



# City of Madison

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

## Proceedings - Approved COMMON COUNCIL

---

Tuesday, January 8, 2008

6:30 PM

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

---

**Roll Call at 6:32 p.m., Mayor Cieslewicz in the Chair.**

**Present:** 19 -

Jed Sanborn; Brenda K. Konkell; Lauren Cnare; Michael E. Verveer; Robbie Webber; Marsha A. Rummel; Zachariah Brandon; Eli Judge; Paul E. Skidmore; Brian L. Solomon; Tim Gruber; Satya V. Rhodes Conway; Julia S. Kerr; Tim Bruer; Judy Compton; Joseph R. Clausius; Michael Schumacher; Mark Clear and David J. Cieslewicz

**Excused:** 2 -

Larry Palm and Thuy Pham-Remmele

### **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. Verveer, seconded by Ald. Bruer, to Suspend the Rules. The motion passed by voice vote/other.**

### **HONORING RESOLUTIONS**

1. [08562](#) Commending, honoring and expressing thanks and appreciation to James P. Morgan, Superintendent of Parks, for his leadership and dedication to the Parks Division and City of Madison from 2000 to 2008, upon his retirement from City service.

**Sponsors:** David J. Cieslewicz and COMMON COUNCIL

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

Enactment No: RES-08-00001

- 2. [08584](#) To acknowledge and thank B&B Family Limited Partnership and Robert Blettner for their donations of lands to enlarge the Starkweather Creek conservation Park.

**Sponsors:** Larry Palm

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

Enactment No: RES-08-00002

- 3. [08658](#) To commend Edward A. Jepsen for his years of volunteer service in support of the Yahara River Bike Path and restoring the Yahara River Parkway.

**Sponsors:** Marsha A. Rummel and Brenda K. Konkel

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

Enactment No: RES-08-00003

**PETITIONS AND COMMUNICATIONS**

**PETITIONS**

- 4. [08475](#) Petition dated December 5, 2007 from Murphy and Desmond on behalf of Gallina Investments, LLC and QRS Company, LLC re: direct attachment from the Town of Middleton to the City of Madison.

Accept at the 1/22/08 Common Council Meeting.

**A motion was made by Ald. Verveer, seconded by Ald. Bruer, to Refer to a future Meeting to Accept to the COMMON COUNCIL, due back on 1/22/2008. The motion passed by voice vote/other.**

**SPECIAL ORDER OF BUSINESS AT 6:45 PM**

At this time, a consent agenda will be moved with the recommended action listed for each item EXCEPT #: 5-18 (public hearing items) and 26 on a motion made by Ald. Verveer, seconded by Ald. Bruer.

**RECESSED PUBLIC HEARINGS - BEGIN AT 6:45 PM**

**REPORT OF CITY ENGINEER**

5. [07591](#) Vacation/Discontinuance of a portion of Shaw Street between Grim Street and Swanson Street and a portion of Swanson Street near the intersection of Shaw Street, being located in part of the Southeast 1/4 of the Southeast 1/4 of Section 30, Town 08 North, Range 10 East, City of Madison, Dane County, Wisconsin, and authorizing the Mayor and City Clerk to accept dedication of lands from Dane County as needed for the proposed improvements to Grim and Swanson Streets. (17th AD)

**Sponsors:** Joseph R. Clausius

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

**A motion was made by Ald. Verveer, seconded by Ald. Cnare, to Adopt and Close the Public Hearing. The motion passed by voice vote/other.**

Enactment No: RES-08-00004

#### REPORT OF PLAN COMMISSION

6. [05466](#) Creating Section 28.06(2)(a)3243. of the Madison General Ordinances rezoning property from Temp A Agriculture District to PUD(GDP) Planned Unit Development (General Development Plan) District. Proposed Use: Multi-Family Residential Apartment Development; 9th Aldermanic District: 733 County Hwy M.

**Sponsors:** Common Council By Petition

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

7. [07317](#) Creating Section 28.06(2)(a)3294. of the Madison General Ordinances rezoning property from R6 General Residence District to PUD(GDP) Planned Unit Development (General Development Plan) District and creating Section 28.06(2)(a)3295. 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: Add Additional Unit in Multi-Family Residential Building; 4th Aldermanic District: 430 West Dayton Street.

**Sponsors:** Common Council By Petition

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

**A motion was made by Ald. Verveer, seconded by Ald. Bruer, to Adopt and Close the Public Hearing. The motion passed by voice vote/other.**

Enactment No: ORD-08-00001

8. [07732](#) Amending Sections 28.11(3)(k) of the Madison General Ordinances to cap the number of parking spaces at one space for each two hundred fifty (250) square feet of gross floor area for certain uses and amending Section 28.08(2)(c)5., creating Sections 28.08(5)(c)16., (6)(c)14., (7)(c)14., (8)(c)3., and (11)(c)15., 28.085(2)(c)5. and (5)(c)6., amending Section 28.09(2)(c)8., creating Section 28.09(5)(c)22., amending Section 28.10(4)(d)11., and creating Sections 28.10(4)(d)33. and (6)(d)8. of the Madison General Ordinances to create a conditional use for exceeding the maximum number of parking spaces.

**Sponsors:** Tim Gruber

**A motion was made by Ald. Gruber, seconded by Ald. Verveer, to Rerefer for Recessed Public Hearing to the Attorney's Office. The motion passed by voice vote/other.**

9. [07736](#) AMENDED - Creating Section 28.06(2)(a)3318. of the Madison General Ordinances rezoning property from R6 General Residence District to PUD(GDP) Planned Unit Development (General Development Plan) District, and creating Section 28.06(2)(a)3319. of the Madison General Ordinances rezoning property from PUD(GDP) Planned Unit Development (General Development Plan) District to PUD(SIP) Planned Unit Development Plan (Specific Implementation Plan) District; Proposed Use: Demolish 2 Houses to Construct 14-Story, 162-Unit Apartment Building; 8th Aldermanic District: 1022 West Johnson Street.

**Sponsors:** Common Council By Petition

1 Registrant(s) in support wishing to speak; 3 Registrant(s) in support not wishing to speak.

**A motion was made by Ald. Cnare, seconded by Ald. Compton, to Adopt and Close the Public Hearing. The motion passed by voice vote/other.**

Enactment No: ORD-08-00002

## **PUBLIC HEARINGS - BEGIN AT 6:45 PM**

### **REPORT OF ALCOHOL LICENSE REVIEW COMMITTEE**

10. [08334](#) Public Hearing - New License  
Jus LLC • dba: Millpond Gas Station  
6410 Millpond Rd. • Agent: Jaspalinder Singh Chahal  
Class A Liquor & Class A Beer  
Aldermanic District 16 (Compton) • Police Sector 621

**A motion was made by Ald. Verveer, seconded by Ald. Bruer, to Rerefer for Recessed Public Hearing to the ALCOHOL LICENSE REVIEW COMMITTEE. The motion passed by voice vote/other.**

11. [08335](#) Public Hearing - New License  
Gretisman Investments LLC • dba: Plan B • 66.13% alcohol, 33.87% food  
301 S Blount St • Agent: Corey Gresen • Estimated Capacity: 299  
Class B Combination Liquor & Beer  
Aldermanic District 6 (Rummel) • Police Sector 408  
1 Registrant(s) in support not wishing to speak.

