



City of Madison Proceedings - Final COMMON COUNCIL

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

Tuesday, November 8, 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

Roll Call at 6:30 p.m., Mayor Cieslewicz in the chair.

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

SUSPEND THE RULES

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

A motion was made by Council President Van Rooy, seconded by President Pro Tem Rosas, to Suspend the Rules. The motion passed by acclamation.

SPECIAL ORDER OF BUSINESS

1. [02283](#) Commending Madison City Channel on winning a national award at the NATOA 20th Annual Government Programming Awards.

A motion was made by Council President Van Rooy, seconded by President Pro Tem Rosas, to Adopt. The motion passed by acclamation.

Enactment No: RES-05-00853

2. [02311](#) Commending the employees of the Streets and Motor Equipment Divisions for their extra-ordinary work in implementing the single stream recycling program.
- A motion was made by Council President Van Rooy, seconded by Ald. Verveer, to Adopt. The motion passed by acclamation.**
- Enactment No: RES-05-00854

PETITIONS AND COMMUNICATIONS

None received by the agenda deadline.

BUSINESS BY THE MAYOR

3. [02325](#) Report of the Mayor submitting citizen committee appointments (introduced 11-8-05; action 11-29-05)
- A motion was made by Council President Van Rooy, seconded by Ald. Verveer, to Refer to a future Meeting to Confirm for November 29, 2005. The motion passed by acclamation.**

RECESSED PUBLIC HEARINGS - BEGIN AT 6:45 PM

4. [00338](#) Approving plans, specifications, and schedule of assessments for Interstate Commerce Park-Phase 1 Assessment District-2005, and amending the 2005 Capital Budget by \$1,770,360. (17th AD)
- Public Hearing Recessed. Adopt at the 11/29/05 Common Council Meeting.*
- A motion was made by Council President Van Rooy, seconded by Ald. Sanborn, to Rerefer for Recessed Public Hearing to the COMMON COUNCIL, due back on November 29, 2005. The motion passed by acclamation.**
5. [00912](#) Approving Plans, Specifications, And Schedule Of Assessments For Lien Road Assessment District - 2005
- Public Hearing Recessed. Adopt at the 1/17/2006 Common Council Meeting.*
- A motion was made by Council President Van Rooy, seconded by President Pro Tem Rosas, to Rerefer for Recessed Public Hearing to the COMMON COUNCIL, due back on January 17, 2006. The motion passed by acclamation.**

REPORT OF PLAN COMMISSION

6. [01359](#) AMENDED SUBSTITUTE - Creating Section 28.10(6) of the Madison General Ordinances to establish a Research and Development Center District.
- A motion was made by Ald. Golden, seconded by Ald. Konkel, to Adopt and Close the Public Hearing with the following amendments: add "on the street" after "parking" in 6 (a); add "on and" before "off street parking" under 2 (a); add "Coffee Shops" under "Permitted Uses". The motion passed by acclamation.**
- Enactment No: ORD-05-00180

7. [01702](#) Creating Section 28.06(2)(a)3117 of the Madison General Ordinances rezoning property from M1 Limited Manufacturing District to C3 Highway Commercial District. Proposed Use: New Credit Union with Drive-Up Tellers; 5th Aldermanic District: 1433 Monroe Street.
- A motion was made by Council President Van Rooy, seconded by Ald. Verveer, to Adopt and Close the Public Hearing. The motion passed by acclamation.**
- Enactment No:** ORD-05-00171

PUBLIC HEARINGS - BEGIN AT 6:45 PM

8. [02156](#) 2006 Executive Operating Budget and amendments.
- 5 Registrant(s) in support wishing to speak; 4 Registrant(s) in opposition wishing to speak; 4 Registrant(s) in support not wishing to speak. Public Hearing Recessed. Adopt as amended at the 11/15/05 Common Council Meeting.*
- A motion was made by Council President Van Rooy, seconded by Ald. Konkel, to Rerefer for Recessed Public Hearing to the COMMON COUNCIL, due back on November 15, 2005. The motion passed by acclamation.**
9. [02168](#) To Approve the schedule of Special Charges for the State Street Mall/Capitol Concourse for 2004/05 Maintenance Charges.
- 1 Registrant(s) in opposition not wishing to speak.*
- A motion was made by Council President Van Rooy, seconded by Ald. Verveer, to Adopt and Close the Public Hearing. The motion passed by acclamation.**
- Enactment No:** RES-05-00881

