanic District 19 (Alder Clear) • Police Sector 113

A motion was made by Ald. Cnare, seconded by Ald. Verveer, to Rerefer for Recessed Public Hearing to the ALCOHOL LICENSE REVIEW COMMITTEE, due back on 8/3/2010. The motion passed by voice vote/other.

6. [18632](#) Public Hearing - New License
Walgreen Co • dba Walgreens #07536
8302 Old Sauk Rd • Agent: Alan T Welch
Class A Liquor & Class A Beer
Aldermanic District 9 (Alder Skidmore) • Police Sector 127

A motion was made by Ald. Cnare, seconded by Ald. Verveer, to Rerefer for Recessed Public Hearing to the ALCOHOL LICENSE REVIEW COMMITTEE, due back on 8/3/2010. The motion passed by voice vote/other.

7. [18634](#) Public Hearing - New License
Kevin Baccam • dba Vientiane Garden • 20% alcohol, 80% food
2105 Sherman Ave • Agent: Khamming Baccam • Estimated Capacity: 62
Class B Combination Liquor & Beer
Aldermanic District 12 (Alder Rhodes-Conway) • Police Sector 501
Granting a Class Beer License and a Class C Wine License only, with the following conditions: 1) License holder will only serve alcohol with meal service. 2) License holder will not have a separate bar where drinks can be purchased without food. 3) The restaurant will not be open past 10 p.m. 4) The license holder will not rent the business out for private parties except for meal based parties during regular business hours. 5) The license holder will not have entertainment. 6) The applicant will obtain support from Alderperson Rhodes-Conway.

A motion was made by Ald. Cnare, seconded by Ald. Verveer, to Grant With Condition(s) . The motion passed by voice vote/other.

Granting a Class Beer License and a Class C Wine License only, with the following conditions: 1) License holder will only serve alcohol with meal service. 2) License holder will not have a separate bar where drinks can be purchased without food. 3) The restaurant will not be open past 10 p.m. 4) The license holder will not rent the business out for private parties except for meal based parties during regular business hours. 5) The license holder will not have entertainment. 6) The applicant will obtain support from Alderperson Rhodes-Conway.

8. [18635](#) Public Hearing - New License
Rainbow Clover LLC • dba Shamrock Bar • 82% alcohol, 15% food, 3% other
117 W Main St • Agent: Glenn K. Jahns • Estimated Capacity: 120
Class B Combination Liquor & Beer
Aldermanic District 4 (Alder Verveer) • Police Sector 405 • Density Area

A motion was made by Ald. Cnare, seconded by Ald. Verveer, to Grant. The motion passed by voice vote/other.

9. [18637](#) Public Hearing - New License
Omar Cortez • dba Los Gemelos • 15% alcohol, 85% food
244 W Gilman St • Agent: Omar Cortez • Estimated Capacity: 50
Class B Beer
Aldermanic District 8 (Alder Eagon) • Police Sector 403 • Density Area

A motion was made by Ald. Cnare, seconded by Ald. Verveer, to Grant. The motion passed by voice vote/other.

10. [18639](#) Public Hearing - New License
Two Dudes & A Chick LLC • dba King & Mane • 40% alcohol, 60% food
102 King St • Agent: Sue Kirton • Estimated Capacity: 300
Class B Combination Liquor & Beer
Aldermanic District 4 (Alder Verveer) • Police Sector 406 • Density Area

A motion was made by Ald. Cnare, seconded by Ald. Verveer, to Grant. The motion passed by voice vote/other.

11. [18640](#) Public Hearing - New License
Chetan LLC • dba Swagat Indian Restaurant • 5% alcohol, 95% food
707 N High Point Rd • Agent: Resham Singh • Estimated Capacity: 115
Class B Combination Liquor & Beer
Aldermanic District 9 (Alder Skidmore) • Police Sector 126

A motion was made by Ald. Cnare, seconded by Ald. Verveer, to Grant. The motion passed by voice vote/other.

12. [18641](#) Public Hearing - New License
China Star LLC • dba China Star • 5% alcohol, 95% food
515 Junction Rd • Agent: Jie Yang • Estimated Capacity: 40
Class C Wine
Aldermanic District 9 (Alder Skidmore) • Police Sector 128

A motion was made by Ald. Cnare, seconded by Ald. Verveer, to Grant. The motion passed by voice vote/other.

13. [18642](#) Public Hearing - New License
Salsapants Inc • dba Pasquals on Monroe • 12.5% alcohol, 87.5% food
1851 Monroe St • Agent: Theresa Taggart • Estimated Capacity: 96
Class B Combination Liquor & Beer
Aldermanic District 10 (Alder Kerr) • Police Sector 302

A motion was made by Ald. Cnare, seconded by Ald. Verveer, to Grant. The motion passed by voice vote/other.

14. [18643](#) Public Hearing - New License
Tropical Cuisine LLC • dba Tropical Cuisine • 20% alcohol, 80% food
15 N Broom St • Agent: Daryl Malone • Estimated Capacity: 49
Class B Beer & Class C Wine
Aldermanic District 4 (Alder Verveer) • Police Sector 405 • Density Area

A motion was made by Ald. Cnare, seconded by Ald. Verveer, to Grant With Condition(s) . The motion passed by voice vote/other.

Grant with a change of Agent and the following Conditions: 1) Establishment will meet the definition of a restaurant as defined in Madison General Ordinance 38.02. 2) The capacity shall be no greater than 49 (capacity may be further limited by code). 3) The license holder shall stop serving beer and wine at 10 p.m.

END OF PUBLIC HEARINGS

BUSINESS PRESENTED BY THE MAYOR

15. [18920](#) Submitting the name of Dean C. Brassler for confirmation of a five-year term as City Comptroller.

Sponsors: David J. Cieslewicz

This item was Referred to the BOARD OF ESTIMATES and should be returned by 7/20/2010. The motion passed by voice vote/other.

16. [18936](#) Approving an extension, on a provisional basis, for Mark Olinger until such time as the position of Director of Planning and Community and Economic Development can be filled.

Sponsors: David J. Cieslewicz

A motion was made by Ald. Schmidt, seconded by Ald. Cnare, to Adopt Under Suspension of Rules 2.04, 2.05, 2.24, and 2.25 with the following Ammendment: To add the wording "or for an additional six(6) months, whichever comes first. The motion passed by voice vote/other.

Enactment No: RES-10-00584

CONFIRMATION HEARING

17. [18678](#) Submitting the name of David C. Dryer for confirmation of a five-year term as City Traffic Engineer and Parking Manager.

