

# City of Madison Meeting Agenda - Final

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

**COMMON COUNCIL** 

Tuesday, October 18, 2005

6:30 PM

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

#### **SPEAKING GUIDELINES**

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

Speaking Limits: Public Hearing - 5 Minutes, Information Hearing - 5 Minutes, Other Items - 3 minutes

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

The consent agenda will be considered following Public Hearings.

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

**NOTIFIED ABSENCES: NONE** 

#### **SUSPEND THE RULES**

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

# PETITIONS AND COMMUNICATIONS

None received by the agenda deadline.

## **BUSINESS BY THE MAYOR**

1. <u>02183</u> Report of the Mayor submitting an alder committee appointment.

Legislative History

10/10/05 Mayor's Office

RECOMMEND TO COUNCIL TO CONFIRM to the COMMON COUNCIL

2. <u>02187</u> Report of the Mayor submitting citizen committee appointments (introduction 10-18-05; action 11-8-05)

## Legislative History

10/11/05 Mayor's Office Refer for Introduction

Common Council Mtg. 11-8-2005. 2/3 vote required for Administrative Review Board, Housing Committee and Madison Development Corporation Board of Directors appointments.

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

3. 02156 2006 Executive Operating Budget.

REREFER TO BOARD OF ESTIMATES, RECESSED P.H., COMMON COUNCIL

MEETING 11/8/05

Legislative History

10/6/05 Clerk's Office Refer for Introduction

Board of Estimates (10/17 & 10/19) for Public Hearing, Common Council

Meeting 10/18/05 for Public Hearing

10/11/05 COMMON COUNCIL Refer For Public Hearing to the BOARD OF

**ESTIMATES** 

Due back at the 10/18/05 Common Council Meeting.

10/17/05 BOARD OF ESTIMATES Refer For Public Hearing to the COMMON

COUNCIL

## REPORT OF ALCOHOL LICENSE REVIEW COMMITTEE

4. <u>02111</u> Public Hearing - Transfer of License

Cocoliquot, LLC • dba Cocoliquot• estimated capacity of 110

225 King Street • Transfer from 219 King Street • Agent: Brian Haltinner

Class B Combination Liquor & Beer • 25% alcohol, 75% food

Legislative History

10/3/05 ALCOHOL LICENSE Refer for Introduction

**REVIEW COMMITTEE** 

Alcohol License Review Committee P.H., Common Council Mtg 10/18/05.

10/11/05 COMMON COUNCIL Refer For Public Hearing to the ALCOHOL

LICENSE REVIEW COMMITTEE

Due back at the 10/18/05 Common Council Meeting.

10/12/05 ALCOHOL LICENSE RECOMMEND TO COUNCIL TO GRANT -

REVIEW COMMITTEE PUBLIC HEARING

Committee recommendation to be made from the Common Council floor.

#### REPORT OF BOARD OF PUBLIC WORKS

5. 01801 Vacate/discontinue Kelab Drive, formerly known and platted as Hilldale Drive by the

Kelab Replat, from Segoe Road to the northeasterly terminus, in the City of Madison,

Wisconsin. (11th AD)

**Sponsors:** Tim Gruber

Legislative History

8/12/05 Engineering Division Fiscal Note Required / Approval to the

Comptroller's Office/Approval Group

Return to Engineering Division.

8/12/05 Comptroller's Office/ Approved Fiscal Note By The Comptroller's

Approval Group Office to the Engineering Division

Brill

8/12/05 Engineering Division Refer for Introduction

Board of Public Works, Plan Commission. Public Hearing 10/18/05

9/6/05 COMMON COUNCIL Refer For Public Hearing to the BOARD OF

**PUBLIC WORKS** 

Additional Referral(s): Plan Commission. Due back at the 10/18/05 Common

Council Meeting.

9/6/05 BOARD OF PUBLIC Refer to the PLAN COMMISSION

WORKS

Due back at the 10/18/05 Common Council Meeting.

9/19/05 PLAN COMMISSION Return to Lead with the Recommendation

for Approval to the BOARD OF PUBLIC

WORKS

9/21/05 BOARD OF PUBLIC RECOMMEND TO COUNCIL TO ADOPT -

WORKS PUBLIC HEARING

# 6. <u>01969</u>

To Vacate/Discontinue Moulton Court, declare portions of Eastwood Drive and South First Street as surplus right-of-way and authorize the Mayor and City Clerk to execute all necessary documents associated with both actions. (6th AD)

Sponsors:	Kenneth Golden		
<u>Legislative History</u>			
8/31/05	Engineering Division	Fiscal Note Required / Approval to the Comptroller's Office/Approval Group	
8/31/05	Comptroller's Office/ Approval Group <i>Brill</i>	Approved Fiscal Note By The Comptroller's Office to the BOARD OF PUBLIC WORKS	
8/31/05	Engineering Division	Refer for Introduction	
	Board of Public Works, Ped-Bike M. (Public Hearing before the Commo	lotor-Vehicle Commission, Plan Commission n Council 10/18/05)	
9/6/05	COMMON COUNCIL	Refer For Public Hearing to the BOARD OF PUBLIC WORKS	
	Additional Referral(s): Ped Bike Me	otor Vehicle Commission, Plan Commission	
9/6/05	BOARD OF PUBLIC WORKS	Refer to the PEDESTRIAN/BICYCLE/ MOTOR VEHICLE COMMISSION	
9/6/05	BOARD OF PUBLIC WORKS	Refer to the PLAN COMMISSION	
9/19/05	PLAN COMMISSION	Return to Lead with the Recommendation for Approval to the BOARD OF PUBLIC WORKS	
9/21/05	BOARD OF PUBLIC WORKS	RECOMMEND TO COUNCIL TO ADOPT - PUBLIC HEARING	
9/28/05	PEDESTRIAN/BICYCLE/ MOTOR VEHICLE COMMISSION	Return to Lead with the Recommendation for Approval to the BOARD OF PUBLIC WORKS	

## **REPORT OF PLAN COMMISSION**

# 7. <u>01316</u>

Creating Section 28.06(2)(a)3111 of the Madison General Ordinances rezoning property from Temp A Agriculture to R1 Single-Family Residence District, and creating Section 28.06(2)(a)3112 of the Madison General Ordinances rezoning property from Temp A Agriculture to R4 General Residence District. Proposed Use: 32 Single Family Lots & 2 Multi-Family Lots; 1st Aldermanic District: 9201 Mid Town Road.