REPORT OF ALCOHOL LICENSE REVIEW COMMITTEE

10. [02015](#) Public Hearing - New License
Puav Pheej, LLC • dba Taste of Asia • estimated capacity of 140
2817 E. Washington Avenue • Agent: Peng Her
Class B Beer, Class C Wine • 10% alcohol, 90% food
- A motion was made by Council President Van Rooy, seconded by Ald. Verveer, to Grant and Close the Public Hearing. The motion passed by acclamation.**
11. [02016](#) Public Hearing - New License
Capitol Centre Foods, Inc. • dba Capitol Centre Foods
111 N. Broom Street • Agent: John Leemkuil
Class A Beer
- A motion was made by Council President Van Rooy, seconded by Ald. Verveer, to Grant and Close the Public Hearing. The motion passed by acclamation.**

12. [02017](#) Public Hearing - New License
Namasivayam Mahendran • dba Mahen's Liquor
4276 East Towne Boulevard
Class A Liquor, Class A Beer
A motion was made by Council President Van Rooy, seconded by Ald. Verveer, to Grant and Close the Public Hearing. The motion passed by acclamation.
13. [02018](#) Public Hearing - New License
T&M's Vietnamese Cuisine, LLC • dba T&M's Vietnamese Cuisine • cap. 284
439 Grand Canyon Drive • Agent: Mali Tran
Class B Combination Liquor & Beer • 30% alcohol, 70% food
A motion was made by Council President Van Rooy, seconded by Ald. Verveer, to Grant and Close the Public Hearing. The motion passed by acclamation.
14. [02019](#) Public Hearing - New License
Fast Forward Skate Center, Inc. • dba Fast Forward Skate Center • cap. 600
4649 Verona Road • Agent: Allen Kapugi
Class B Beer
1 Registrant(s) in support not wishing to speak.
A motion was made by Council President Van Rooy, seconded by Ald. Verveer, to Grant and Close the Public Hearing with amended conditions. The motion passed by acclamation.
15. [02020](#) Public Hearing - New License
Rainbow Clover, LLC • dba Shamrock Bar • capacity of 120
117 W. Main Street • Agent: Glenn Jahns
Class B Combination Liquor & Beer • 95% alcohol, 5% food
A motion was made by Council President Van Rooy, seconded by Ald. Verveer, to Grant and Close the Public Hearing. The motion passed by acclamation.
16. [02022](#) Public Hearing - Transfer of License
Paisan's Restaurant, Inc. • dba Paisan's • capacity 330 • Agent: Gerald Meier
131 W. Wilson Street • License Transfer from 80 University Square
Class B Combination Liquor & Beer • 21% alcohol, 78% food
2 Registrant(s) in support wishing to speak; 2 Registrant(s) in support not wishing to speak; 1 Registrant(s) in opposition not wishing to speak.
A motion was made by Ald. Verveer, seconded by Ald. Compton, to Grant and Close the Public Hearing with the following conditions introduced from the Council floor: All outdoor amplification and outdoor customer seating shall cease at 10:00 p.m., Sunday - Thursday and midnight on Friday and Saturday. Patrons seated by those times will be allowed to be served outdoors for a reasonable period of time thereafter. The motion passed by acclamation.
17. [02023](#) Public Hearing - New License
Ithmus Properties, LLC • dba The Brunette Piano Lounge • capacity of 65
116 W. Mifflin Street • Agent: Patricia Caputo
Class B Combination Liquor & Beer • 65% alcohol, 20% food
A motion was made by Council President Van Rooy, seconded by Ald. Verveer, to Grant and Close the Public Hearing. The motion passed by acclamation.