Sponsors: David J. Cieslewicz

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

Enactment No: RES-10-00585

A motion was made by Ald. Cnare, seconded by Ald. Verveer, to Reconsider . The motion failed by the following vote:

Ayes: 8 - Jed Sanborn
Lauren Cnare
Michael E. Verveer
Marsha A. Rummel
Larry Palm
Michael Schumacher
Mark Clear
Thuy Pham-Remmele

Noes: 10 - Bridget R. Maniaci
Shiva Bidar-Sielaff
Steve King
Bryon A. Eagon
Paul E. Skidmore
Chris Schmidt
Satya V. Rhodes-Conway
Julia S. Kerr
Tim Bruer
Joseph R. Clausius

Excused: 3 - Brian L. Solomon
Judy Compton
David J. Cieslewicz

APPOINTMENTS

18. [18812](#) Report of the Mayor submitting citizen committee appointments (introduced 6-15-2010; action 7-6-2010).

Sponsors: David J. Cieslewicz

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

Ayes: 17 - Jed Sanborn
Bridget R. Maniaci
Lauren Cnare
Michael E. Verveer
Shiva Bidar-Sielaff
Marsha A. Rummel
Steve King
Bryon A. Eagon
Paul E. Skidmore
Chris Schmidt
Satya V. Rhodes-Conway
Julia S. Kerr
Tim Bruer
Larry Palm
Joseph R. Clausius
Michael Schumacher
Mark Clear

Abstentions: 1 - Thuy Pham-Remmele

Excused: 3 - Brian L. Solomon
Judy Compton
David J. Cieslewicz

19. [18991](#) Report of the Mayor submitting an alder committee appointment.

Sponsors: David J. Cieslewicz

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

Ayes: 17 - Jed Sanborn
Bridget R. Maniaci
Lauren Cnare
Michael E. Verveer
Shiva Bidar-Sielaff
Marsha A. Rummel
Steve King
Bryon A. Eagon
Paul E. Skidmore
Chris Schmidt
Satya V. Rhodes-Conway
Julia S. Kerr
Tim Bruer
Larry Palm
Joseph R. Clausius
Michael Schumacher
Mark Clear

Abstentions: 1 - Thuy Pham-Remmele

Excused: 3 - Brian L. Solomon
Judy Compton
David J. Cieslewicz

20. [18994](#) Report of the Mayor submitting citizen committee appointments (introduced 7-6-2010; action 7-20-2010).

Sponsors: David J. Cieslewicz

Confirm 7-20-2010.

A motion was made by Ald. Cnare, seconded by Ald. Verveer, to Refer to the COMMON COUNCIL and should be returned by 7/20/2010. The motion passed by voice vote/other.

REPORTS OF OFFICERS

REPORT OF ALCOHOL LICENSE REVIEW COMMITTEE

21. [16302](#) SUBSTITUTE Creating new Section 38.12 and renumbering current Section 38.12 to Section 38.13 to prohibit the sale of alcohol to habitually intoxicated persons; amending Section 24.02 relating to disorderly conduct in a public place while under the influence of alcohol; and amending Sec. 1.08(3) of the Madison General Ordinances to establish a bail deposit for a violation.

Sponsors: Michael Schumacher and David J. Cieslewicz

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

Enactment No: ORD-10-00065

22. [16432](#) Amending Section 38.06(8) of the Madison General Ordinances to prohibit the drinking of alcohol by licensees and employees of a licensed retail alcohol establishment while working in the establishment.

Sponsors: David J. Cieslewicz

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

23. [17975](#) 18+ Center for Visual & Performing Arts License
Dahmen Enterprises LLC • dba Dahmen's Pizza Place • Estimated Capacity:
300
6654 Mineral Point Rd. • Agent: Tyler Dahmen
Class B Combination Liquor & Beer • 8% alcohol, 91% food, 1% Other
Aldermanic District 19 (Alder Clear) • Police Sector 112

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

24. [18740](#) Change of Agent
Church Key/Foodmarket/The Vineyard • dba Food Market • 626 University Ave
New Agent: Matthew Bents
Class A Beer-Grocery/Convenience Store
Aldermanic District 8 (Alder Eagon) • Police Sector 403

A motion was made by Ald. Cnare, seconded by Ald. Verveer, to Place On File. The motion passed by voice vote/other.

25. [18741](#) Change of Agent
Church Key/Food Market/The Vineyard • dba The Vineyard
626 University Ave
New Agent: Matthew Bents
Class A Beer and Class A Liquor
Aldermanic District 8 (Alder Eagon) • Police Sector 403

A motion was made by Ald. Cnare, seconded by Ald. Verveer, to Grant. The motion passed by voice vote/other.

26. [18742](#) Change of Agent
Appetize Inc • dba HuHot Mongolian Grill • 610 Junction Rd
New Agent: Joey M. Wikert
Class B Combination Liquor & Beer • 6% alcohol, 94% food
Aldermanic District 9 (Alder Skidmore) • Police Sector 128

A motion was made by Ald. Cnare, seconded by Ald. Verveer, to Grant. The motion passed by voice vote/other.

27. [18743](#) Change of Agent
Riley's/Badger Liquor • dba Badger Liquor • 402 State St
New Agent: Jenen Weick
Class A Beer and Class A Liquor
Aldermanic District 4 (Alder Verveer) • Police Sector 403

A motion was made by Ald. Cnare, seconded by Ald. Verveer, to Grant. The motion passed by voice vote/other.

28. [18744](#) Change of Agent
Riley's/Badger Liquor • dba Badger Tasting Room • 402 State St
New Agent: Jenen Weick
Class B Combination Liquor & Beer • 90% alcohol, 5% food, 5% other
Aldermanic District 4 (Alder Verveer) • Police Sector 403

A motion was made by Ald. Cnare, seconded by Ald. Verveer, to Place On File. The motion passed by voice vote/other.