Sponsors:	Common Council By Petition	
Legislative Hi	story	
5/23/05	Attorney's Office/Approval Group	Approved As To Form
5/23/05	Attorney's Office	Fiscal Note Required / Approval to the Comptroller's Office/Approval Group
5/26/05	Comptroller's Office/ Approval Group Bohrod	Approved Fiscal Note By The Comptroller's Office to the Attorney's Office
5/31/05	Attorney's Office	Refer for Introduction
	Plan Commission; Public Hearings	: July 18 PC, August 2 CC
6/7/05	COMMON COUNCIL	Refer For Public Hearing to the PLAN COMMISSION
	Due back at the 8/2/05 Common Co	ouncil Meeting.
7/18/05	PLAN COMMISSION	RECOMMEND TO COUNCIL TO REREFER - PUBLIC HEARING to the PLAN COMMISSION
8/2/05	COMMON COUNCIL	Rerefer for Recessed Public Hearing to the PLAN COMMISSION
10/10/05	PLAN COMMISSION	RECOMMEND TO COUNCIL TO PLACE ON FILE - PUBLIC HEARING

#### 8. 01849

Creating Section 28.06(2)(a)3131. of the Madison General Ordinances rezoning property from Temp A Agriculture District to R1 Single-Family Residence District and creating Section 28.06(2)(a)3132. of the Madison General Ordinances rezoning property from Temp A Agriculture District to R5 General Residence District. Proposed Use: 35 Single Family Lots, 2 Multi-Family Lots, and 1 Outlot; 1st Aldermanic District: 9201 Midtown Road.

Common Council By Petition Sponsors:

Legislative History			
8/23/05	Attorney's Office/Approval Group	Approved As To Form	
8/23/05	Attorney's Office	Fiscal Note Required / Approval to the Comptroller's Office/Approval Group	
8/23/05	Comptroller's Office/ Approval Group Bohrod	Approved Fiscal Note By The Comptroller's Office to the Attorney's Office	
8/24/05	Attorney's Office	Refer for Introduction	
	Plan Commission; Public Hearings:	Oct. 10 PC, Oct. 18 CC	
9/6/05	COMMON COUNCIL	Refer For Public Hearing to the PLAN COMMISSION	
	Due back at the 10/18/05 Common Council Meeting.		
10/10/05	PLAN COMMISSION	RECOMMEND TO COUNCIL TO ADOPT - PUBLIC HEARING	
	Annroyal recommended subject to the	ne comments and conditions contained in the	

Approval recommended subject to the comments and conditions contained in the Plan Commission materials.

## 9. <u>01850</u>

Creating Section 28.06(2)(a)3127 of the Madison General Ordinances rezoning property from PUD(GDP) Planned Unit Development (General Development Plan) District to Amended PUD(GDP) Planned Unit Development (General Development Plan) District and creating Section 28.06(2)(a)3128 of the Madison General Ordinances rezoning property from Amended PUD(GDP) Planned Unit Development (General Development Plan) District to PUD(SIP) Planned Unit Development (Specific Implementation Plan) District. Proposed Use: Church, Parking Structure, Offices and Mixed-Use Development; 9th Aldermanic District: 9602 Mineral Point Road.

**Sponsors:** Common Council By Petition

#### Legislative History

8/23/05	Attorney's Office/Approval Group	Approved As To Form
8/23/05	Attorney's Office	Fiscal Note Required / Approval to the Comptroller's Office/Approval Group
8/23/05	Comptroller's Office/ Approval Group Bohrod	Approved Fiscal Note By The Comptroller's Office to the Attorney's Office
8/24/05	Attorney's Office	Refer for Introduction
	Plan Commission; Public Hearings:	Oct. 10 PC, Oct. 18 CC
9/6/05	COMMON COUNCIL	Refer For Public Hearing to the PLAN COMMISSION
	Due back at the 10/18/05 Common C	Council Meeting.
10/10/05	PLAN COMMISSION	RECOMMEND TO COUNCIL TO ADOPT - PUBLIC HEARING

Approval recommended subject to the comments and conditions contained in the Plan Commission materials, including the applicant's response to the recommendations of the Pedestrian, Bicycle, Motor Vehicle Commission, including a provision that approval of the development requires the creation of a Transportation Management Association (TMA) for smaller employers and a requirement that all small employers join the TMA.

## 10. <u>01851</u>

Creating Section 28.06(2)(a)3129. of the Madison General Ordinances rezoning property from R3 Single-Family and Two-Family Residence District to PUD(GDP) Planned Unit Development (General Development Plan) District and creating Section 28.06(2)(a)3130 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: 43 Condominium Units; 6th Aldermanic District: 1833 Winnebago Street.

Sponsors:	Common	Council By	Petition
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#### Legislative History

8/23/05	Attorney's Office/Approval Group	Approved As To Form
8/23/05	Attorney's Office	Fiscal Note Required / Approval to the Comptroller's Office/Approval Group
8/23/05	Comptroller's Office/ Approval Group <i>Bohrod</i>	Approved Fiscal Note By The Comptroller's Office to the Attorney's Office
8/24/05	Attorney's Office	Refer for Introduction
	Plan Commission; Public Hearings:	Oct. 10 PC, Oct. 18 CC
9/6/05	COMMON COUNCIL	Refer For Public Hearing to the PLAN COMMISSION
	Due back at the 10/18/05 Common C	Council Meeting.
10/10/05	PLAN COMMISSION	RECOMMEND TO COUNCIL TO REREFER - PUBLIC HEARING to the PLAN COMMISSION

## **END OF PUBLIC HEARINGS**

At this time, the balance of the agenda which has not been acted upon will be moved with the recommended action listed for each items EXCEPT:

1) items which have registrants wishing to speak. 2) items which require an extraordinary (roll call) vote. 3) items which alderperson(s) have separated out for discussion/debate purposes.