**A motion was made by Ald. Verveer, seconded by Ald. Bruer, to Grant and Close the Public Hearing. The motion passed by voice vote/other.**

#### REPORT OF BOARD OF PUBLIC WORKS

12. [08440](#) Approving Plans, Specifications, And Schedule Of Assessments For Sanitary Sewer Replacement with Resurfacing East Assessment District 2008. (Various ADs)  
**Sponsors:** Common Council By Request

**A motion was made by Ald. Verveer, seconded by Ald. Bruer, to Adopt and Close the Public Hearing. The motion passed by voice vote/other.**

Enactment No: RES-08-00005

#### REPORT OF PLAN COMMISSION

13. [07762](#) Creating Section 28.06(2)(a)3322. of the Madison General Ordinances rezoning property from PUD(GDP) Planned Unit Development (General Development Plan) and PUD(SIP) Planned Unit Development (Specific Implementation Plan) District to Amended PUD(GDP) Planned Unit Development (General Development Plan) and creating Section 28.06(2)(a)3323. of the Madison General Ordinances rezoning property from Amended PUD(GDP) Planned Unit Development (General Development Plan) District to Amended PUD(SIP) Planned Unit Development (Specific Implementation Plan) District. Proposed Use: Erect 50-Foot Tall Antenna on Top of Public Safety Building; 4th Aldermanic District: 115 West Doty Street.  
**Sponsors:** Common Council By Request  
2 Registrant(s) in support not wishing to speak.

**A motion was made by Ald. Verveer, seconded by Ald. Compton, to Adopt and Close the Public Hearing. The motion passed by voice vote/other.**

Enactment No: ORD-08-00003

14. [07763](#) Creating Section 28.06(2)(a)3324. of the Madison General Ordinances rezoning property from Temp M1 Limited Manufacturing District to M1 Limited Manufacturing District and creating Section 28.06(2)(a)3325. of the Madison General Ordinances rezoning property from Temp M1 Limited Manufacturing District to W Wetland District and creating Section 28.06(2)(a)3326. of the Madison General Ordinances rezoning property from Temp M1 Limited Manufacturing District to A Agriculture District. Proposed Use: 22 Commercial (Industrial Lots & 3 Outlots); 16th Aldermanic District: 4131 Marsh Road.

**Sponsors:** Common Council By Request

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

**A motion was made by Ald. Verveer, seconded by Ald. Compton, to Adopt and Close the Public Hearing. The motion passed by voice vote/other.**

Enactment No: ORD-08-00004

15. [08165](#) Creating Section 28.06(2)(a)3327. of the Madison General Ordinances rezoning property from M1 Limited Manufacturing District to R6 General Residence District; Proposed Use: Remodel Existing Warehouse for Use as UW Arts Department Studios; 4th Aldermanic District: 630 West Mifflin Street.

**Sponsors:** Common Council By Request

**A motion was made by Ald. Verveer, seconded by Ald. Compton, to Adopt and Close the Public Hearing. The motion passed by voice vote/other.**

Enactment No: ORD-08-00005

16. [08166](#) Creating Section 28.06(2)(a)3328. of the Madison General Ordinances rezoning property from PUD(SIP) Planned Unit Development Plan (Specific Implementation Plan) District to Amended PUD(GDP) Planned Unit Development (General Development Plan) District, and creating Section 28.06(2)(a)3329. of the Madison General Ordinances rezoning property from Amended PUD(GDP) Planned Unit Development (General Development Plan) District to Amended PUD(SIP) Planned Unit Development Plan (Specific Implementation Plan) District; Proposed Use: Construction of 140-Room Hotel in Place of Previously Approved 90-Unit Condominium; 11th Aldermanic District: 702 North Midvale Boulevard.

**Sponsors:** Common Council By Request

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

**A motion was made by Ald. Verveer, seconded by Ald. Compton, to Adopt and Close the Public Hearing. The motion passed by voice vote/other.**

Enactment No: ORD-08-00006

17. [08171](#) Creating Section 28.06(2)(a)3330. of the Madison General Ordinances rezoning property from R6 General Residence District and C1 Limited Commercial District to PUD(GDP) Planned Unit Development (General Development Plan) District. Proposed Use: Demolish 6 Buildings for Future Construction of a 70-Unit Apartment Building; 2nd Aldermanic District: 301 North Hamilton Street.

**Sponsors:** Common Council By Request

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

18. [08172](#) Creating Section 28.06(2)(a)3332. of the Madison General Ordinances rezoning property from Temp A Agriculture to R1 Single-Family Residence District and creating Section 28.06(2)(a)3333. of the Madison General Ordinances rezoning property from Temp A Agriculture to R4 General Residence District. Proposed Use: 162 Single-Family Lots, 3 Multi-Family Lots & 5 Outlots; 9th Aldermanic District: 12003 Mineral Point Road.

**Sponsors:** Common Council By Request

2 Registrant(s) in support not wishing to speak; 1 Registrant(s) neither in support or opposition not wishing to speak.

**A motion was made by Ald. Verveer, seconded by Ald. Compton, to Adopt and Close the Public Hearing. The motion passed by voice vote/other.**

Enactment No: ORD-08-00007

## END OF PUBLIC HEARINGS

## BUSINESS PRESENTED BY THE MAYOR

19. [08610](#) Report of the Mayor submitting citizen committee appointments (introduced 1-8-2008; action 1-22-2008).

**Sponsors:** David J. Cieslewicz

Confirm at the 1/22/08 Common Council Meeting (2/3 vote required for MADISON'S CENTRAL BUSINESS IMPROVEMENT DISTRICT (BID) BOARD appointees JOHN B. HUTCHINSON and PATRICK L. MCGOWAN.)

**A motion was made by Ald. Verveer, seconded by Ald. Bruer, to Refer to a future Meeting to Confirm to the COMMON COUNCIL, due back on 1/22/2008. The motion passed by voice vote/other.**

20. [08648](#) Report of the Mayor submitting an alder committee appointment.

**Sponsors:** David J. Cieslewicz

**A motion was made by Ald. Verveer, seconded by Ald. Bruer, to Confirm. The motion passed by voice vote/other.**

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

21. [08565](#) To authorize the City of Madison Parks Division to amend its 2008 Operating Budget to authorize an additional expenditure of \$29,000 to cover the cost of spraying for gypsy moth treatment and associated mailings.
- Sponsors:** Robbie Webber, Thuy Pham-Remmele, Tim Gruber, Marsha A. Rummel, David J. Cieslewicz, Michael E. Verveer and Larry Palm

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

Enactment No: RES-08-00006

22. [08601](#) Authorizing indemnification of the Union Pacific Railroad Company from liability associated with the physical and environmental conditions of property acquired by the City of Madison from the UPRC for a multi-use bike and pedestrian path (Cannonball Path).
- Sponsors:** Tim Bruer

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

Enactment No: RES-08-00007

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

23. [07543](#) Operator License Application  
Stephanie Henry - Establishment where employed: Pierce's

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

24. [07669](#) Operator License Application  
Daniel Netrefa - Establishment where employed: Paradise Lounge

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

25. [08191](#) Operator License Application  
Jeffrey Mast - Establishment where employed: Beck Inc.