29. [18745](#) Change of Agent
Brickhouse BBQ LLC • dba Brickhouse BBQ • 408 W Gorham St
New Agent: Andrew Beaulieu
Class B Combination Liquor & Beer • 25% alcohol, 75% food
Aldermanic District 4 (Alder Verveer) • Police Sector 403
- A motion was made by Ald. Cnare, seconded by Ald. Verveer, to Grant. The motion passed by voice vote/other.**
30. [18747](#) Change of Agent
Church Key/Food Market/The Vineyard • dba Church Key • 626 University Ave
New Agent: Mike Poliak
Class B Combination Liquor & Beer • 90% alcohol, 10% food
Aldermanic District 8 (Alder Eagon) • Police Sector 403
- A motion was made by Ald. Cnare, seconded by Ald. Verveer, to Grant. The motion passed by voice vote/other.**
31. [18748](#) Change of Agent
Samba LLC • dba Samba Brazilian Grill • 240 W Gilman St
New Agent: Jennifer Brockman
Class B Combination Liquor & Beer • 40% alcohol, 55% food, 5% other
Aldermanic District 8 (Alder Eagon) • Police Sector 403
- A motion was made by Ald. Cnare, seconded by Ald. Verveer, to Grant. The motion passed by voice vote/other.**
32. [18749](#) Change of Agent
Riley's/Badger Liquor LLC • dba Riley's Wines of the World
402 W Gorham St
New Agent: Andrew Beaulieu
Class A Beer and Class A Liquor
Aldermanic District 4 (Alder Verveer) • Police Sector 403
- A motion was made by Ald. Cnare, seconded by Ald. Verveer, to Grant. The motion passed by voice vote/other.**
33. [18752](#) Change of Agent
Pierce's Supermarket Inc • dba Pierce's Northside Market
2817 N Sherman Ave
New Agent: Gregory W. Hall
Class A Beer and Class A Liquor
Aldermanic District 12 (Alder Rhodes-Conway) • Police Sector 504
- A motion was made by Ald. Cnare, seconded by Ald. Verveer, to Grant. The motion passed by voice vote/other.**

34. [18754](#) Change of Agent
State St Pub LLC • dba The Pub • 552 State St
New Agent: Josh Hurley
Class B Combination Liquor & Beer • 100% alcohol, 0% food
Aldermanic District 8 (Alder Eagon) • Police Sector 403

A motion was made by Ald. Cnare, seconded by Ald. Verveer, to Grant. The motion passed by voice vote/other.

35. [18756](#) 21+ Entertainment License
Brewers Showcase Inc • dba The Malt House • Capacity: 90
2609 E Washington Ave • Agent: William Rogers
Class B Combination Liquor & Beer • 95% alcohol, 5% food
Aldermanic District 15 (Alder Palm) • Police Sector 603

A motion was made by Ald. Cnare, seconded by Ald. Verveer, to Grant. The motion passed by voice vote/other.

36. [18759](#) 21+ Entertainment License
Wando Ventures Inc • dba Wando's • Capacity: 200
602 University Ave • Agent: Jay P. Wanserski
Class B Combination Liquor & Beer • 88% alcohol, 10% food, 2% other
Aldermanic District 8 (Alder Eagon) • Police Sector 403

A motion was made by Ald. Cnare, seconded by Ald. Verveer, to Grant. The motion passed by voice vote/other.

37. [18760](#) Change of Licensed Premise
Cafe Porta Alba • dba Cafe Porta Alba
Capacity: 61 indoors
558 N Midvale Blvd • Agent: Vincent Pugliese
Class B Beer and Class C Wine • 20% Alcohol, 80% food
Aldermanic District 11 (Alder Schmidt) • Police Sector 108
Request to add outdoor seating.

A motion was made by Ald. Cnare, seconded by Ald. Verveer, to Grant. The motion passed by voice vote/other.

38. [18762](#) Change of Licensed Premise
Provisions & Mercantile LLC • dba The Old Fashioned Tavern & Restaurant
Capacity: 140
23 N Pinckney St • Agent: Tami Lax
Class B Combination Liquor & Beer • 30% Alcohol, 70% food
Aldermanic District 4 (Alder Verveer) • Police Sector 406
Request to expand into 25 N Pinckney space.

A motion was made by Ald. Cnare, seconded by Ald. Verveer, to Grant. The motion passed by voice vote/other.

39. [18763](#) Change of Licensed Premise
State Street Pub LLC • dba The Pub • Capacity: 297
552 State St • Agent: Ron Trachtenberg
Class B Combination Liquor & Beer • 90% alcohol, 10% other
Aldermanic District 8 (Alder Eagon) • Police Sector 403
Request to remodel and add outdoor seating.

A motion was made by Ald. Cnare, seconded by Ald. Verveer, to Grant. The motion passed by voice vote/other.

40. [18773](#) Change of Agent
Babes East LLC • dba Babe's Sports Grill • 4325 Lien Rd
New Agent: Andy Haker
Class B Combination Liquor & Beer • 40% alcohol, 60% food
Aldermanic District 17 (Alder Clausius) • Police Sector 605

A motion was made by Ald. Cnare, seconded by Ald. Verveer, to Grant. The motion passed by voice vote/other.

41. [18809](#) Change of Corporate Control - 2 new officers
Madison Turners Inc • dba Madison Turners • 50% alcohol, 50% food
3001 S Stoughton Rd • Agent: Richard Slone
Class B Combination Liquor & Beer
Aldermanic District 16 (Alder Compton) • Police Sector 619

A motion was made by Ald. Cnare, seconded by Ald. Verveer, to Grant. The motion passed by voice vote/other.

42. [19057](#) Alcohol License Review Committee Report of Operator License Applications:
July 6, 2010. See attached report for list of operators.

A motion was made by Ald. Cnare, seconded by Ald. Verveer, to Grant. The motion passed by voice vote/other.

REPORT OF BOARD OF ESTIMATES

43. [18803](#) Creation of a new 1.0 FTE limited term position of Architect 2 in the Engineering Division Budget, and amending the 2010 Engineering Division Operating Budget.
- Sponsors:** David J. Cieslewicz
- A motion was made by Ald. Cnare, seconded by Ald. Verveer, to Adopt. The motion passed by voice vote/other.**
- Enactment No: RES-10-00586
44. [18815](#) Authorizing the Mayor and City Clerk to sign a two-year contract with Unifirst Corporation for uniform rental and related services for various City departments, and authorizing the Purchasing Agent to sign up to three optional one-year renewals.
- Sponsors:** Satya V. Rhodes-Conway
- A motion was made by Ald. Cnare, seconded by Ald. Verveer, to Adopt. The motion passed by voice vote/other.**
- Enactment No: RES-10-00587
45. [18820](#) Accepting a 2010 Assistance to Firefighters Grant if awarded from the Federal Emergency Management Agency, Department of Homeland Security (DHS).
- Sponsors:** David J. Cieslewicz, Paul E. Skidmore and Lauren Cnare
- A motion was made by Ald. Cnare, seconded by Ald. Verveer, to Adopt. The motion passed by voice vote/other.**
- Enactment No: RES-10-00588
46. [18830](#) Amending the 2010 Capital Budget for Engineering-Major Streets to fund a new Park Street Streetscape Improvement project.
- Sponsors:** Tim Bruer
- A motion was made by Ald. Cnare, seconded by Ald. Bruer, to Adopt . The motion passed by the following vote:**

Ayes: 17 - Bridget R. Maniaci
Lauren Cnare
Michael E. Verveer
Shiva Bidar-Sielaff
Marsha A. Rummel
Steve King
Bryon A. Eagon
Paul E. Skidmore
Chris Schmidt
Satya V. Rhodes-Conway
Julia S. Kerr
Tim Bruer
Larry Palm
Joseph R. Clausius
Michael Schumacher
Mark Clear
Jed Sanborn

Abstentions: 1 - Thuy Pham-Remmele

Excused: 3 - Brian L. Solomon
Judy Compton
David J. Cieslewicz

Enactment No: RES-10-00589

47. [18843](#) Authorizing and directing the Mayor and City Clerk to enter into an intergovernmental agreement with Dane County providing for the payment to the County of 90% of any interest or penalties collected by the City on delinquent tax payments that are due to the change in the payments for tax collection.