#### REPORTS OF OFFICERS

#### REPORT OF ALCOHOL LICENSE REVIEW COMMITTEE

11. <u>02192</u> Alcohol License Review Committee

October 12, 2005, Report of Operator License Applications (New & Renewal)

Legislative History

10/11/05 ALCOHOL LICENSE RECOMMEND TO COUNCIL TO GRANT -

REVIEW COMMITTEE REPORT OF OFFICER

## **REPORT OF BOARD OF ESTIMATES**

NOTE: ALL OF THE BOARD OF ESTIMATES ORDINANCES & RESOLUTIONS WILL BE CONSIDERED AT THEIR 10/17/05 MEETING. THE RECOMMENDATIONS FOR THE FOLLOWING ITEMS WILL BE MADE FROM THE COUNCIL FLOOR.

# 12. <u>02010</u>

Amending the employment agreement with Director of Revenue Ray Fisher by extending the expiration date.

**Sponsors:** Mayor Cieslewicz

Legislative History

9/12/05 Human Resources Fiscal Note Required / Approval to the

Department Comptroller's Office/Approval Group

9/13/05 Comptroller's Office/ Approved Fiscal Note By The Comptroller's

Approval Group Office to the Human Resources Department

Fruit

9/20/05 Human Resources Refer for Introduction

Department

Board of Estimates, Common Council Meeting 10/18/05

10/11/05 COMMON COUNCIL Refer to the BOARD OF ESTIMATES

Due back at the 10/18/05 Common Council Meeting.

10/17/05 BOARD OF ESTIMATES RECOMMEND TO COUNCIL TO ADOPT -

REPORT OF OFFICER

#### 13. 02097

Authorizing that the position of "Overture Center Director" in Compensation Group 21, Range 20, shall be double-filled during the period from October 3, 2005 through November 18, 2005 and that Michael Goldberg shall be provisionally appointed to said position effective October 3, 2005, at an annual rate of \$100,000.

**Sponsors:** Mayor Cieslewicz

#### Legislative History

9/29/05	Human Resources Department	Fiscal Note Required / Approval to the Comptroller's Office/Approval Group
9/30/05	Comptroller's Office/ Approval Group	Approved Fiscal Note By The Comptroller's Office to the Human Resources Department

Simon

9/30/05 Human Resources Refer for Introduction

Department

Board of Estimates (for Special Meeting of 10/17/05), Personnel Board

10/11/05 COMMON COUNCIL Refer to the BOARD OF ESTIMATES

BOE to consider this item on 10/17/05. Additional Referral(s): Personnel Board.

10/11/05 BOARD OF ESTIMATES Refer to the PERSONNEL BOARD

10/12/05 PERSONNEL BOARD Return to Lead with the Recommendation

for Approval to the BOARD OF ESTIMATES

10/17/05 BOARD OF ESTIMATES RECOMMEND TO COUNCIL TO ADOPT -

REPORT OF OFFICER

#### 14. 02098

Authorizing the Mayor and City Clerk to execute a Labor Agreement between the City of Madison and Dane County Municipal Employees, AFSCME, AFL-CIO, for the period of January 1, 2004 through December 31, 2005 and amending the 2005 Operating Budget to appropriate \$1,392,000 to fund associated wage and benefit costs.

Mayor Cieslewicz Sponsors:

## Legislative History

9/29/05 **Human Resources** Fiscal Note Required / Approval to the Department Comptroller's Office/Approval Group

10/4/05 Comptroller's Office/ Approved Fiscal Note By The Comptroller's

Approval Group Office to the Human Resources Department

Brasser

10/5/05 **Human Resources** Refer for Introduction

Department

Board of Estimates (for 10/17/05 meeting), Personnel Board

10/11/05 COMMON COUNCIL Refer to the BOARD OF ESTIMATES

BOE to consider this item on 10/17/05. Due back at the 10/18/05 Common

Council Meeting. Additional Referral(s): Personnel Board.

10/17/05 **BOARD OF ESTIMATES** RECOMMEND TO COUNCIL TO ADOPT

(15 VOTES REQUIRED) - REPORT OF

REPORT OF OFFICER

**OFFICER** 

#### 15. 02128

Adopting and confirming the Labor Agreement between the City of Madison and Dane County, Wisconsin Municipal Employees Local 60, AFSCME, AFL-CIO from January 1, 2004 to December 31, 2005.

Mayor Cieslewicz Sponsors:

#### Legislative History

1

10/17/05

10/5/05	Attorney's Office/Approval Group	Approved As To Form
10/5/05	Attorney's Office	Fiscal Note Required / Approval to the Comptroller's Office/Approval Group
10/5/05	Comptroller's Office/ Approval Group Brasser	Approved Fiscal Note By The Comptroller's Office to the Attorney's Office
10/5/05	Attorney's Office	Refer for Introduction
	Board of Estimates (10/17/05), Com	mon Council Meeting 10/18/05
10/11/05	COMMON COUNCIL	Refer to the BOARD OF ESTIMATES
	Due back at the 10/18/05 Common C	Council Meeting.
10/17/05	BOARD OF ESTIMATES	RECOMMEND TO COUNCIL TO ADOPT -

# REPORT OF COMMON COUNCIL ORGANIZATIONAL COMMITTEE

16. <u>01839</u>

Amending, creating and repealing various sections of the Madison General Ordinances to correct inconsistencies and improper references in the Madison General Ordinances, constituting the 2005 City Attorney Revisor's Ordinance.