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



26. [08192](#) Operator License Application  
Tami Suess - Establishment where employed: Good Times

**A motion was made by Ald. Kerr, seconded by Ald. Bruer, to Refer to the ALCOHOL LICENSE REVIEW COMMITTEE. The motion passed by voice vote/other.**

27. [08193](#) Operator License Application  
Joel Hinrichs- Establishment where employed: None

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

28. [08195](#) Change of Agent  
Sucre, LLC • Sucre • 20 W. Mifflin St.  
New Agent: Punky Egan  
Class B Combination Liquor & Beer • 10 % alcohol, 90% food  
Aldermanic District 4 (Alder Verveer) • Police Sector 406

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

29. [08196](#) Change of Agent  
Schwoegler Park Towne Lanes, Inc • 444 Grand Canyon Dr.  
New Agent: Carter Smith  
Class B Combination Liquor & Beer • 70% alcohol, 30% food  
Aldermanic District 19 (Alder Clear ) • Police Sector 113

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

30. [08197](#) Change of Agent  
The Noodle Shop Company Wisconsin, Inc.  
7050 Mineral Point Rd. • 4280 East Towne Blvd. • 232 State St.  
New Agent: Rick Hacker  
Class B Beer, Class C Wine c 1% alcohol, 99% food  
Aldermanic Districts: 9, 17, 4 • Police Sectors: 125, 515, 406

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

31. [08198](#) Change of Agent  
Cork'n Bottle Liquor, Inc. • Address: 855 E. Johnson St.  
New Agent: James Wright  
Class A Liquor & Class A Beer  
Aldermanic District 2 (Alder Konkel ) • Police Sector 407

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

32. [08199](#) Change of Corporate Control -- Loss of 3 officers  
Saini, LLC • Swagar Indian Cuisine• 5% alcohol, 85% food, 10% other  
707 N. High Point Rd. • Agent: Resham Singh  
Class B Combination Liquor & Beer  
Aldermanic District 9 (Alder Skidmore ) • Police Sector 126

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

33. [08200](#) Change of Corporate Control -- Loss of 1 member  
Gas U Save LLC  
2801 University Ave • Agent: Saieed Kabir  
Class A Beer  
Aldermanic District 11 (Alder Gruber) • Police Sector 101

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

34. [08201](#) Change of Agent & Corporate Control -- 1 new officer  
Doaba Brothers Inc. • Maharani Indian Restaurant  
10 % alcohol, 85 % food, 10% other  
380 W. Washington Ave • New Agent: Kuldeep Kaur  
Class B Combination Liquor & Beer  
Aldermanic District 4 (Alder Rummel ) • Police Sector 405

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

35. [08451](#) Change of Licensed Premise  
Harley's Liquor, Inc. • dba Harley's Liquor & Bait  
3838 Atwood Avenue • Agent: Charles Coens  
Class A Liquor, Class A Beer  
Aldermanic District 15 (Alder Palm) • Police Sector 610  
Request to expand sales area.  
1 Registrant(s) in support not wishing to speak.

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

36. [08452](#) Change of Corporate Control -- 1 new officer  
Dandyfire, Inc. • dba The King Club • 100% alcohol  
114 King Street • Agent: Lisa Gallagher  
Class B Combination Liquor & Beer  
Aldermanic District 4 (Alder Verveer) • Police Sector 406

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

37. [08453](#) Operator License Application  
Timothy Klein - Establishment where employed: None

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

38. [08454](#) 21+ Entertainment License  
Gretisman Investments, LLC • dba Plan B • Est. Capacity: 299  
301 S. Blount Street • Agent: Corey Gresen  
Class B Combination Liquor & Beer • 66.13% alcohol, 31.87% food, 2% other  
Aldermanic District 6 (Alder Rummel) • Police Sector 408

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

39. [08660](#) Alcohol License Review Committee Report of Operator License Applications  
January 2, 2008. See attached report for list of operators.

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

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

40. [07913](#) Amending Sec. 1.08(4) to include citation authority for Humane Officers, repealing Sec. 7.15(6)(d)3. which created a practitioner fee, creating Sec. 7.54 to distinguish City fees from State fees, amending Sec. 23.33 of the Madison General Ordinances to establish similarity between the County and City Humane Officer Ordinances.

**Sponsors:** Lauren Chare

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

Enactment No: ORD-08-00008

41. [08387](#) SUBSTITUTE - Amending the 2008 Public Health Operating Budget by the deletion of a vacant 1.0 FTE LTE Emergency Preparedness Coordinator, and increasing the half-time LTE Community Relations Specialist position to full-time status.

**Sponsors:** Lauren Cnare

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

Enactment No: RES-08-00008

#### REPORT OF BOARD OF PARK COMMISSIONERS

42. [07753](#) SUBSTITUTE - Amending the Ground Lease Agreements between the City of Madison and Larry E. and Dolores A. Lichte and between the City of Madison and Polly O'Hare to delete references to a 42-inch high, 2-rail, split-rail fence, and to make other minor modifications.

**Sponsors:** Mark Clear

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

Enactment No: RES-08-00009

#### REPORT OF BOARD OF PUBLIC WORKS

43. [07810](#) Accepting a Permanent Public Easement for sidewalk purposes from Park East, LLC across property located at 3502 Dennett Drive.

**Sponsors:** Larry Palm

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

Enactment No: RES-08-00010

44. [07815](#) Accepting a Permanent Limited Non-Exclusive Access Easement from Madison High Crossing Lodging Investors, LLC across property located at 2502-2602 Crossroads Drive.

**Sponsors:** Joseph R. Clausius

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

Enactment No: RES-08-00011

45. [08303](#) Improvements accepted for Water Main by Private Contract to serve: Southern Hill - Phase 5. (1st AD)

**Sponsors:** Common Council By Request

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

Enactment No: RES-08-00012

46. [08340](#) Declaring the City of Madison's intention to exercise its police powers establishing the Sanitary Sewer Replacement with Resurfacing East Assessment District 2008. (City Wide)

**Sponsors:** Common Council By Request

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

Enactment No: RES-08-00013

47. [08341](#) Determining a Public Purpose and Necessity and adopting Transportation Project Plat No. 5992-06-32-4.01 - Relocation Order USH 151 - East Washington Avenue City of Madison (Marquette Street-Carpenter Street) for the acquisition of Plat of Land Interests required for the East Washington Avenue - Segment 4 Reconstruction-Engineering Project No. 53B0204 and Authorizing the Mayor and City Clerk to execute an Agreement with the State of Wisconsin Department of Transportation to cooperatively acquire the necessary real estate interests to perform the improvements for East Washington Avenue Segment 4, WDOT Right-of-Way Transportation Project Plat No. 5992-06-32-4.01.

**Sponsors:** Joseph R. Clausius and Larry Palm

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

Enactment No: RES-08-00014

48. [08343](#) Approving plans and specifications and authorizing the Board of Public Works to advertise and receive bids for Repairing and Sealing Pavement Cracks, Major Streets - 2008, Contract No. 6139. (City Wide)

**Sponsors:** Common Council By Request

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

Enactment No: RES-08-00015

49. [08344](#) Approving plans and specifications and authorizing the Board of Public Works to advertise and receive bids for Repairing and Sealing Pavement Cracks, Local Streets - 2008, Contract No. 6138. (City Wide)

**Sponsors:** Common Council By Request

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

Enactment No: RES-08-00016

50. [08345](#) Declaring the City of Madison's intention to exercise its police powers establishing the Mineral Point Rd and Gammon Rd Concrete Pavement Rehab Assessment District - 2008. (9th & 19th ADs)

**Sponsors:** Common Council By Request

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

Enactment No: RES-08-00017

51. [08347](#) Improvements accepted for 2005 Resurfacing Various Streets; Grinding & Pulverizing, Contract No. 5816. (Various ADs)