Sponsors: Mark Clear and Lauren Cnare

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

48. [18845](#) Authorizing the Mayor and City Clerk to execute a grant agreement with the Department of Energy for acceptance of Business Energy Incentive Program (BEEP) funds in the amount of \$664,145, and to execute separate agreements with the public and private organizations on the list attached hereto to implement the use of the BEEP funds.

Sponsors: Tim Bruer and Marsha A. Rummel

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

Enactment No: RES-10-00590

49. [18849](#) Amending the 2010 Capital Budget for Engineering-Major Streets to fund a new Sycamore Avenue Street Reconstruction project.

Sponsors: Joseph R. Clausius

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

Enactment No: RES-10-00591

50. [18850](#) Authorizing specific projects in an application to the Department of Energy for the Weatherization Education/Training and Employment Program Project Funds authorizing the Mayor and City Clerk to sign agreements with various private and public organizations to implement the projects per attachment.

Sponsors: Tim Bruer and Marsha A. Rummel

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

Enactment No: RES-10-00592

51. [18853](#) Amending the 2010 Capital Budget for Engineering-Major Streets.

Sponsors: Chris Schmidt

A motion was made by Ald. Cnare, seconded by Ald. Schmidt, to Adopt . The motion passed by unanimous voice vote/other.

Enactment No: RES-10-00593

REPORT OF BOARD OF PUBLIC WORKS

52. [18543](#) Accepting a Permanent Limited Easement for Public Sidewalk purposes from Bankstar, LLC.

Sponsors: Paul E. Skidmore

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

Enactment No: RES-10-00594

53. [18619](#) Authorizing the execution of an Assignment and Agreement between the City of Madison and Madison Metropolitan Sewerage District, and acceptance of a Quit Deed from Madison Metropolitan Sewerage District to the City of Madison for all rights and title to a continuous portion of the Southwest Interceptor, at no cost to the City of Madison.

Sponsors: Brian L. Solomon and Julia S. Kerr

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

Enactment No: RES-10-00595

54. [18644](#) Authorizing an Addendum to the Facilities Use and License Agreement between the City and Mad City Broadband d/b/a Xiocom Wireless, Inc., and consenting to the transfer of MCB assets to Citynet, LLC.

Sponsors: Mark Clear

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

Enactment No: RES-10-00596

55. [18650](#) Authorizing the Mayor and City Clerk to enter into a Memorandum of Understanding with the Dane County Regional Airport for the purpose of clarifying stormwater requirements and responsibilities in the area surrounding the Dane County Regional Airport.

Sponsors: BOARD OF PUBLIC WORKS

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

Enactment No: RES-10-00597

56. [18735](#) Approving plans and specifications and authorizing the Board of Public Works to advertise and receive bids for the replacement of asphalt and drains in a section of Metro's bus garage contract 6546. (AD 6).

Sponsors: BOARD OF PUBLIC WORKS

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

Enactment No: RES-10-00598

57. [18764](#) Awarding Public Works Contract No. 6451, Gilmore Street and Cross Street Assessment District 2010.

Sponsors: BOARD OF PUBLIC WORKS

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

Enactment No: RES-10-00599

58. [18765](#) Awarding Public Works Contract No. 6452, Riverside Drive Reconstruction Assessment District - 2010.

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

Enactment No: RES-10-00600

59. [18766](#) Awarding Public Works Contract No. 6487, Twin Oaks/Liberty Place Trail Connection.

Sponsors: BOARD OF PUBLIC WORKS

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

Enactment No: RES-10-00601

60. [18768](#) Awarding Public Works Contract No. 6502, Forward Drive Water Main Replacement.

Sponsors: BOARD OF PUBLIC WORKS

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

Enactment No: RES-10-00602

61. [18769](#) Awarding Public Works Contract No. 6503, Academy Drive, Starker Avenue, Acewood Boulevard Water Main Replacement.

Sponsors: BOARD OF PUBLIC WORKS

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

Enactment No: RES-10-00603

62. [18770](#) Awarding Public Works Contract No. 6513, Mineral Point Landfill Regrading - 2010.

Sponsors: BOARD OF PUBLIC WORKS

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

Enactment No: RES-10-00604

63. [18796](#) Awarding Public Works Contract No. 6396, Allied Drive Redevelopment - Streets & Utilities 2010.

Sponsors: BOARD OF PUBLIC WORKS

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

Enactment No: RES-10-00605

64. [18797](#) Awarding Public Works Contract No. 6480, Langdon Streetscape Updates Assessment District - 2010.

Sponsors: BOARD OF PUBLIC WORKS

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

Enactment No: RES-10-00606

65. [18798](#) Improvements accepted for water main by private contract to serve: Cardinal Glenn - Phase 2B Contract No. 2158 (9th AD).

Sponsors: BOARD OF PUBLIC WORKS

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

Enactment No: RES-10-00607

66. [18810](#) Improvements accepted for annual construction & reconstruction of concrete sidewalk & incidental concrete curb & gutter work ordered (District 4 & 13) by the Common Council, Contract No. 5402.

Sponsors: BOARD OF PUBLIC WORKS

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

Enactment No: RES-10-00608

67. [18811](#) Improvements accepted for annual construction & reconstruction of concrete sidewalk & concrete curb & gutter installed at the request of the property owner, Contract No. 5905.

Sponsors: BOARD OF PUBLIC WORKS

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

Enactment No: RES-10-00609

68. [18813](#) Approving temporary construction work with associated noise impacts between the hours of 7:00 PM and 7:00 AM on USH 51(Stoughton Road).

Sponsors: BOARD OF PUBLIC WORKS

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

Enactment No: RES-10-00610

69. [18814](#) Approving temporary construction work with associated noise impacts between the hours of 7:00 PM and 7:00 AM on the Watts Road, Excelsior Drive, Heartland Drive and Odana Road Resurfacing Projects.