**Sponsors:** Common Council By Request

Legis	lative	History

8/22/05	Attorney's Office/Approval Group	Approved As To Form
8/22/05	Attorney's Office	Fiscal Note Required / Approval to the Comptroller's Office/Approval Group
8/29/05	Comptroller's Office/ Approval Group Simon	Approved Fiscal Note By The Comptroller's Office to the Attorney's Office
8/29/05	Attorney's Office	Refer for Introduction
	Common Council Organizational C	Committee
9/6/05	COMMON COUNCIL	Refer to the COMMON COUNCIL ORGANIZATIONAL COMMITTEE
10/11/05	COMMON COUNCIL ORGANIZATIONAL COMMITTEE	RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER

# 17. <u>01855</u>

SUBSTITUTE - Amending Section 3.62(2) and repealing Section 3.62(3)(b) of the Madison General Ordinances to modify the composition of the Commission on People with Disabilities.

**Sponsors:** Mayor Cieslewicz

COMMON COUNCIL

ORGANIZATIONAL

COMMITTEE

# Legislative History

9/6/05

	<del></del>	
8/23/05	Attorney's Office/Approval Group	Approved As To Form
8/23/05	Attorney's Office	Fiscal Note Required / Approval to the Comptroller's Office/Approval Group
8/23/05	Comptroller's Office/ Approval Group Bohrod	Approved Fiscal Note By The Comptroller's Office to the Attorney's Office
8/24/05	Attorney's Office	Refer for Introduction
	Common Council Organizational Co Disabilities	ommittee, Commission on People with
9/6/05	COMMON COUNCIL	Refer to the COMMON COUNCIL ORGANIZATIONAL COMMITTEE
	Additional Referral(s): Commission on People with Disabilities	

Refer to the COMMISSION ON PEOPLE

WITH DISABILITIES

9/22/05	COMMISSION ON PEOPLE	Return to Lead with the Following
	WITH DISABILITIES	Recommendation(s) to the COMMON
		COUNCIL ORGANIZATIONAL
		COMMITTEE

Assistant City Attorney Roger Allen was present to address questions regarding the proposal.

The proposal is intended to have cross representation on the CPD, EOC and AAC. The Commission discussed the application of the proposed ordinance. The language in the proposal was well-intended but seemed to imply that one person with dual membership on both CPD and AAC or the EOC could cross-represent the commissions. Therefore, as few as one person or as many as six would satisfy the requirements of the ordinance.

The discussion also included the possible unintended effect of reducing the numbers of individuals with disabilities on the CPD, diminishing the CPD's ability to serve people with disabilities in this community.

The Commission also discussed that, in the proposed ordinance, the CPD would continue to have 11 members and 2 alternates, while both the AAC and EOC have 13 full members. The Commission discussed that the requirement of alternate members on the CPD may go back to an outdated and false assumption that CPD members may have attendance difficulties. This assumption is opposed to the mission of the CPD. The Commission also discussed a concern about having the same person, rather than a different person, fill all three positions, one on the CPD, one on the AAC and one on the EOC. The CPD proposed a substitute ordinance that put the CPD on the same level as the AAC and the EOC in the area of alternate members and addressed the concern about having one member fill all three positions. This substitute: (1) required that a different member fill the EOC and AA representative positions on the Commission, (2) strengthened the CPD by eliminating Alternate Members and replacing them with Adult City Resident Members and (3) added the word "Boards" to the ordinance

10/4/05	Attorney's Office/Approval Group Substitute.	Approved As To Form
10/4/05	Attorney's Office	Fiscal Note Required / Approval to the Comptroller's Office/Approval Group
10/5/05	Comptroller's Office/ Approval Group	Approved Fiscal Note By The Comptroller's Office to the Attorney's Office/Approval Group
	Bohrod	
10/5/05	Attorney's Office/Approval Group	Substitute Created to the COMMON COUNCIL ORGANIZATIONAL COMMITTEE
10/11/05	COMMON COUNCIL ORGANIZATIONAL COMMITTEE	RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER

# REPORT OF EQUAL OPPORTUNITIES COMMISSION

18. <u>00230</u>

Amending Section 3.60(2) of the Madison General Ordinances to permit that the Reverend Doctor Martin Luther King, Jr. Humanitarian Award may be presented to non-City of Madison residents.

Sponsors:	Brian Benford	
<u>Legislative H</u>	<u>listory</u>	
1/11/05	Attorney's Office	Fiscal Note Required / Approval to the Comptroller's Office/Approval Group
1/13/05	Comptroller's Office/ Approval Group Approved by Bohrod	Approved Fiscal Note By The Comptroller's Office to the Attorney's Office
1/13/05	Attorney's Office	Refer for Introduction
	Equal Opportunities Commission	
1/18/05	COMMON COUNCIL	Refer to the EQUAL OPPORTUNITIES COMMISSION
1/18/05	COMMON COUNCIL	Refer to the AFFIRMATIVE ACTION COMMISSION
1/18/05	COMMON COUNCIL	Refer to the HUMANITARIAN AWARD COMMITTEE - REV DR MARTIN LUTHER KING JR
2/7/05	HUMANITARIAN AWARD COMMITTEE - REV DR MARTIN LUTHER KING JR	Return to Lead with the Following Recommendation(s) to the EQUAL OPPORTUNITIES COMMISSION
2/8/05	AFFIRMATIVE ACTION COMMISSION	RECOMMEND TO COUNCIL TO REREFER - REPORT OF OFFICER to the COMMON COUNCIL
	recommended to Council to refer	residents to be eligible. Motion passed
4/14/05	EQUAL OPPORTUNITIES COMMISSION	RECOMMEND TO COUNCIL WITH THE FOLLOWING RECOMMENDATIONS - REPORT OF OFFICER
	eligible for the County Award. Me that the new language should get term and that the Commission add Discussion followed. Roger Allen being recommended. Bayrd voice	Id live in the City and those who don't are orrison seconded with a friendly amendment away from use of citizen, resident is a better opt the motion with the language change.  was consulted as to why the changes were opposition to the amendment as she felt that non-city residents who did the work and
10/11/05	AFFIRMATIVE ACTION COMMISSION	Return to Lead with the Recommendation for Approval to the EQUAL OPPORTUNITIES COMMISSION