**Sponsors:** Common Council By Request

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

Enactment No: RES-08-00018

52. [08348](#) Authorizing an agreement between the City of Madison and the Madison Metropolitan Sewerage District (MMSD) allowing MMSD the right of future purchase of a City installed sewer interceptor, defining terms of such a purchase. (1st & 9th ADs)

**Sponsors:** Common Council By Request

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

Enactment No: RES-08-00019

53. [08350](#) Authorizing the Mayor and City Clerk to execute Addendum No. 1 to the Developer's Agreement for the Capitol West/Block 51 Phase 1 (309-333 W. Washington Avenue & 306 West Main Street), Contract No. 2076. (4th AD)  
**Sponsors:** Common Council By Request  
  
**A motion was made by Ald. Verveer, seconded by Ald. Bruer, to Adopt. The motion passed by voice vote/other.**  
Enactment No: RES-08-00020
54. [08365](#) Improvements accepted for Water Main by Private Contract to serve: Seybold Road - 10" Water Main. (1st AD)  
**Sponsors:** Common Council By Request  
  
**A motion was made by Ald. Verveer, seconded by Ald. Bruer, to Adopt. The motion passed by voice vote/other.**  
Enactment No: RES-08-00021
55. [08376](#) Improvements accepted for Water Service Laterals by Private Contract to serve: Ice Age Falls - Phase 3. (7th AD)  
**Sponsors:** Common Council By Request  
  
**A motion was made by Ald. Verveer, seconded by Ald. Bruer, to Adopt. The motion passed by voice vote/other.**  
Enactment No: RES-08-00022
56. [08425](#) Improvements accepted for Willow Creek Culvert Outfall, Contract No. 5568. (5th AD)  
**Sponsors:** Common Council By Request  
  
**A motion was made by Ald. Verveer, seconded by Ald. Bruer, to Adopt. The motion passed by voice vote/other.**  
Enactment No: RES-08-00023
57. [08428](#) Improvements accepted for Feeney Court, Lorillard Court & Findorff Court Street Assessment District - 2004, Contract No. 5631. (4th AD)  
**Sponsors:** Common Council By Request  
  
**A motion was made by Ald. Verveer, seconded by Ald. Bruer, to Adopt. The motion passed by voice vote/other.**  
Enactment No: RES-08-00024

58. [08429](#) Improvements accepted for Roofing Replacement @ Warner Park Community Recreation Center, Contract No. 5984. (12th AD)

**Sponsors:** Common Council By Request

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

Enactment No: RES-08-00025

59. [08430](#) Approving plans and specifications for public improvements necessary for the project known as 8001 Raymond Road CSM and authorizing construction to be undertaken by the Developer, Private Contract No. 2176. (7th AD)

**Sponsors:** Common Council By Request

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

Enactment No: RES-08-00026

60. [08431](#) Declaring the City of Madison's intention to exercise its police powers establishing the Troy Drive Sidewalk Assessment District - 2008 Revised. (12th & 18th ADs)

**Sponsors:** Common Council By Request

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

Enactment No: RES-08-00027

61. [08439](#) Approving plans and specifications and authorizing the Board of Public Works to advertise and receive bids for the Abandonment of Well 3 (12th AD).

**Sponsors:** Common Council By Request

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

Enactment No: RES-08-00028

62. [08449](#) Declaring the City of Madison's intention to exercise its police powers establishing the Monroe Street, Little Street, North Randall Avenue & Randall Court Reconstruction Assessment District - 2008. (5th & 8th ADs)

**Sponsors:** Common Council By Request

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

Enactment No: RES-08-00029



63. [08450](#) Declaring the City of Madison's intention to exercise its police powers establishing the Rugby Row, Vista Road and Eton Ridge Reconstruction Assessment District - 2008. (10th AD)

**Sponsors:** Common Council By Request

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

Enactment No: RES-08-00030

64. [08460](#) Authorizing the Mayor and City Clerk to enter into an Amendment #2 to the contract between the City of Madison and Vierbicher Associates, Inc., for additional engineering design services for the Lower Badger Mill Creek Lift Station and Forcemain. (1st AD)

**Sponsors:** Common Council By Request

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

Enactment No: RES-08-00031

65. [08462](#) Authorizing an Amendment No. 5 to the contract between the City of Madison and Potter Lawson, Inc., for additional architectural and engineering design services for the City-County Building & Madison Municipal Building Tenant Improvements. (6th AD)

**Sponsors:** Common Council By Request

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

Enactment No: RES-08-00032

66. [08463](#) Awarding Public Works Contract No. 6000, Portage Road (Hanson Road Overpass and Approaches Over I-39/90/94). (17th AD)

**Sponsors:** Common Council By Request

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

Enactment No: RES-08-00033

67. [08465](#) Awarding Public Works Contract No. 6152, MMB Elevator Modernization.

**Sponsors:** Common Council By Request

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

Enactment No: RES-08-00034

#### REPORT OF CITY CLERK

68. [08336](#) Secondhand Dealer Application  
Melchert Inc. DBA: Beat The Bookstore  
557 State St. Agent: Tom Haley

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

69. [08664](#) Secondhand Dealer License  
Madcity Music Exchange Corp. • dba Mad City Music Exchange  
600 Williamson Street

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

#### REPORT OF COMMUNITY DEVELOPMENT BLOCK GRANT COMMISSION

70. [08349](#) Recommending the addition of two adjacent sub-areas to census tracts 23.01 and 24.02 as part of the focus for a Northport / Warner concentration neighborhood planning process.

**Sponsors:** Satya V. Rhodes Conway and Michael Schumacher

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

Enactment No: RES-08-00051

#### REPORT OF HOUSING COMMITTEE

71. [06834](#) Amending Sec. 27.03(2) to define mail receptacles and creating Sec. 27.05(2)(aa) of the Madison General Ordinances to create a requirement that all owners of rental dwelling units provide and maintain mail receptacles for the rental dwelling units.

**Sponsors:** Eli Judge, Brenda K. Konkol, Brian L. Solomon and Julia S. Kerr

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

Enactment No: ORD-08-00009

72. [07970](#) Authorizing the Mayor and the City Clerk to sign an agreement with Thomas Boykoff, his 2008 contract for professional services as Rent Abatement Hearing Examiner for the Neighborhood Preservation and Inspection Division of the Department of Planning and Community and Economic Development.

**Sponsors:** Michael E. Verveer

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

Enactment No: RES-08-00036

73. [07975](#) Authorizing the Mayor and the City Clerk to sign an agreement with Thomas LaFleur, his 2008 contract for professional services as Rent Abatement Hearing Examiner for the Neighborhood Preservation and Inspection Division of the Department of Planning and Community and Economic Development.

**Sponsors:** Michael E. Verveer

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

Enactment No: RES-08-00037

#### REPORT OF MADISON ARTS COMMISSION

74. [08212](#) Recognizing the honorary position of Madison Poet Laureate.

**Sponsors:** David J. Cieslewicz, Tim Gruber and Marsha A. Rummel

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

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

Enactment No: RES-08-00038

75. [08219](#) Authorizing the Mayor and the City Clerk to enter into a contract, not to exceed \$10,000, with artist Melanie A. Kehoss, for all expenses related to the design, creation and implementation of a Public Art Work for the Cypress Spray Park.

**Sponsors:** Tim Gruber

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

Enactment No: RES-08-00039

#### REPORT OF PLAN COMMISSION

76. [07267](#) Approving the preliminary plat of "Tormey Ridge" located at 12003 Mineral Point Road. 9th Ald. Dist.