Sponsors: BOARD OF PUBLIC WORKS

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

Enactment No: RES-10-00611

70. [18816](#) Approving plans and specifications and authorizing the Board of Public Works to advertise and receive bids for Lower Badger Mill Creek Interceptor - Phase 1, Contract No. 6320. (1st AD)

Sponsors: BOARD OF PUBLIC WORKS

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

Enactment No: RES-10-00612

71. [18817](#) Approving plans and specifications and authorizing the Board of Public Works to advertise and receive bids for Park Street Streetscaping Improvements. (14th AD)
- Sponsors:** BOARD OF PUBLIC WORKS
- A motion was made by Ald. Cnare, seconded by Ald. Verveer, to Adopt. The motion passed by voice vote/other.**
- Enactment No: RES-10-00613
72. [18832](#) Improvements accepted for Olbrich Park Shoreline Repair, Contract No. 5923.
- Sponsors:** BOARD OF PUBLIC WORKS
- A motion was made by Ald. Cnare, seconded by Ald. Verveer, to Adopt. The motion passed by voice vote/other.**
- Enactment No: RES-10-00614
73. [18833](#) Improvements accepted for Jenifer St. & Livingston St. Reconstruction Assessment District - 2008, Contract No. 6129.
- Sponsors:** BOARD OF PUBLIC WORKS
- A motion was made by Ald. Cnare, seconded by Ald. Verveer, to Adopt. The motion passed by voice vote/other.**
- Enactment No: RES-10-00615
74. [18834](#) Improvements accepted for CCB City Attorney's Office Ceiling Replacement Remodel, Contract No. 6263.
- Sponsors:** BOARD OF PUBLIC WORKS
- A motion was made by Ald. Cnare, seconded by Ald. Verveer, to Adopt. The motion passed by voice vote/other.**
- Enactment No: RES-10-00616
75. [18835](#) Improvements accepted for Chip Sealing 2009 - East, Contract No. 6276.
- Sponsors:** BOARD OF PUBLIC WORKS
- A motion was made by Ald. Cnare, seconded by Ald. Verveer, to Adopt. The motion passed by voice vote/other.**
- Enactment No: RES-10-00617

76. [18836](#) Improvements accepted for Chip Sealing 2009 - West, Contract No. 6277.

Sponsors: BOARD OF PUBLIC WORKS

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

Enactment No: RES-10-00618

77. [18837](#) Approving plans and specifications and authorizing the Board of Public Works to advertise and receive bids for Brittingham Boathouse Interior Restoration, Contract No. 6511. (4th AD)

Sponsors: BOARD OF PUBLIC WORKS

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

Enactment No: RES-10-00619

78. [18841](#) Approving plans and specifications and authorizing the Board of Public Works to advertise and receive bids for Bagley Parkway Sewer Rehabilitation, Contract No. 6325. (11th AD)

Sponsors: BOARD OF PUBLIC WORKS

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

Enactment No: RES-10-00620

79. [18858](#) Declaring the City of Madison's intention to exercise its police powers establishing the Lake Street and Mendota Court Reconstruction Assessment District - 2011. (8th AD)

Sponsors: BOARD OF PUBLIC WORKS

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

Enactment No: RES-10-00621

80. [18890](#) Approving plans and specifications for public improvements required to serve Phase 5 of the Subdivision known as Eighth Addition to Blackhawk and authorizing construction to be undertaken by the Developer, Private Contract No. 2260. (9th AD)

Sponsors: BOARD OF PUBLIC WORKS

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

Enactment No: RES-10-00622

81. [18891](#) Approving plans and specifications for public improvements necessary for the Subdivision known as 6901 McKee Road CSM and authorizing construction to be undertaken by the Developer, Private Contract No. 2259. (7th AD)

Sponsors: BOARD OF PUBLIC WORKS

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

Enactment No: RES-10-00623

82. [18892](#) Approving plans and specifications for public improvements required to serve Phase 6 of the Subdivision known as Secret Places at Siggelkow Preserve and authorizing construction to be undertaken by the Developer, Private Contract No. 2251 and rescinding Resolution No. RES-10-00417, ID No. 18127. (16th AD)

Sponsors: BOARD OF PUBLIC WORKS

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

Enactment No: RES-10-00624

83. [18893](#) Approving Addendum No. 1 to 702 North Midvale Boulevard (Hilldale Center, Phase 2) PUD, Contract No. 2137. (11th AD)

Sponsors: BOARD OF PUBLIC WORKS

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

Enactment No: RES-10-00625

REPORT OF CITY CLERK

84. [18950](#) To grant the following 2010-2011 Theater License Renewals: Marcus Cinemas of WI LLC (7825 Big Sky Drive, 5202 High Crossing Boulevard).

A motion was made by Ald. Cnare, seconded by Ald. Verveer, to Grant. The motion passed by voice vote/other.

85. [18951](#) To grant the following 2010-2011 Secondhand Textbook License Renewal: Underground Textbook Exchange (664 State Street).

A motion was made by Ald. Cnare, seconded by Ald. Verveer, to Grant . The motion passed by voice vote/other.

86. [18952](#) To grant the following 2010-2011 Secondhand Dealer License Renewals: The Exclusive Company (508 State Street), Half Price Books (4250 East Towne Boulevard), Lundgren's of WI Inc (6742 Odana Road, 24 N. Carroll Street, 4232 East Towne Boulevard), Savers Inc (7333 West Towne Way), and TVI Inc (2002 Zeier Road).

A motion was made by Ald. Cnare, seconded by Ald. Verveer, to Grant. The motion passed by voice vote/other.

87. [18953](#) To grant the following 2010-2011 Secondhand Jewelry License Renewal: Be Iced Wisconsin LLC (164 East Towne Mall).

A motion was made by Ald. Cnare, seconded by Ald. Verveer, to Grant. The motion passed by voice vote/other.

88. [18954](#) To grant the following 2010-2011 Auto/Junk/Salvage License Renewal: Alter Trading Corp (4400 Sycamore Avenue).

A motion was made by Ald. Cnare, seconded by Ald. Verveer, to Grant. The motion passed by voice vote/other.

REPORT OF LONG RANGE TRANSPORTATION PLANNING COMMITTEE

89. [18267](#) SUBSTITUTE Amending Section 3.14(7)(b) of the Madison General Ordinances to modify the composition of the Long-Range Transportation Planning Committee.

Sponsors: Julia S. Kerr

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

Enactment No: ORD-10-00066

REPORT OF DEPT OF PLANNING AND COMMUNITY AND ECONOMIC DEVELOPMENT

90. [19084](#) Approving a Certified Survey Map of property owned by Capitol Spring, LLC located at 1208-1214 Spring Street. 8th Ald. Dist.