18. [02024](#) Public Hearing - New License
Alexander's Restaurants, LLC • dba Frida Mexican Grill • est. capacity of 400
117 State Street • Agent: Mohamed Barketallah
Class B Combination Liquor & Beer • 25% alcohol, 65% food
A motion was made by Council President Van Rooy, seconded by Ald. Verveer, to Grant and Close the Public Hearing. The motion passed by acclamation.
19. [02027](#) Public Hearing - New License
D and Gs, LLC • dba Capital Hill Grill • estimated capacity of 270
380 W. Washington Avenue • Agent: Brad Stroud
Class B Combination Liquor & Beer • 40% alcohol, 60% food
A motion was made by Council President Van Rooy, seconded by Ald. Verveer, to Grant and Close the Public Hearing. The motion passed by acclamation.
20. [02028](#) Public Hearing - New License
Ale Asylum, LLC • dba Ale Asylum • estimated capacity of 160
3698 Kinsman Boulevard • Agent: Otto Dilba
Class B Combination Liquor & Beer • 70% alcohol, 29% food
A motion was made by Council President Van Rooy, seconded by Ald. Verveer, to Grant and Close the Public Hearing. The motion passed by acclamation.
21. [02029](#) Public Hearing - New License
Wingra Services, LLC • dba Edgewood College
1000 Edgewood College Drive • Agent: Philip Hansen
Class B Combination Liquor & Beer
A motion was made by Council President Van Rooy, seconded by Ald. Verveer, to Grant and Close the Public Hearing. The motion passed by acclamation.
22. [02030](#) Public Hearing - New License
La Hispana, LLC • dba La Hispana
4512 E. Washington Avenue • Agent: Lid Tejada
Class A Liquor, Class A Beer
A motion was made by Council President Van Rooy, seconded by Ald. Verveer, to Grant and Close the Public Hearing. The motion passed by acclamation.
23. [02031](#) Public Hearing - New License
Lora Garrett • dba Mango Man Latin Soulfood
515 Cottage Grove Road
Class A Liquor, Class A Beer • 20% alcohol, 80% food
Public Hearing Recessed.
A motion was made by Council President Van Rooy, seconded by Ald. Verveer, to Rerefer for Recessed Public Hearing to the ALCOHOL LICENSE REVIEW COMMITTEE. The motion passed by acclamation.

REPORT OF BOARD OF PUBLIC WORKS

24. [02164](#) Approving plans, specifications, and schedule of assessments for the installation of traffic signals at the Crossroads Drive-High Crossing Blvd. intersection. Aldermanic District 17.
- A motion was made by Council President Van Rooy, seconded by President Pro Tem Rosas, to Adopt and Close the Public Hearing. The motion passed by acclamation.**
- Enactment No:** RES-05-00882
25. [02166](#) Approving Plans, Specifications, And Schedule Of Assessments For Mandan Crescent, Tumalo Trail, and Manitou Way Reconstruction Assessment District - 2005. (10th AD)
- A motion was made by Council President Van Rooy, seconded by President Pro Tem Rosas, to Adopt and Close the Public Hearing. The motion passed by acclamation.**
- Enactment No:** RES-05-00883

REPORT OF PLAN COMMISSION

26. [01970](#) Amending the High Point-Raymond Neighborhood Development Plan, an element of the City of Madison Master Plan, to revise the land use and street plan recommendations for the area located generally south of Mid-Town Road, north of Raymond Road and west of Mica Road. Adjacent to 1st Ald. Dist.
- 1 Registrant(s) in support not wishing to speak. Public Hearing Closed.*
- A motion was made by Ald. Sanborn, seconded by Council President Van Rooy, to Adopt with Amended Condition(s) as follows: that future subdivisions within the amendment area shall require tree surveys and identification of optimal locations for tree preservation corridors. The motion passed by acclamation.**
- Enactment No:** RES-05-00884
27. [02046](#) Creating Section 28.06(2)(a)3136. 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)3137 of the Madison General Ordinances rezoning property from PUD(GDP) Planned Unit Development (General Development Plan) District to PUD(SIP) Planned Unit Development (Specific Implementation Plan) District. Proposed Use: Demolish Medical Office & Build 8-Story Mixed-Use Building with 40 Apartments, Fitness Center, 12,000 Square Foot Office Space and 2,500 Square Foot Retail Space; 4th Aldermanic District: 425 West Washington Avenue.
- Public Hearing Recessed.*
- A motion was made by Council President Van Rooy, seconded by Ald. Verveer, to Rerefer for Recessed Public Hearing to the PLAN COMMISSION. The motion passed by acclamation.**