## **REPORT OF PLAN COMMISSION**

**19.** Approving the preliminary plat/final plat of Hawks Ridge Estates located at 9201 Mid-Town Road. 1st Ald. Dist.

**Sponsors:** Common Council By Request

#### Legislative History

<u>Legislative History</u>			
7/5/05	PLAN COMMISSION	Fiscal Note Required / Approval to the Comptroller's Office/Approval Group	
7/12/05	Comptroller's Office/ Approval Group Bohrod	Approved Fiscal Note By The Comptroller's Office to the PLAN COMMISSION	
7/13/05	PLAN COMMISSION	Refer to the PLAN COMMISSION	
7/18/05	PLAN COMMISSION	Rerefer to the PLAN COMMISSION	
10/10/05	PLAN COMMISSION	RECOMMEND TO COUNCIL TO ADOPT UNDER SUSPENSION OF RULES 2.04, 2.05, 2.24, & 2.25 - REPORT OF OFFICER	

Approval of the preliminary plat recommended subject to the comments and conditions contained in the Plan Commission materials.

**20.** Approving the final plat of "Blackhawk Church Town Center" located at 9602 Mineral Point Road. 9th Ald. Dist.

**Sponsors:** Common Council By Request

#### Legislative History

<u> </u>			
9/28/05	PLAN COMMISSION	Fiscal Note Required / Approval to the Comptroller's Office/Approval Group	
9/28/05	Comptroller's Office/ Approval Group Bohrod	Approved Fiscal Note By The Comptroller's Office to the PLAN COMMISSION	
10/4/05	PLAN COMMISSION	Refer to the PLAN COMMISSION	
10/10/05	PLAN COMMISSION	RECOMMEND TO COUNCIL TO ADOPT UNDER SUSPENSION OF RULES 2.04, 2.05, 2.24, & 2.25 - REPORT OF OFFICER	

Approval of the final plat recommended subject to the comments and conditions contained in the Plan Commission materials.

## 21. 02091

Approving a Certified Survey Map of property owned by John R. & Karen A. Dowling at 941 Pontiac Trail. 10th Ald. Dist.

**Sponsors:** Common Council By Request

Legislative History

9/28/05 PLAN COMMISSION Fiscal Note Required / Approval to the

Comptroller's Office/Approval Group

9/28/05 Comptroller's Office/ Approved Fiscal Note By The Comptroller's

Approval Group Office to the PLAN COMMISSION

Bohrod

10/3/05 PLAN COMMISSION Refer to the PLAN COMMISSION

10/10/05 PLAN COMMISSION RECOMMEND TO COUNCIL TO ADOPT

UNDER SUSPENSION OF RULES 2.04, 2.05, 2.24, & 2.25 - REPORT OF OFFICER

The Commission found that the standards were met and granted approval subject

to the comments and conditions and the following condition:
-That the applicant receive approval from the Madison Fire Department of a plan

for identification of the residence on the deep residential lot.

## REFERRED TO THIS MEETING

## **APPOINTMENTS**

02117

22.

Report of the Mayor submitting citizen committee appointments (introduced 10-11-05; action 10-18-05)

Legislative History

10/3/05 Mayor's Office Refer for Introduction

Common Council Mtg. 10-18-2005.

10/11/05 COMMON COUNCIL Refer to a future Meeting to Confirm

Confirm at the 10/18/05 Common Council Meeting.

#### **ORDINANCES**

#### 23. 02209

Amending Section 2.01(1), Meetings, of the Madison General Ordinances, providing for an additional budget meeting on November 16, 2005 and November 17, 2005, if necessary, each starting at 7:00 p.m.

**Sponsors:** Kenneth Golden and Paul J. Van Rooy

Legislative History

10/11/05 COMMON COUNCIL Refer to a future Meeting to Adopt

Adopt at the 10/18/05 Common Council Meeting.

10/12/05 Attorney's Office/Approval Group

10/12/05 Attorney's Office Fiscal Note Required / Approval to the Comptroller's Office/Approval Group

10/12/05 Comptroller's Office/ Approved Fiscal Note By The Comptroller's

Approval Group Office to the Attorney's Office

Simon

10/12/05 Attorney's Office Refer for Introduction

Common Council Meeting, 10/18/05

## **RESOLUTIONS**

#### 24. 02074

SUBSTITUTE - Authorizing the Mayor and City Clerk to execute amendments to the Operation and Cooperation Agreement with Madison Cultural Arts District and to the Option Agreement with Overture Development Cooperation; to execute a credit agreement with a financial institution selected to restructure the Overture Center construction financing; and to execute such other documents that may be deemed necessary by the City Attorney to implement the transaction.

<u>Sponsors:</u> Michael E. Verveer and Noel T. Radomski

# Legislative History

9/20/05	COMMON COUNCIL  Additional Referral(s): Comptroller	Refer to the BOARD OF ESTIMATES (for fiscal note)
9/21/05	BOARD OF ESTIMATES	Fiscal Note Required / Approval to the Comptroller's Office/Approval Group
	send back to BOE	
10/6/05	Comptroller's Office/ Approval Group Brasser	Approved Fiscal Note By The Comptroller's Office to the BOARD OF ESTIMATES
10/10/05	BOARD OF ESTIMATES	RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER
10/11/05	COMMON COUNCIL	Refer to a future Meeting to Adopt

Adopt at the 10/18/05 Common Council Meeting.

# 25. <u>02129</u>

Authorizing the Mayor and City Clerk to sign a Project Agreement with the State of Wisconsin Department of Transportation, for the City to perform work related to the state's TraCS software suite "e-citation" program.

Sponsors: Paul E. Skidmore

Legislative History

10/5/05 Attorney's Office Fiscal Note Required / Approval to the

Comptroller's Office/Approval Group

10/5/05 Comptroller's Office/ Fiscal Note Pending to the Attorney's Office

Approval Group

Simon

10/5/05 Attorney's Office Refer for Introduction

Comptroller (for fiscal note), Common Council Meeting 10/18/05

10/10/05 Clerk's Office Fiscal Note Required / Approval to the

Comptroller's Office/Approval Group

Send back to Common Council after approval.