**Sponsors:** Common Council By Request

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

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

Enactment No: RES-08-00040

77. [08292](#) Approving the preliminary plat of Tradesmen Industrial Park Located at 4131 Marsh Road. 16th Ald. Dist.

**Sponsors:** Common Council By Request

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

Enactment No: RES-08-00041

78. [08294](#) Approving a Certified Survey Map of the Oak Park MHC, LLC property located at 3901 Packers Avenue. 12th Ald. Dist.

**Sponsors:** Common Council By Request

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

Enactment No: RES-08-00042

79. [08436](#) Approving a three-lot Certified Survey Map, creating a deep residential lot located at 5714-5806 Old Sauk Road. 19th Ald. Dist.

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

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

Enactment No: RES-08-00043

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

80. [08550](#) Re-approving a Certified Survey Map of property owned by PDQ Food Stores Inc. and Sam J. Jacobsen located at 4402 E. Buckeye Road. 16th Ald. Dist.

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

Enactment No: RES-08-00044

81. [08551](#) Re-approving a Certified Survey Map of property owned by the Hilldale Land Company, LLC and HD Annex, LLC at 702 N. Midvale Boulevard. 11th Ald. Dist.

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

Enactment No: RES-08-00045

82. [08552](#) Approving a Certified Survey Map of property owned by Covance, Inc. at 3301 Kinsman Boulevard. 17th Ald. Dist.

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

Enactment No: RES-08-00046

83. [08553](#) Approving a Certified Survey Map of property owned by NEW WEI, LLC at 9501-9601 Silicon Prairie Parkway. 9th Ald. Dist.

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

Enactment No: RES-08-00047

#### REPORT OF PUBLIC SAFETY REVIEW BOARD

84. [07459](#) Creating Section 26.13 of the Madison General Ordinances that prohibits individuals convicted of serious child sex offenses from loitering in child safety zones and contacting children in these zones, establishes a bail deposit for a violation.

**Sponsors:** Zachariah Brandon, David J. Cieslewicz, Tim Bruer, Joseph R. Clausius, Lauren Cnare, Judy Compton, Eli Judge, Julia S. Kerr, Larry Palm, Thuy Pham-Remmele, Jed Sanborn, Michael Schumacher, Paul E. Skidmore and Brian L. Solomon

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

Enactment No: ORD-08-00010

#### REPORT OF RISK MANAGER

85. [07819](#) H. Coats, 4804 Schofield St., Monona - vehicle damage - \$908.51.

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

86. [07821](#) M. Holton, 4703 Dupont Ave. S., Minneapolis, MN - vehicle damage - \$1,139.40.

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

87. [08020](#) J. Mescher, 7862 Paulson Rd., Verona - vehicle damage - \$1,809.54.

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

**REPORT OF WATER UTILITY BOARD**

88. [07777](#) Authorizing the Mayor and City Clerk to Execute Amendment 2 to the Professional Services Agreement with EMA, Inc. to Defer Task 2, Leadership Development to March and April 2008.

**Sponsors:** Lauren Cnare

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

Enactment No: RES-08-00048

89. [08023](#) Directing Madison Water Utility and Water Utility Board, with public input, to develop a process for site selection of new Water Utility facilities and a process for informing and involving neighbors of the proposed facilities.

**Sponsors:** Tim Gruber, Lauren Cnare, Michael Schumacher and Satya V. Rhodes Conway

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

**Excused:** 2 -

Larry Palm and Thuy Pham-Remmele

Enactment No: RES-08-00049

90. [08223](#) Supporting continued assessment of virus presence and potential virus pathways to deep municipal wells.

**Sponsors:** Lauren Cnare

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

Enactment No: RES-08-00050

**ITEMS REFERRED TO THIS MEETING**

**APPOINTMENTS**

- 91. [08339](#) SECOND SUBSTITUTE - Report of the Mayor submitting citizen committee appointments (introduced 12-4-2007; action 1-8-2008)

Sponsors: David J. Cieslewicz

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

**INTRODUCTION OF NEW BUSINESS FOR REFERRAL WITHOUT DEBATE**  
**All new business was referred on a motion made by Ald. Verveer, seconded by Ald. Bruer.**

**ORDINANCES**

- 92. [08382](#) Amending Section 8.15 of the Madison General Ordinances to add regulation of private use of the Southwest Bike Path right-of-way.

Sponsors: Brian L. Solomon

**This Ordinance was Refer to the BOARD OF PUBLIC WORKS**

- 93. [08533](#) Amending Sec. 27.09(5)(a) of the Madison General Ordinances to allow for the assessment of a reinspection fee when compliance is not achieved, rather than after the first compliance inspection regardless of compliance status.

Sponsors: Michael E. Verveer

**This Ordinance was Refer to the HOUSING COMMITTEE**

- 94. [08590](#) Amending Sections 3.12(2)and (6), creating a new Section 3.12(7), and renumbering current Sections 3.12(7) through (9) to Sections 3.12(8) through (10), respectively of the Madison General Ordinances to separate the Economic and Community Development Division into two Divisions, and creating Section 33.14 of the Madison General Ordinances to restore the language outlining the Senior Center Board, which was inadvertently omitted from the reorganization of Chapters 3 and 33.

Sponsors: David J. Cieslewicz

Additional Referral(s): Board of Estimates

**This Ordinance was Refer to the COMMON COUNCIL ORGANIZATIONAL COMMITTEE**

95.     [08647](#)       Amending Section 3.54(1)(b) of the Madison General Ordinance by creating the class of Assessment Services Supervisor in Compensation Group 18, Range 08, thereof.
- Sponsors:       David J. Cieslewicz
- Additional Referral(s): Personnel Board
- This Ordinance was Refer to the BOARD OF ESTIMATES**
96.     [08649](#)       Amending Section 3.54(1)(b) of the Madison General Ordinances by creating the class of Community Development Grants Administrator 4 in Compensation Group 18, Range 12, thereof.
- Sponsors:       David J. Cieslewicz
- Additional Referral(s): Personnel Board
- This Ordinance was Refer to the BOARD OF ESTIMATES**
97.     [08650](#)       Amending Section 3.54(1)(i) of the Madison General Ordinances by deleting the classification of Monona Terrace Sales/Marketing/Events Manager in Compensation Group 19, Range 10, and creating the class of Monona Terrace Associate Director - Marketing, Events, Community and Public Relations in Compensation Group 18, Range 14, thereof.
- Sponsors:       David J. Cieslewicz
- Additional Referral(s): Personnel Board
- This Ordinance was Refer to the BOARD OF ESTIMATES**
98.     [08652](#)       Amending Section 3.54(1)(b) of the Madison General Ordinances by creating the class of Overture Center Planning Analyst in Compensation Group 18, Range 07, thereof.
- Sponsors:       David J. Cieslewicz
- Additional Referral(s): Personnel Board
- This Ordinance was Refer to the BOARD OF ESTIMATES**
99.     [08653](#)       Amending Section 3.54(1)(b) of the Madison General Ordinances by deleting the classification of Supply Supervisor in the Compensation Group 18, Range 09, and creating the class of Supply Manager in Compensation Group 18, Range 14, and deleting the position of Water Quality Manager in Compensation Group 18, Range 10 and recreating said class in compensation Group 18, Range 14, thereof.
- Sponsors:       David J. Cieslewicz
- Additional Referral(s): Personnel Board
- This Ordinance was Refer to the BOARD OF ESTIMATES**

## RESOLUTIONS



100. [07758](#) Authorizing the Mayor and the City Clerk to execute agreements with the State of Wisconsin Department of Transportation for the design and construction of the Mineral Point Road at Owen Drive Intersection Improvement, and Amending the 2008 Capital Budget for Neighborhood Traffic Management.