28. [02137](#) Creating Section 28.10(2)(c)15. of the Madison General Ordinances to make colleges and universities a permitted use in the RPSM District.
- A motion was made by Council President Van Rooy, seconded by Ald. Verveer, to Adopt and Close the Public Hearing. The motion passed by acclamation.**
- Enactment No: ORD-05-00172

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: # 49, 60, 61, 62, 63, 92, 102, 108, & 111, Van Rooy/Verveer: carry.

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

29. [01523](#) Nightclub License Application
Tamara, Inc. • dba Mr. Robert's Bar & Grill • capacity of 210
2116 Atwood Avenue • Agent: Robert Hanson
Class B Combination Liquor & Beer • 80% alcohol, 20% food
- A motion was made by Council President Van Rooy, seconded by President Pro Tem Rosas, to Grant With Condition(s). The motion passed by acclamation.**
30. [01660](#) Application for Change of Licensed Premise
Bob & Gene's, Inc. • dba The Village Bar • capacity of 70
3801 Mineral Point Road • Agent: Mark Kampa
Class B Combination Liquor & Beer • 60% alcohol, 40% food
Request to remodel existing deck.
- A motion was made by Council President Van Rooy, seconded by President Pro Tem Rosas, to Grant. The motion passed by acclamation.**
31. [01743](#) Application for Change of Licensed Premise
The Grid, LLC • dba Grid Iron • capacity 266
1509 Monroe Street • Agent: Robert Sieger
Class B Combination Liquor & Beer • 90% alcohol, 10% food
Request to change current conditions.
- A motion was made by Council President Van Rooy, seconded by President Pro Tem Rosas, to Grant With Condition(s). The motion passed by acclamation.**
32. [01930](#) Operator License Application
Brendon R. Svaglic, 4501 Hammersley Road
- A motion was made by Council President Van Rooy, seconded by President Pro Tem Rosas, to Deny. The motion passed by acclamation.**

33. 01931 Operator License Application
 Elisa Buleza, 5575 Riveredge Road, Waunakee
A motion was made by Council President Van Rooy, seconded by President Pro Tem Rosas, to Deny. The motion passed by acclamation.
34. 01934 Operator License Application
 Lars A. Skolos, 306 Parkwood Lane
A motion was made by Council President Van Rooy, seconded by President Pro Tem Rosas, to Deny. The motion passed by acclamation.
35. 01935 Operator License Application
 Jaiss L. Grossman, 1831 S. Park Street
A motion was made by Council President Van Rooy, seconded by President Pro Tem Rosas, to Deny. The motion passed by acclamation.
36. 01936 Operator License Application
 Vinh C. Tran, 501 Northport Drive
A motion was made by Council President Van Rooy, seconded by President Pro Tem Rosas, to Deny. The motion passed by acclamation.
37. 02032 Nightclub License
 Alexander's Restaurants, LLC • dba Frida Mexican Grill • est. capacity of 400
 117 State Street • Agent: Mohamed Barketallah
 Class B Combination Liquor & Beer • 25% alcohol, 65% food
A motion was made by Council President Van Rooy, seconded by President Pro Tem Rosas, to Grant. The motion passed by acclamation.
38. 02059 Change of Agent
 Chili's of Wisconsin, Inc. • dba Chili's Grill & Bar • capacity 217
 7301 Mineral Point Road
 Old Agent: Jack Maher • New Agent: Terence Miller
 Class B Combination Liquor & Beer • 20% alcohol, 80% food
A motion was made by Council President Van Rooy, seconded by President Pro Tem Rosas, to Grant. The motion passed by acclamation.
39. 02066 Change of Agent
 Team R 'n B Wisconsin, LLC • dba Famous Dave's • 900 S. Park Street
 Old Agent: Robert Hiller • New Agent: Terry Meeks
 Class B Combination Liquor & Beer • 5% alcohol, 95% food
A motion was made by Council President Van Rooy, seconded by President Pro Tem Rosas, to Grant. The motion passed by acclamation.
40. 02079 Center for Visual & Performing Arts License Application
 Chug-A-Lug, Inc. • dba Club 5 • Capacity of 388
 5 Applegate Court • Agent: Edward Grunewald
 Class B Combination Liquor & Beer • 50% alcohol, 50% food
A motion was made by Council President Van Rooy, seconded by President Pro Tem Rosas, to Grant. The motion passed by acclamation.