10/11/05 COMMON COUNCIL Refer to a future Meeting to Adopt

Adopt at the 10/18/05 Common Council Meeting.

#### **NEW BUSINESS**

## **ORDINANCES**

# **26**. <u>02198</u>

Adopting and confirming the Labor Agreement between the City of Madison, Local 60, AFSCME, AFL-CIO, Professional Librarian Unit from January 1, 2004 to December 31, 2005.

Sponsors:	Mayor Cieslewicz	
Legislative Hi	<u>story</u>	
10/12/05	Attorney's Office/Approval Group	Approved As To Form
10/12/05	Attorney's Office	Fiscal Note Required / Approval to the Comptroller's Office/Approval Group
10/12/05	Comptroller's Office/ Approval Group Brasser	Approved Fiscal Note By The Comptroller's Office to the Attorney's Office
10/12/05	Attorney's Office  Board of Estimates	Refer for Introduction
	Board of Estimates	

# **27.** <u>02199</u>

Adopting and confirming the Labor Agreement between the City of Madison and Local 60, AFSCME, AFL-CIO, Para-Professional Library Unit from January 1, 2004 to December 31, 2005.

Sponsors: Mayor Cieslewicz

#### Legislative History

10/12/05 Attorney's Office/Approval Approved As To Form

Group

10/12/05 Attorney's Office Fiscal Note Required / Approval to the

Comptroller's Office/Approval Group

10/12/05 Comptroller's Office/ Approved Fiscal Note By The Comptroller's

Approval Group Office to the Attorney's Office

Brasser

10/12/05 Attorney's Office Refer for Introduction

Board of Estimates

## 28. 02201

Adopting and confirming the Labor Agreement between the City of Madison and Local 236, LIUNA, AFL-CIO from January 1, 2004 to December 31, 2005.

**Sponsors:** Mayor Cieslewicz

#### Legislative History

10/12/05 Attorney's Office/Approval Approved As To Form

Group

10/12/05 Attorney's Office Fiscal Note Required / Approval to the

Comptroller's Office/Approval Group

10/12/05 Comptroller's Office/ Approved Fiscal Note By The Comptroller's

Approval Group Office to the Attorney's Office

Brasser

10/12/05 Attorney's Office Refer for Introduction

Board of Estimates

#### **29. 02203**

Adopting and confirming the Labor Agreement between the City of Madison and Local 311, IAFF, AFL-CIO from January 1, 2004 to December 31, 2005.

**Sponsors:** Mayor Cieslewicz

## Legislative History

10/12/05 Attorney's Office/Approval Approved As To Form

Group

10/12/05 Attorney's Office Fiscal Note Required / Approval to the

Comptroller's Office/Approval Group

10/12/05 Comptroller's Office/ Approved Fiscal Note By The Comptroller's

Approval Group Office to the Attorney's Office

Brasser

10/12/05 Attorney's Office Refer for Introduction

Board of Estimates

## 30. <u>02205</u>

Amending Section 1.08(3)(a). of the Madison General Ordinances to increase several bail deposit amounts.

**Sponsors:** Mayor Cieslewicz

Legislative History

10/12/05 Attorney's Office/Approval Approved As To Form

Group

10/12/05 Attorney's Office Fiscal Note Required / Approval to the

Comptroller's Office/Approval Group

10/12/05 Comptroller's Office/ Approved Fiscal Note By The Comptroller's

Approval Group Office to the Attorney's Office

Bohrod

10/12/05 Attorney's Office Refer for Introduction

Downtown Coordinating Committee; Pedestrian/Bicycle/Motor Vehicle

Commission

#### 31. 02206

Amending Section 9.50(2) of the Madison General Ordinances to increase dog licenses.

**Sponsors:** Mayor Cieslewicz

Legislative History

10/12/05 Attorney's Office/Approval Approved As To Form

Group

10/12/05 Attorney's Office Fiscal Note Required / Approval to the

Comptroller's Office/Approval Group

10/12/05 Comptroller's Office/ Approved Fiscal Note By The Comptroller's

Approval Group Office to the Attorney's Office

Bohrod

10/12/05 Attorney's Office Refer for Introduction

Common Council Meeting 11/8/05

#### 32. 02207

Adopting and confirming the City of Madison Comprehensive Plan.

**Sponsors:** Mayor Cieslewicz

Legislative History

10/12/05 Attorney's Office/Approval Approved As To Form

Group

10/12/05 Attorney's Office Fiscal Note Required / Approval to the

Comptroller's Office/Approval Group

10/12/05 Comptroller's Office/ Fiscal Note Pending to the Attorney's Office

Approval Group

Bohrod

10/12/05 Attorney's Office Refer for Introduction

Plan Commission; Long Range Transportation Planning Commission; Urban Design Commission; Park Commission; Economic Development Commission;

Housing Committee; Board of Estimates

#### 33. 02217

Amending 3.51(4)(k)3. of the Madison General Ordinances changing the makeup of the Contracted Services Oversight Subcommittee by adding a member representing the City of Verona and deleting a member representing Shorewood Hills.

Noel T. Radomski Sponsors:

#### Legislative History

10/13/05

•		
10/12/05	Attorney's Office/Approval Group	Approved As To Form
10/12/05	Attorney's Office	Fiscal Note Required / Approval to the Comptroller's Office/Approval Group
10/13/05	Comptroller's Office/ Approval Group Bohrod	Approved Fiscal Note By The Comptroller's Office to the Attorney's Office

Refer for Introduction

Attorney's Office

Transit & Parking Commission

#### **RESOLUTIONS**

#### 34. <u>02186</u>

To authorize the Mayor and City Clerk to enter into a 1-year contract on behalf of the City with Sprint Solutions, Inc., d/b/a Sprint, formerly doing business as Nextel Communications, for wireless phone equipment and related services, for the police department and other departments requiring such service.