**Sponsors:** Common Council By Request

**This Resolution was Refer to the BOARD OF ESTIMATES**

101. [08368](#) To approve the schedule of Special Charges for the State Street Mall/Capitol Concourse for 2006/07 Maintenance Charges.

**Sponsors:** Michael E. Verveer

Additional Referral(s): Downtown Coordinating Committee

**This Resolution was Refer to the BOARD OF ESTIMATES**

102. [08381](#) Requiring all City agencies and departments, in cooperation with the Facilities and Sustainability Manager, to estimate their current water consumption and to come up with a comprehensive list of steps to reduce their water consumption.

**Sponsors:** Satya V. Rhodes Conway, Marsha A. Rummel, Michael E. Verveer, Robbie Webber and Brian L. Solomon

Additional Referral(s): Sustainable Design and Energy Committee

**This Resolution was Refer to the WATER UTILITY BOARD**

103. [08438](#) Authorizing the Mayor and City Clerk to amend the city's agreement with Adams Outdoor Advertising to add five vehicles to the total number of buses that are authorized to participate in the two year full-wrap pilot project.

**Sponsors:** Jed Sanborn, Brian L. Solomon and Mark Clear

Additional Referral(s): Board of Estimates

**This Resolution was Refer to the TRANSIT AND PARKING COMMISSION**

104. [08525](#) Authorizing the Mayor and City Clerk to execute a second amendment to the lease with Madison Credit Union for the branch office space within the Madison Municipal Building.

**Sponsors:** Marsha A. Rummel

**This Resolution was Refer to the BOARD OF ESTIMATES**

105. [08528](#) Authorizing the Mayor and City Clerk to enter into a contract with Mark Rechlicz to operate, manage and maintain the City of Madison's Yahara Hills public golf course for a five-year period.

**Sponsors:** David J. Cieslewicz

Additional Referral(s): Board of Park Commissioners

**This Resolution was Refer to the BOARD OF ESTIMATES**

106. [08537](#) Authorizing the Mayor and City Clerk to enter into a contract with RJM Pro Golf, Inc., to operate, manage and maintain the City of Madison's Monona public golf course for a five-year period.

**Sponsors:** David J. Cieslewicz

Additional Referral(s): Board of Park Commissioners

**This Resolution was Refer to the BOARD OF ESTIMATES**

107. [08538](#) Authorizing the Mayor and City Clerk to enter into a contract with Bill Scheer to operate, manage and maintain the City of Madison's Glenway public golf course for a five-year period.

**Sponsors:** David J. Cieslewicz

Additional Referral(s): Board of Park Commissioners

**This Resolution was Refer to the BOARD OF ESTIMATES**

108. [08539](#) Authorizing the Mayor and City Clerk to enter into a contract with Thomas F. Benson to operate, manage and maintain the City of Madison's Odana Hills public golf course for a five-year period.

**Sponsors:** David J. Cieslewicz

Additional Referral(s): Board of Park Commissioners

**This Resolution was Refer to the BOARD OF ESTIMATES**

109. [08548](#) Authorizing the Mayor and City Clerk to enter into a five-year contract with the Gillig Corporation for the manufacture and delivery of up to seventy-five (75) coaches and spare parts. The estimated cost of the first order of buses is \$6,921,000.

**Sponsors:** Robbie Webber

Additional Referral(s): Board of Estimates

**This Resolution was Refer to the TRANSIT AND PARKING COMMISSION**

110. [08549](#) Authorizing the Mayor and City Clerk to enter into an agreement with the University of Wisconsin - Madison for the continuation of provision of access by its employees to Metro Transit fixed route and ADA paratransit services, with reimbursement to the transit utility for rides by UW and UW Hospital employees and members of affiliate groups as designated by UW Transportation Services for academic years 2007-08, 2008-09, 2009-10, 2010-11 and 2011-12.

**Sponsors:** Brian L. Solomon and Jed Sanborn

Additional Referral(s): Board of Estimates

**This Resolution was Refer to the TRANSIT AND PARKING COMMISSION**

111. [08555](#) Authorizing the Mayor and City Clerk to enter into an agreement with Dane County to provide \$19,300 in assistance to Metro Transit for transit information services, promotion efforts and operations for calendar year 2008, and \$12,900 to the Madison Area Transportation Planning Board (a Metropolitan Planning Organization) to support the County Specialized Transportation coordination activities for the calendar year 2008.

**Sponsors:** Brian L. Solomon  
Additional Referral(s): Board of Estimates

**This Resolution was Refer to the TRANSIT AND PARKING COMMISSION**

112. [08567](#) Amending RES-06-00471, File No. 03543, adopted on May 16, 2006 authorizing the Mayor and City Clerk to execute a development agreement to fund a \$3,000,000 Tax Incremental Finance Loan to University Square, LLC ("Developer") to assist in the development of University Square retail/commercial redevelopment project.

**Sponsors:** David J. Cieslewicz and Eli Judge

**This Resolution was Refer to the BOARD OF ESTIMATES**

113. [08569](#) Authorizing a grant to the Community Development Authority for the acquisition of the Citgo Gas Station located at 2200 S. Park Street.

**Sponsors:** Tim Bruer

**This Resolution was Refer to the BOARD OF ESTIMATES**

114. [08577](#) Authorizing the Mayor and City Clerk to sign a three (3) year contract for Cisco hardware and software support and maintenance services with Berbee Information Networks.

**Sponsors:** Mark Clear

**This Resolution was Refer to the BOARD OF ESTIMATES**

115. [08586](#) Authorizing the Mayor and City Clerk to execute an amendment to the lease with Community Action Coalition of South Central Wisconsin, Inc. allowing for the use of additional public greenway within Lucy Lincoln Hiestand Park, located at 1653 Frisch Road, for community gardening purposes.

**Sponsors:** Jed Sanborn

**This Resolution was Refer to the BOARD OF PUBLIC WORKS**

116. [08611](#) Establishing the Frances Plaza Public Art Selection Committee.
- Sponsors:** Michael E. Verveer and Tim Gruber  
Additional Referral(s): Madison Arts Commission
- This Resolution was Refer to the STATE STREET DESIGN PROJECT OVERSIGHT COMMITTEE**
117. [08619](#) Accepting a 15-foot wide Public Sanitary Sewer Easement from Mortenson Investment Group across property located at 2705 W Beltline Hwy.
- Sponsors:** Tim Bruer  
Additional Referral(s): Plan Commission
- This Resolution was Refer to the BOARD OF PUBLIC WORKS**
118. [08628](#) Resolution that the position # 709 of Revenue Administrative Coordinator in Compensation Group 18, Range 04, (occupied by S. Sweeney) in the permanent salary detail of the Assessor's Office budget is repealed and recreated as a position of Assessment Services Supervisor in Compensation Group 18, Range 08, thereof. Be it further resolved that the former position shall not be deleted until the new position is filled.
- Sponsors:** David J. Cieslewicz  
Additional Referral(s): Personnel Board
- This Resolution was Refer to the BOARD OF ESTIMATES**
119. [08629](#) Resolution that the positions #607 and #608 of Community Development Grants Administrator 3 in Compensation Group 18, Range 10, (occupied by M. Charnitz and B. Constans, respectively) in the permanent salary detail of the Community Development Grants Office budget are repealed and recreated as two positions of Community Development Grants Administrator 4 in Compensation Group 18, Range 12, thereof. Be it further resolved that the incumbents shall be reallocated to said positions.
- Sponsors:** David J. Cieslewicz  
Additional Referral(s): Personnel Board
- This Resolution was Refer to the BOARD OF ESTIMATES**
120. [08630](#) Resolution that the position #3245 of Monona Terrace Sales/Marketing/Events Manager in Compensation Group 19, Range 10 (occupied by B. Zeinemann) in the permanent salary detail of the Monona Terrace budget is repealed and recreated as a position of Monona Terrace Associate Director - Marketing/Events/Community and Public Relations in Compensation Group 18, Range 14, thereof. Be it further resolved that the former position shall not be deleted until the new position is filled.
- Sponsors:** David J. Cieslewicz  
Additional Referral(s): Personnel Board
- This Resolution was Refer to the BOARD OF ESTIMATES**