Sponsors: Common Council By Request

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

Enactment No: RES-10-00626

91. [19085](#) Approving a Certified Survey Map of property owned by Ascot Hill, LLC located at 4910-4918 Ascot Lane. 20th Ald. Dist.

Sponsors: Common Council By Request

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

Enactment No: RES-10-00627

REPORT OF WATER UTILITY

92. [18808](#) Amending the Water Utility's 2010 Capital Budget to create a new project titled "East Side Water Supply Planning and Project Development" funded in part by a USEPA Special Appropriations Grant in the amount of \$291,000 and by \$350,100 previously included in the 2010 Capital Budget (Multiple East Side Districts).

Sponsors: Lauren Cnare, Larry Palm and Joseph R. Clausius

A motion was made by Ald. Cnare, seconded by Ald. Verveer, to Adopt . The motion passed by unanimous voice vote/other.

Excused: 3 - Brian L. Solomon
Judy Compton
David J. Cieslewicz

Enactment No: RES-10-00628

ITEMS REFERRED TO THIS MEETING

93. [18400](#) SUBSTITUTE. Amending Sections 23.05(1), 23.05(3)(u), and 23.05(7), repealing Sec. 23.05(6)(e) and 23.05(6)(f), renumbering Sec. 23.05(7)(e) to Sec. 23.05(7)(b), respectively, and creating Sec. 23.05(14) of the Madison General Ordinances to modify the smoking ordinance to bring it into conformity with state statute.

Sponsors: Lauren Cnare

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

Enactment No: ORD-10-00067

94. [18498](#) Repealing Sections 4.07(1) and (2) and creating Sections 4.07(1) through (11) of the Madison General Ordinances to provide for installment payment of real property tax and personal property taxes for improvements on leased land and establish payment procedures for personal property tax, special charges, special assessments and special taxes.

Sponsors: Mark Clear

Refer to CC meeting on 12/14/10

A motion was made by Ald. Cnare, seconded by Ald. Kerr, to Rerefer to the COMMON COUNCIL and should be returned by 12/14/2010. The motion passed by voice vote/other.

INTRODUCTION OF NEW BUSINESS FOR REFERRAL WITHOUT DEBATE

ORDINANCES

95. [18863](#) Creating Section 28.06(2)(a)3488. of the Madison General Ordinances rezoning property from R5 General Residence District and C3 Highway Commercial District to PUD(GDP) Planned Unit Development (General Development Plan) District and creating Section 28.06(2)(a)3489. 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 Former Water Utility Building to Allow Construction of a 21-unit Apartment Building; 6th Aldermanic District: 517-523 East Main Street.

Sponsors: PLAN COMMISSION

This Ordinance was Referred for Public Hearing to the PLAN COMMISSION

96. [18864](#) Creating Section 28.06(2)(a)3490. of the Madison General Ordinances rezoning property from PUD(SIP) Planned Unit Development (Specific Implementation Plan) District to Amended PUD(SIP) Planned Unit Development (Specific Implementation Plan) District. Proposed Use: Phase 1 SIP to allow construction of gas-fired boiler building at Charter Street heating plant; 8th Aldermanic District: 117 North Charter Street.

Sponsors: PLAN COMMISSION

This Ordinance was Referred for Public Hearing to the PLAN COMMISSION

97. [18989](#) Amending Secs. 3.54(1)(b), 3.54(1)(i)2. and 3.54(6) of the Madison General Ordinances to create the classification of Housing Operations Program Manager in Compensation Group 18, Range 17 and delete the classification of "Housing Operations Division Director."

Sponsors: David J. Cieslewicz

Additional Referral: Personnel Board

This Ordinance was Referred to the BOARD OF ESTIMATES

98. [19014](#) Amending Section 3.54(1)(b) of the Madison General Ordinances by deleting the classification of "Fire Marshal" in Compensation Group 18, Range 15 and creating the classification of "Fire Marshal" in Compensation Group 18, Range 16, thereof.

Sponsors: David J. Cieslewicz

Additional Referral: Personnel Board.

This Ordinance was Referred to the BOARD OF ESTIMATES

99. [19030](#) Amending Secs. 38.07(3)(a) and (c) and creating Sec. 38.07(3)(g) of the Madison General Ordinances to modify regulations related to the delivery of alcohol beverages.

Sponsors: Michael E. Verveer

This Ordinance was Referred to the ALCOHOL LICENSE REVIEW COMMITTEE

100. [19032](#) Repealing and recreating Sec. 11.06(7)(e) of the Madison General Ordinances to permit drivers of public passenger vehicles to charge estimated fares in advance for rides.

Sponsors: Thuy Pham-Remmele and Larry Palm

Additional Referral: Equal Opportunities Commission.

This Ordinance was Referred to the TRANSIT AND PARKING COMMISSION

101. [19042](#) Creating Sections 10.056(5)(h) and 23.315 of the Madison General Ordinances to prohibit animals from specified street use events, require notice of prohibition and establishes a penalty for violations of this ordinance.

Sponsors: Michael E. Verveer

Additional Referral: Street Use Staff Commission.

This Ordinance was Referred to the DOWNTOWN COORDINATING COMMITTEE

102. [19044](#) Amending Sec. 38.05(12) of the Madison General Ordinances to revise catering service requirements.

Sponsors: Michael E. Verveer

This Ordinance was Referred to the ALCOHOL LICENSE REVIEW COMMITTEE

RESOLUTIONS

103. [18895](#) Approving plans and specifications and authorizing the Board of Public Works to advertise and receive bids for James Madison Park Shoreline, Contract No. 6324 and Amending the 2010 Storm Water Utility Capital Budget.

Sponsors: Marsha A. Rummel and Bridget R. Maniaci

Additional Referral: Board of Public Works.

This Resolution was Referred to the BOARD OF ESTIMATES

104. [18917](#) Accept \$172,678 in Emergency Shelter Grant (ESG) funds from the WI Department of Commerce and authorize the Mayor and City Clerk to execute agreements with specific non-profit agencies providing housing and services for homeless persons.

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

This Resolution was Referred to the BOARD OF ESTIMATES

105. [18918](#) Authorizing the Mayor, City Clerk and Chief of Police to accept an award from the State of Wisconsin Office of Justice Assistance in the amount of up to \$7,900 and to utilize these funds to purchase Wisconsin Interoperable System for Communications (WISCOM) radios to allow for interoperability between the Madison Police command center and law enforcement and emergency agencies.

Sponsors: David J. Cieslewicz

This Resolution was Referred to the BOARD OF ESTIMATES

106. [18921](#) Authorizing the Mayor and City Clerk to enter into an agreement with Sustainable Engineering Group, LLC to provide commissioning, enhanced commissioning, and LEED measurement and verification professional engineering services for the complete renovation, exterior improvements, and possible expansion of the Madison Central Public Library.