Sponsors:	Paul E. Skidmore	
Legislative His	story_	
10/10/05	Attorney's Office	Fiscal Note Required / Approval to the Comptroller's Office/Approval Group
10/11/05	Comptroller's Office/ Approval Group Referred for editing.	Refer to the Police Department
10/11/05	Police Department  Board of Estimates	Fiscal Note Required / Approval to the Comptroller's Office/Approval Group
10/11/05	Comptroller's Office/ Approval Group Simon	Fiscal Note Pending to the Attorney's Office
10/12/05	Attorney's Office  Board of Estimates and 11/8/05 CC	Refer for Introduction  Mtg

## 35. <u>02190</u>

Providing for a change on the Official Map of the City of Madison, which will add a proposed public street reservation for the widening of North and South Broom Street on platted lands, located in part of the Northeast 1/4 of Section 23, Town 07 North, Range 09 East, City of Madison, Dane County, Wisconsin. (4th AD)

Sponsors: Michael E. Verveer

Legislative History

10/11/05 Engineering Division Fiscal Note Required / Approval to the

Comptroller's Office/Approval Group

10/11/05 Comptroller's Office/ Approved Fiscal Note By The Comptroller's

Office to the BOARD OF PUBLIC WORKS

Brill

Approval Group

10/11/05 Engineering Division Refer for Introduction

Board of Public Works, Plan Commission, Ped-Bike Motor Vehicle Commission, Long Range Transportation Planning Commission. Common Council Public

Hearing & Adoption 11/29/05.

36. <u>021</u>96

Authorizing the Mayor and the City Clerk to enter into an agreement with Dane County to provide Group Access Service for the City of Madison for the calendar years 2006, 2007, 2008, 2009, 2010.

Sponsors: Jed Sanborn, Kenneth Golden and Noel T. Radomski

Legislative History

10/12/05 Transit Utility Fiscal Note Required / Approval to the

Comptroller's Office/Approval Group

10/12/05 Comptroller's Office/ Approved Fiscal Note By The Comptroller's

Approval Group Office to the Transit Utility

Bohrod

10/12/05 Transit Utility Refer for Introduction

Transit and Parking Commission, Board of Estimates

#### **37. 02197**

Authorizing the Mayor and City Clerk to enter into an agreement with Dane County to amend the 2005 contract for the purpose of providing the City with MA Waiver Community Integration Program (CIP), to offset approximately 60% of the cost of eligible paratransit trips provided by Metro Transit in calendar year 2005.

**Sponsors:** Jed Sanborn, Kenneth Golden and Noel T. Radomski

Legislative History

10/12/05 Transit Utility Fiscal Note Required / Approval to the

Comptroller's Office/Approval Group

10/12/05 Comptroller's Office/ Approved Fiscal Note By The Comptroller's

Approval Group Office to the Transit Utility

Bohrod

10/12/05 Transit Utility Refer for Introduction

Transit and Parking Commission, Board of Estimates

## 38. <u>02200</u>

Authorizing the Mayor and the City Clerk to enter into an agreement with Dane County for the following purposes in the calendar year 2006: (1) providing the Transit Utility with MA Waiver Community Integration Program (CIP) funding and State 85.21 funding by Dane County for the provision of paratransit services; (2) providing Dane County with State 85.20 funding by the Transit Utility for the County's provision of accessible transportation for persons unable to use the Transit Utility's paratransit services within its service area.

Sponsors: Jed Sanborn, Kenneth Golden and Noel T. Radomski

## Legislative History

10/12/05 Transit Utility Fiscal Note Required / Approval to the

Comptroller's Office/Approval Group

10/12/05 Comptroller's Office/ Approved Fiscal Note By The Comptroller's

Approval Group Office to the Transit Utility

**Bohrod** 

10/12/05 Transit Utility Refer for Introduction

Transit and Parking Commission, Board of Estimates

#### 39. <u>02202</u>

Accepting an Offer to Purchase from Kennedy Point, LLC, for the purchase of Cityowned surplus parcels of land located on Eastwood Drive and First Street.

Sponsors: Judy K. Olson

#### Legislative History

10/12/05 Community and Economic Fiscal Note Required / Approval to the

Development Unit Comptroller's Office/Approval Group

10/12/05 Comptroller's Office/ Approved Fiscal Note By The Comptroller's

Approval Group Office to the Community and Economic

Development Unit

Bohrod

10/12/05 Community and Economic Refer for Introduction

**Development Unit** 

Board of Estimates, Plan Commission

## 40. <u>02204</u>

Accepting an Offer to Sell from B and B Family Limited Partnership and Robert A. Blettner for approximately 52.05 acres of wetlands and 12.40 acres of uplands for park and open space for the Starkweather Creek Open Space located in the Madison Corporate Center plat.

Sponsors: Mayor Cieslewicz, Larry Palm and Judy K. Olson

#### Legislative History

10/12/05 Community and Economic Fiscal Note Required / Approval to the

Development Unit Comptroller's Office/Approval Group

10/12/05 Comptroller's Office/ Approved Fiscal Note By The Comptroller's

Approval Group Office to the Community and Economic

**Development Unit** 

Fruit

10/12/05 Community and Economic

Development Unit

Refer for Introduction

Board of Estimates, Plan Commission

## 41. <u>02208</u>

Authorizing the Mayor and City Clerk to execute a Labor Agreement between the City of Madison and Local 60, AFSCME, AFL-CIO, Professional Library Unit, for the period of January 1, 2004 through December 31, 2005 and amending the 2005 Operating Budget to appropriate \$84,000 to fund associated wage and benefit costs.