121. [08631](#) Resolution that the new position tentatively identified as Planning - Systems Analyst (no Compensation Group/Range specified) in the permanent salary detail of the budget is repealed and recreated as a position of Overture Center Planning Analyst in Compensation Group 18, Range 07, thereof.

**Sponsors:** David J. Cieslewicz

Additional Referral(s): Personnel Board

**This Resolution was Refer to the BOARD OF ESTIMATES**

122. [08632](#) Resolution that the position #1129 of Street and Sewer Maintenance Worker 3 in Compensation Group 15, range 07, (occupied by J. Schwartz) in the permanent salary detail of the Engineering Division budget is repealed and recreated as a position of Engineering Field Aide in Compensation Group 15, Range 07, thereof. Be it further resolved that the former position shall not be deleted until it is vacated.

**Sponsors:** David J. Cieslewicz

Additional Referral(s): Personnel Board

**This Resolution was Refer to the BOARD OF ESTIMATES**

123. [08633](#) Resolution that the vacant position (#3944) of Engineer 3 in compensation Group 18, Range 10 and the position (#1779) of Quality Manager, (occupied by J. Grande) in Compensation Group 18, range 10 in the permanent salary detail of the Water Utility Budget are repealed and recreated as a position of Water Supply Manager in Compensation Group 18, range 14 and a position of Water Quality Manager in Compensation Group 18, range 14 thereof. Be it further resolved that the incumbent shall be reallocated to said position.

**Sponsors:** David J. Cieslewicz

Additional Referral(s): Personnel Board

**This Resolution was Refer to the BOARD OF ESTIMATES**

124. [08640](#) Approving the settlement of Dane County Circuit Court Case No. 07CV3296 and authorizing the Mayor and City Clerk to execute related documents conveying certain City-owned land in the Town of Burke to John F. and Elizabeth M. Becker.

**Sponsors:** Joseph R. Clausius

Additional Referral(s): Plan Commission

**This Resolution was Refer to the BOARD OF ESTIMATES**

125. [08645](#) Creating the Zoning Code Rewrite Advisory Committee.

**Sponsors:** David J. Cieslewicz

Due back at the 1/22/08 Common Council Meeting.

**This Resolution was Refer to the PLAN COMMISSION, due back on 1/22/2008**

126. [08670](#) Approving a loan of \$207,000 in Federal HOME and/or Match funds to allow Operation Fresh Start to re-pay bank loans on 2 properties.

**Sponsors:** Tim Bruer, Thuy Pham-Remmele and Marsha A. Rummel

Additional Referral(s): Board of Estimates

**This Resolution was Refer to the COMMUNITY DEVELOPMENT BLOCK GRANT COMMISSION**

#### LICENSES

127. [08678](#) Public Hearing - New License  
Chipotle Mexican Grill of Colorado, LLC • dba Chipotle Mexican Grill  
2% alcohol, 98% food  
658 State Street • Agent: J. Sahul Flores, Jr. • Capacity: 114  
Class B Combination Liquor & Beer  
Aldermanic District 8 (Alder Judge) • Police Sector 403 • Density Area  
Due back at the 2/5/08 Common Council Meeting.
- This License was Refer For Public Hearing to the ALCOHOL LICENSE REVIEW COMMITTEE, due back on 2/5/2008**
128. [08679](#) Public Hearing - New License  
Chipotle Mexican Grill of Colorado, LLC • dba Chipotle Mexican Grill  
2% alcohol, 98% food  
8422 Old Sauk Road • Agent: J. Sahul Flores, Jr. • Capacity: 70  
Class B Combination Liquor & Beer  
Aldermanic District 9 (Alder Skidmore) • Police Sector 127  
Due back at the 2/5/08 Common Council Meeting.
- This License was Refer For Public Hearing to the ALCOHOL LICENSE REVIEW COMMITTEE, due back on 2/5/2008**
129. [08680](#) Public Hearing - New License  
Chipotle Mexican Grill of Colorado, LLC • dba Chipotle Mexican Grill  
2% alcohol, 98% food  
4628 E. Washington Avenue • Agent: J. Sahul Flores, Jr. • Capacity: 67  
Class B Combination Liquor & Beer  
Aldermanic District 17 (Alder Clausius) • Police Sector 518  
Due back at the 2/5/08 Common Council Meeting.
- This License was Refer For Public Hearing to the ALCOHOL LICENSE REVIEW COMMITTEE, due back on 2/5/2008**

130. [08681](#) Public Hearing - New License  
Thomas F. Benson • dba Odana Hills Golf Course  
40% alcohol, 60% food  
4635 Odana Road • Capacity: 100  
Class B Combination Liquor & Beer  
Aldermanic District 20 (Alder Pham-Remmele) • Police Sector 106  
Due back at the 2/5/08 Common Council Meeting.
- This License was Refer For Public Hearing to the ALCOHOL LICENSE REVIEW COMMITTEE, due back on 2/5/2008**
131. [08682](#) Public Hearing - New License  
Gas U Save LLC • dba Gas U Save  
2801 University Ave • Agent: Sid Kabir  
Class A Liquor  
Aldermanic District 11 (Alder Gruber) • Police Sector 101  
Due back at the 2/5/08 Common Council Meeting.
- This License was Refer For Public Hearing to the ALCOHOL LICENSE REVIEW COMMITTEE, due back on 2/5/2008**
132. [08683](#) Public Hearing - New License  
Big Red's Marketing, LLC • Big Red's Steaks • 20% alcohol, 80% food  
610 University Avenue • Agent: Matthew Connelly • Est. Capacity: 46  
Class B Beer, Class C Wine  
Aldermanic District 8 (Alder Judge) • Police Sector 403 • Density Area  
Due back at the 2/5/08 Common Council Meeting.
- This License was Refer For Public Hearing to the ALCOHOL LICENSE REVIEW COMMITTEE, due back on 2/5/2008**
133. [08684](#) Public Hearing - New License  
Alchemy Cafe, LLC • Alchemy Cafe • 50% alcohol, 50% food  
1980 Atwood Avenue • Agent: Michael T. Randall • Est. Capacity: 99  
Class B Combination Liquor & Beer  
Aldermanic District 6 (Alder Rummel) • Police Sector 410  
Due back at the 2/5/08 Common Council Meeting.
- This License was Refer For Public Hearing to the ALCOHOL LICENSE REVIEW COMMITTEE, due back on 2/5/2008**
134. [08686](#) Public Hearing - New License  
BOJ, LLC • dba D. P. Dough • 10% alcohol, 90% food  
244 W. Gilman Street • Agent: Joshua Basinger • Est. Capacity: 50  
Class B Beer  
Aldermanic District 8 (Alder Judge) • Police Sector 403 • Density Area  
Due back at the 2/5/08 Common Council Meeting.
- This License was Refer For Public Hearing to the ALCOHOL LICENSE REVIEW COMMITTEE, due back on 2/5/2008**