Sponsors: David J. Cieslewicz, Mark Clear, Larry Palm and Michael E. Verveer

Additional Referral: Madison Public Library Board.

This Resolution was Referred to the BOARD OF ESTIMATES

107. [18929](#) Authorizing the provision of \$432,000 in Federal HOME Match funds to assist Common Wealth Development, Inc. in acquiring and rehabilitating two 4-unit buildings for the purpose of providing affordable rental housing.

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

This Resolution was Referred to the BOARD OF ESTIMATES

108. [18930](#) Authorizing the provision of \$385,000 in Federal HOME, HOME Match and/or Community Development Block Grant (CDBG) funds to assist the City of Madison Community Development Authority to acquire and construct 50 units of affordable senior rental housing.

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

Additional Referral: Community Development Block Grant Committee.

This Resolution was Referred to the BOARD OF ESTIMATES

109. [18935](#) Authorizing Operation Fresh Start (OFS) to modify their program income contract to allow them to sell properties that have a Community Development Division (CDD) program income fund investment and at the time of sale secure the loan amount with an assignment of mortgage on an alternative OFS property.

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

This Resolution was Referred to the BOARD OF ESTIMATES

110. [18937](#) Resolution authorizing the Mayor and City Clerk to execute a Termination of Agreement with Bayview Foundation, Inc. to release the City's future ownership rights in the Bayview Foundation's property located in the Triangle Plat in the City of Madison.

Sponsors: Julia S. Kerr

Additional Referral: Community Development Authority.

This Resolution was Referred to the PLAN COMMISSION

111. [18947](#) 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 (USDOT) 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: Chris Schmidt, Brian L. Solomon and Jed Sanborn

Additional Referral: Board of Estimates.

This Resolution was Referred to the TRANSIT AND PARKING COMMISSION

112. [18973](#) Amending the 2010 Capital Budget of Engineering-Major Streets and Awarding Public Works Contract No. 6454, Hughes Place - 2010.

Sponsors: Tim Bruer

This Resolution was Referred to the BOARD OF PUBLIC WORKS

113. [18984](#) Amending the 2010 Transit Utility Operating Budget to delete a 1.0 FTE Transit Finance Supervisor position, Compensation Group 44, Range 09, and create a .5 FTE Information Systems Specialist 2 position, Compensation Group 44, Range 08, to be combined with a current .5 Information Systems Specialist 2 position with the incumbent to create a 1.0 FTE Information Systems Specialist 2 position.

Sponsors: Chris Schmidt and Brian L. Solomon

This Resolution was Referred to the BOARD OF ESTIMATES

114. [18993](#) Second amendment of Tax Incremental District (TID) #32 (State St), City of Madison, and approving a Project Plan and Boundary for said amended TID.

Sponsors: Bridget R. Maniaci and Michael E. Verveer

Additional Referral: Plan Commission.

This Resolution was Referred to the BOARD OF ESTIMATES

115. [19022](#) Deleting the classification of Housing Operations Division Director in CG21, Range 17 and creating the classification of Housing Operations Program Manager in CG18, Range 17, reallocating the current position (#1033) and incumbent to the new compensation group and pay range, and authorizing the Mayor and City Clerk to sign an amendment terminating the Employment Contract of Augustin Olvera.

Sponsors: David J. Cieslewicz

Additional Referral: Personnel Board.

This Resolution was Referred to the BOARD OF ESTIMATES

116. [19025](#) Recreating the classification of "Fire Marshal" in CG18, Range 16 and reallocating the current position (#2162) and incumbent to the new pay range.

Sponsors: David J. Cieslewicz

Additional Referral: Personnel Board.

This Resolution was Referred to the BOARD OF ESTIMATES

117. [19027](#) Authorizing the Mayor and the Chief of Police to accept donated funds, services and supplies for the creation of the Madison Police Memorial Garden.

Sponsors: Lauren Cnare and Judy Compton

This Resolution was Referred to the BOARD OF ESTIMATES

118. [19033](#) Determining a Public Purpose and Necessity and adopting Transportation Project Plat No. 5420-03-21-4.01 - Relocation Order STH 113- (First Street to Knutson Drive) City of Madison for the acquisition of Plat of Land Interests required for the STH 113- (First Street to Knutson Drive) Engineering Project No. 53W0321 and authorizing the Mayor and City Clerk to execute all necessary documents relative to the acquisition of the necessary real estate interests to perform the improvements for STH 113- (First Street to Knutson Drive), WDOT Right-of-Way Transportation Project Plat No. 5420-03-21-4.01.

Sponsors: Satya V. Rhodes-Conway

Additional Referrals: Plan Commission, Pedestrian/Bicycle/Motor Vehicle Commission.

This Resolution was Referred to the BOARD OF PUBLIC WORKS

119. [19036](#) Amending the 2010 Capital Budget of Facilities Management to fund additional costs for City-County Building capital improvements through a transfer of available funds from the Administrative Offices capital project.

Sponsors: David J. Cieslewicz, Mark Clear and Lauren Cnare

This Resolution was Referred to the BOARD OF ESTIMATES

120. [19037](#) Authorizing the Mayor and City Clerk to enter into an agreement with Mortenson Construction to provide owner representation and construction administration services for the complete renovation, exterior improvements, and possible expansion of the Madison Central Public Library.
- Sponsors:** David J. Cieslewicz, Larry Palm, Mark Clear, Michael E. Verveer and Lauren Cnare
- Additional Referral: Madison Public Library Board.

This Resolution was Referred to the BOARD OF ESTIMATES

121. [19038](#) Authorizing the Madison Arts Commission to administer a public art process at the corner of North Pinckney Street and the Capitol Square, establishing a selection committee, and authorizing the Mayor and City Clerk to enter into an agreement with the Rotary Club of Madison and the Madison Children's Museum for this project (4th AD).
- Sponsors:** Marsha A. Rummel
- Additional Referrals: Madison Arts Commission, Board of Public Works.

This Resolution was Referred to the BOARD OF ESTIMATES

122. [19049](#) Recommending the selection of census tract 14.02 - (Leopold school area) as the focus for a concentration neighborhood planning process and the appointment of a steering committee of residents and business representatives to help develop a neighborhood plan for the area.
- Sponsors:** Tim Bruer and Marsha A. Rummel

This Resolution was Referred to the BOARD OF ESTIMATES

123. [19055](#) Adopting the *Greenbush-Vilas Neighborhood Housing Revitalization Strategy Report* as a supplement to the Greenbush Neighborhood Plan.
- Sponsors:** David J. Cieslewicz and Julia S. Kerr

This Resolution was Withdrawn, to be reintroduced July 20, 2010.