**Sponsors:** Mayor Cieslewicz

Legislative History

10/12/05 Attorney's Office Fiscal Note Required / Approval to the

Comptroller's Office/Approval Group

10/12/05 Comptroller's Office/ Approved Fiscal Note By The Comptroller's

Approval Group Office to the Attorney's Office

Brasser

10/12/05 Attorney's Office Refer for Introduction

Board of Estimates

#### 42. 02210

Authorizing the Mayor and City Clerk to execute a Labor Agreement between the City of Madison and Local 60, AFSCME, AFL-CIO, Para-Professional Library Unit, for the period of January 1, 2004 through December 31, 2005 and amending the 2005 Operating Budget to appropriate \$95,000 to fund associated wage and benefit costs.

**Sponsors:** Mayor Cieslewicz

Legislative History

10/12/05 Attorney's Office Fiscal Note Required / Approval to the

Comptroller's Office/Approval Group

10/12/05 Comptroller's Office/ Approved Fiscal Note By The Comptroller's

Approval Group Office to the Attorney's Office

Brasser

10/12/05 Attorney's Office Refer for Introduction

Board of Estimates

#### 43. <u>02211</u>

Accepting an Offer to Sell from Timothy and Denise Jackson for the property located at 4930 Lien Road, which is required for the Lien Road reconstruction project.

**Sponsors:** Santiago Rosas

Legislative History

10/12/05 Community and Economic Fiscal Note Required / Approval to the

Development Unit Comptroller's Office/Approval Group

10/12/05 Comptroller's Office/ Approved Fiscal Note By The Comptroller's

Approval Group Office to the Community and Economic

**Development Unit** 

Bohrod

10/12/05 Community and Economic Refer for Introduction

**Development Unit** 

Board of Public Works, Plan Commission

## 44. <u>02212</u>

Authorizing the Mayor and City Clerk to execute a Labor Agreement between the City of Madison and Local 311, IAFF, AFL-CIO, for the period of January 1, 2004 through December 31, 2005 and amending the 2005 Operating Budget to appropriate \$747,000 to fund associated wage and benefit costs.

**Sponsors:** Mayor Cieslewicz

Legislative History

10/12/05 Attorney's Office Fiscal Note Required / Approval to the

Comptroller's Office/Approval Group

10/12/05 Comptroller's Office/ Approved Fiscal Note By The Comptroller's

Office to the Attorney's Office

Brasser

10/12/05 Attorney's Office Refer for Introduction

Board of Estimates

Approval Group

#### 45. 02213

Authorizing the Mayor and City Clerk to execute a Labor Agreement between the City of Madison and Local 236, LIUNA, AFL-CIO, for the period of January 1, 2004 through December 31, 2005 and amending the 2005 Operating Budget to appropriate \$480,000 to fund associated wage and benefit costs.

**Sponsors:** Mayor Cieslewicz

Legislative History

10/12/05 Attorney's Office Fiscal Note Required / Approval to the

Comptroller's Office/Approval Group

10/12/05 Comptroller's Office/ Approved Fiscal Note By The Comptroller's

Approval Group Office to the Attorney's Office

Brasser

10/12/05 Attorney's Office Refer for Introduction

Board of Estimates

#### 46. <u>02216</u>

Authorizing the Mayor and the City Clerk to enter into agreements with Badger Cab, Badger Bus Lines, Inc., Laidlaw Transit Services, Inc., and Transit Solutions, Inc., for the purpose of providing Complementary Paratransit Services to Metro Transit for a term of three years ending December 31, 2008, with an option for years 2009 and 2010.

Sponsors: Noel T. Radomski

Legislative History

10/12/05 Transit Utility Fiscal Note Required / Approval to the

Comptroller's Office/Approval Group

10/13/05 Comptroller's Office/ Approved Fiscal Note By The Comptroller's

Approval Group Office to the Transit Utility

Bohrod

10/13/05 Transit Utility Refer for Introduction

Transit and Parking Commission, Board of Estimates

#### **LICENSES**

47. <u>02169</u> Public Hearing - Transfer of License

Mir Nateghi • dba Caspian Cafe & Catering • estimated capacity of 60

610 University Avenue • Transfer from 17 University Square

Class B Beer • 1% alcohol, 99% food

Legislative History

10/10/05 ALCOHOL LICENSE

Refer for Introduction

Refer for Introduction

REVIEW COMMITTEE

Alcohol License Review Committee P.H., Common Council Meeting 12/13/05.

48. <u>02172</u> Public Hearing - New License

Mir Nateghi • dba Caspian Cafe & Catering • estimated capacity of 60 610 University Avenue • Class C Wine • 1% alcohol, 99% food

Legislative History

10/10/05 ALCOHOL LICENSE

REVIEW COMMITTEE

Alcohol License Review Committee P.H., Common Council Meeting 12/13/05.

**49.** Public Hearing - New License

Cool Runnings Nikelwa LLC • dba Cool Runnings • estimated capacity of 100

320 N. Randall Avenue • Agent: Edwin B. Richards

Class B Combination Liquor & Beer • 40% alcohol, 50% food

Legislative History

10/10/05 ALCOHOL LICENSE Refer for Introduction

**REVIEW COMMITTEE** 

Alcohol License Review Committee P.H., Common Council Meeting 12/13/05.

**50.** Public Hearing - New License

GHL II LLC • dba Monona Market

4624 Monona Drive • Agent: Jagdish Agrawal • Class A Liquor

Legislative History

10/10/05 ALCOHOL LICENSE Refer for Introduction

**REVIEW COMMITTEE** 

Alcohol License Review Committee P.H., Common Council Meeting 12/13/05.

## **CLAIMS - REFER TO RISK MANAGER**

51. 02121 NOTICE OF CLAIM: H. Nevel, 106 Soho Street, Brooklyn - property damage - \$1,872.

56.

52. 02188 NOTICE OF CLAIM: C. Andersen, 5536 Shannon Way, Waunakee - property damage -

\$250.00.

COMMON COUNCIL		Meeting Agenda - Final	October 18, 2005
53.	<u>02189</u>	NOTICE OF CLAIM: A. Lomax, 338 W. Wilson Street - property damage - \$8	45.17.
54. 02195 NOTICE OF CLAIM: J. Zemlicka, 449 Hawthorne Court #11 - property damage - \$1,909.27.		ge -	