135. [08687](#) Public Hearing - New License  
A Place for Friends Bar & Grill, LLC • dba A Place for Friends Bar & Grill  
32.5% alcohol, 65% food, 2.5% other  
2105 Sherman Avenue • Agent: Darius Wilson • Est. Capacity: 150  
Class B Combination Liquor & Beer  
Aldermanic District 12 (Alder Rhodes-Conway) • Police Sector 501  
Due back at the 2/5/08 Common Council Meeting.
- This License was Refer For Public Hearing to the ALCOHOL LICENSE REVIEW COMMITTEE, due back on 2/5/2008**
136. [08688](#) Public Hearing - New License  
Out Nightclub, Inc. • dba Out Nightclub  
64% alcohol, 7% food, 29% other  
1444 E. Washington Avenue • Agent: Bruce M. DeWall • Est. Capacity: 500  
Class B Combination Liquor & Beer  
Aldermanic District 2 (Alder Konkel) • Police Sector 409  
Due back at the 2/5/08 Common Council Meeting.
- This License was Refer For Public Hearing to the ALCOHOL LICENSE REVIEW COMMITTEE, due back on 2/5/2008**
137. [08707](#) Public Hearing - New License  
Ultra Mart Foods, LLC • dba Copps Food Center #8179  
261 Junction Road • Agent: Timothy J. Smith  
Class A Liquor, Class A Beer  
Aldermanic District 9 (Alder Skidmore) • Police Sector 128  
Due back at the 2/5/08 Common Council Meeting.
- This License was Refer For Public Hearing to the ALCOHOL LICENSE REVIEW COMMITTEE, due back on 2/5/2008**
138. [08708](#) Public Hearing - New License  
Ultra Mart Foods, LLC • dba Copps Food Center #8183  
1312 S. Park Street • Agent: Christopher M. Flannery  
Class A Liquor, Class A Beer  
Aldermanic District 13 (Alder Kerr) • Police Sector 306  
Due back at the 2/5/08 Common Council Meeting.
- This License was Refer For Public Hearing to the ALCOHOL LICENSE REVIEW COMMITTEE, due back on 2/5/2008**



139. [08709](#) Public Hearing - New License  
Ultra Mart Foods, LLC • dba Copps Food Center #8178  
2502 Shopko Drive • Agent: Mark E. Elliott  
Class A Liquor, Class A Beer  
Aldermanic District 15 (Alder Palm) • Police Sector 513  
Due back at the 2/5/08 Common Council Meeting.
- This License was Refer For Public Hearing to the ALCOHOL LICENSE REVIEW COMMITTEE, due back on 2/5/2008**
140. [08710](#) Public Hearing - New License  
Ultra Mart Foods, LLC • dba Copps Food Center #8114  
620 Whitney Way • Agent: Wilbur Buchanan  
Class A Liquor, Class A Beer  
Aldermanic District 19 (Alder Clear) • Police Sector 113  
Due back at the 2/5/08 Common Council Meeting.
- This License was Refer For Public Hearing to the ALCOHOL LICENSE REVIEW COMMITTEE, due back on 2/5/2008**

## PRESENTATION OF CLAIMS AGAINST THE CITY OF MADISON

### CLAIMS - REFER TO RISK MANAGER

141. [08472](#) B. Benjamin, 519 W. Washington Ave., Madison - vehicle damage - \$441.68.
142. [08473](#) R. Govin, Sipsma, Hahn, Brophy, attorney for A. Westergaard, N2774 Sanderson Rd., Poynette - property damage, medical bills, pain and suffering - \$15,000.00.
143. [08474](#) K. Brown, 4937 Goldfinch Dr., Madison - vehicle damage - \$290.86.
144. [08518](#) R. Ely, 212 Merry St., Madison - vehicle damage - \$2,117.73.
145. [08520](#) D. Nedd, 4462 Windsor Rd., #3, Windsor - vehicle damage - \$1,154.80.
146. [08540](#) NOTICE OF CIRCUMSTANCES GIVING RISE TO CLAIM - Robert D. Zitowsky and Michael P. Crooks, attorneys for E. Stephens, J. Stephens and G. Jones, 14408 S. Troy, Posen, IL - personal injury - amount to be determined.
147. [08570](#) R. Arthur, 2105 E. Washington Ave., #2, Madison - vehicle damage - \$224.08.
148. [08571](#) M. Kreisler, 21 Westend Cir., Madison - property damage - \$46.00.

149. [08572](#) J. Gillingham, 1904 Shelley Ln., Madison - vehicle damage - \$1,343.67.
150. [08612](#) NOTICE OF CLAIM - P. Sorce, 1813 Shady Point Dr., Verona - property damage - amount to be determined.
151. [08613](#) K. Hegeholz, 1726 Van Hise Ave., Apt. #2, Madison - vehicle damage - \$223.31.
152. [08614](#) A. & D. Krupa, 3001 Harvey St., # A, Madison - vehicle damage - \$441.75.
153. [08615](#) M. Hess, 105-1/2 State St., # 4, Madison - property damage - \$249.00.
154. [08616](#) NOTICE OF CLAIM: D. Zimmerman, 1514 Lynchburg Tr., Madison - property damage - amount to be determined.
155. [08617](#) State Farm Mutual Automobile Insurance Company, for J. Johnston, 117 Marshall Ct., Mount Horeb - vehicle damage - \$2,136.82.
156. [08690](#) J. Barkei, 2542 Upham St., Madison - property loss - \$138.00.
157. [08691](#) D. Patterson and S. Lopez, 5118 Trafalger Pl., Madison - property damage - \$57.41.
158. [08692](#) J. Dore, 3709 Kipling Dr., # C, Madison - property damage - \$320.00.
159. [08694](#) M. Sawick, 2018 Elka Ln., # 3, Madison - vehicle damage - \$409.41.

**ITEM(S) INTRODUCED FROM THE COUNCIL FLOOR**

160. [08749](#) Creating Section 15.01(566) of the Madison General Ordinances entitled "City Boundaries" and being part of the chapter entitled "Aldermanic Districts and Wards" attaching to the 9th Aldermanic District the Gallina Schewe Attachment and amending Section 15.01(141) of the Madison General Ordinances to assign the attached property to Ward 141.

**Sponsors:** David J. Cieslewicz

Adopt at the 1/22/08 Common Council Meeting.

**A motion was made by Ald. Verveer, seconded by Ald. Bruer, to Refer to a future Meeting to Adopt to the COMMON COUNCIL, due back on 1/22/2008. The motion passed by voice vote/other.**

ADJOURNMENT

**A motion was made by Ald. Verveer, seconded by Ald. Bruer, to Adjourn at 7:30 p.m. The motion passed by voice vote/other.**

I certify that the foregoing action of the Common Council was approved by the Mayor on January 9, 2008.

Ordinances published January 24, 2008.

MARIBETH WITZEL-BEHL, CITY CLERK