124. [19058](#) Resolution authorizing the Mayor and City staff to negotiate with the Madison Cultural Arts District and to recommend a plan for the City's role in the long-term viability of the Overture Center, to include certain elements in any plan, and to present the City's role in the plan and any city agreements to the Common Council for approval.
- Sponsors:** David J. Cieslewicz, Mark Clear, Lauren Cnare and Michael E. Verveer
- Additional Referral: Common Council Organizational Committee.

This Resolution was Referred to the BOARD OF ESTIMATES

125. [19059](#) SUBSTITUTE - To authorize the Mayor and City Clerk to enter into a Use Agreement between the City of Madison, Downtown Madison, Inc. and Madison's Central Business Improvement District No. 1 to allow non-exclusive use of the Elizabeth Link Peace Park Visitor Center building for an initial one and one-half year period with the possibility of additional one year renewals. (AD 4)

Sponsors: Michael E. Verveer

Additional Referral: Board of Park Commissioners.

This Resolution was Referred to the BOARD OF ESTIMATES

LICENSES

126. [19041](#) Public Hearing - New License
Impact Liquor Special LLC • dba Impact Liquor Special
745 S Gammon Rd • Agent: David K Kudjawu
Class A Liquor & Class A Beer
Aldermanic District 1 (Alder Sanborn) • Police Sector 114
- This License was Refer For Public Hearing to the ALCOHOL LICENSE REVIEW COMMITTEE**
127. [19045](#) Public Hearing - New License
Toua Thao • dba Asian One Restaurant
453 W Gilman St • Estimated Capacity: 60
Class B Beer • 30% alcohol, 70% food
Aldermanic District 4 (Alder Verveer) • Police Sector 403 • Density Area
- This License was Refer For Public Hearing to the ALCOHOL LICENSE REVIEW COMMITTEE**
128. [19046](#) Public Hearing - New License
Roaring Fork LLC • dba Qdoba Mexican Grill
2 N Park St • Agent: Ron Stokes • Estimated Capacity: 80
Class B Combination Liquor & Beer • 2% alcohol, 98% food
Aldermanic District 8 (Ald. Eagon) • Police Sector 402
- This License was Refer For Public Hearing to the ALCOHOL LICENSE REVIEW COMMITTEE**

129. [19047](#) Public Hearing - New License
Wisconsin CVS/Pharmacy LLC • dba CVS Pharmacy 4930
2 S Bedford St • Agent: Dan Peterson
Class A Beer & Class A Liquor
Aldermanic District 4 (Ald. Verveer) • Police Sector 404 • Density Area

This License was Refer For Public Hearing to the ALCOHOL LICENSE REVIEW COMMITTEE

130. [19056](#) Public Hearing - New License
Merchant Madison LLC • dba Merchant
30% alcohol, 68% food, 2% other
121 S Pinckney St • Agent: Patrick Sweeney • Estimated Capacity: 130
Class B Combination Liquor & Beer
Aldermanic District 4 (Ald. Verveer) • Police Sector 405 • Density Area

This License was Refer For Public Hearing to the ALCOHOL LICENSE REVIEW COMMITTEE

REPORTS

131. [19031](#) Final Report: Common Council Work Group to Review Snow Policies & Procedures, June 2010

This Report was Referred to the COMMON COUNCIL ORGANIZATIONAL COMMITTEE

PRESENTATION OF CLAIMS AGAINST THE CITY OF MADISON

CLAIMS - REFER TO RISK MANAGER

132. [18884](#) K. Mayfield, 2813 Commercial Ave., Madison, 53704 - property damage - greater than \$1.00.

This Claim was Referred to the Risk Manager

133. [18885](#) G. Bumm, 34 S. Marquette St., Madison, 53704 - property damage - \$1,400.00.

This Claim was Referred to the Risk Manager

134. 18886 K. Heiderscheit, 512 Morningside Ave., Madison, 53718 - property damage - \$3,222.25.

This Claim was Referred to the Risk Manager

135. [18887](#) NOTICE OF CLAIM AND CIRCUMSTANCES - John L. Cates, Gingras, Cates & Luebke, attorney for L. Wiegert, 6202 Lomax Ln., Madison, 53711 - personal injury - \$1,235,562.40.

This Claim was Referred to the Risk Manager

136. 18888 J. Hood, 102 S. Randall Ave., Madison, 53715 - vehicle damage - \$47.25.

This Claim was Referred to the Risk Manager

137. 18913 J. Hoppe, 802 W. Lakeside St., Madison, 53715 - property damage - \$592.28

This Claim was Referred to the Risk Manager

138. [18955](#) K. Kirchgessner, 514 Village Green Ln. West, Madison, 53704 - personal property - \$346.70.

This Claim was Referred to the Risk Manager

139. 18969 R. Tulod, 207 Red Birch Run, Madison, 53718 - property damage - \$261.08.

This Claim was Referred to the Risk Manager

140. [18974](#) American Family Ins. for D. and S. Schey, 2117 Anvil Ln., Madison, 53716 - vehicle damage - \$2,712.36.

This Claim was Referred to the Risk Manager

141. 18980 A. Rose, 1010 Gammon Ln. # 4, Madison, 53719 - vehicle damage - \$5,500.00.

This Claim was Referred to the Risk Manager

142. [19008](#) J. Carus, 2601 McKenna Blvd., Madison, 53711 - property damage - \$749.95.

This Claim was Referred to the Risk Manager

ANNOUNCEMENTS & INTRODUCTION OF ITEMS FROM THE FLOOR

- [19112](#) Reallocating funds from the Neighborhood House youth program to a variety of currently funded youth programs within the Community Resources Program and authorizing the Mayor and the City Clerk to enter into amendments with those agencies to expand their 2010 currently funded youth programs.

Sponsors: Lauren Cnare and Brian L. Solomon

This Resolution was Referred to the BOARD OF ESTIMATES

- [19129](#) Indicating the City of Madison's interest in partnering with Dane County and our municipal neighbors to develop, build, operate and maintain a state-of-the-art countywide radio communications system that would allow - but not mandate - full interoperability.

Sponsors: David J. Cieslewicz, Mark Clear, Tim Bruer, Paul E. Skidmore and Bryon A. Eagon

This Resolution was Referred to the PUBLIC SAFETY REVIEW COMMITTEE

ADJOURNMENT @ 8:50 PM

A motion was made by Ald. Cnare, seconded by Ald. Verveer, to Adjourn at 8:50 p.m. The motion passed by voice vote/other.