41. [02099](#) Change of Agent
The Copps Corporation • Copps Food Center 8183 • 1312 S. Park Street
Old Agent: Phil Wiedenbeck • New Agent: Karl Wetzel
Class A Liquor, Class A Beer
A motion was made by Council President Van Rooy, seconded by President Pro Tem Rosas, to Grant. The motion passed by acclamation.
42. [02100](#) Operator License Application
Sean M. Wickhem, 16 Lathrop Street
A motion was made by Council President Van Rooy, seconded by President Pro Tem Rosas, to Deny. The motion passed by acclamation.
43. [02157](#) Application for Change of Licensed Premise
Angelic Brewing Co. • dba Angelic Brewing Company • capacity 232
322 W. Johnson Street • Agent: Michael Stayer-Suprick
Class B Combination Liquor & Beer • 48% alcohol, 52% food
Request to create dining space in area previously occupied by the brewery.
A motion was made by Council President Van Rooy, seconded by President Pro Tem Rosas, to Grant. The motion passed by acclamation.
44. [02159](#) Operator License Application
Marty R. Caban, 2644 East Lawn Court
A motion was made by Council President Van Rooy, seconded by President Pro Tem Rosas, to Grant With Condition(s). The motion passed by acclamation.
45. [02256](#) Alcohol License Review Committee
November 2, 2005, Report of Operator License Applications (New & Renewal)
A motion was made by Council President Van Rooy, seconded by President Pro Tem Rosas, to Grant. The motion passed by acclamation.

REPORT OF BOARD OF ESTIMATES

46. [02064](#) SUBSTITUTE - Requiring non-represented employees in Compensation Groups 18, 19, 21, and 44 to make a co-payment for health insurance coverage for 2006.
A motion was made by Council President Van Rooy, seconded by Ald. Verveer, to Adopt. The motion passed by acclamation.
Enactment No: RES-05-00885
47. [02095](#) The position (#695) of Real Estate Agent 2 in Compensation Group 18, Range 08 (occupied by H. Fischer) in the permanent salary detail of the Community and Economic Development budget is repealed and recreated as a position of Real Estate Agent 3 in Compensation Group 18, Range 10.
A motion was made by Council President Van Rooy, seconded by Ald. Verveer, to Adopt. The motion passed by acclamation.
Enactment No: RES-05-00892

48. [02096](#) The twenty-seven (27) positions of Parking Enforcement Officer in Compensation Group 16, Range 08, and the position of Parking Enforcement Leadworker in Compensation Group 16, Range 10, in the permanent salary detail of the Police Department are repealed and recreated as twenty-seven (27) positions of Parking Enforcement Officer in Compensation Group 16, Range 11 and a position of Parking Enforcement Leadworker in Compensation Group 16, Range 13.
- A motion was made by Council President Van Rooy, seconded by Ald. Verveer, to Adopt. The motion passed by acclamation.**
- Enactment No:** RES-05-00886
49. [02123](#) Amending Section 3.38 (1)(c) of the Madison General Ordinances by deleting the classification of Parking Enforcement Officer in Compensation Group 16, Range 08, and recreating said classification in Compensation Group 16, Range 11; and deleting the classification of Parking Enforcement Leadworker in Compensation Group 16, Range 10, and recreating said classification in Compensation Group 16, Range 13, thereof.
- A motion was made by Ald. Compton, seconded by Ald. Brandon, to Refer to the PERSONNEL BOARD. The motion passed by acclamation.**
50. [02127](#) Authorizing the Mayor and City Clerk to sign a contract with Radio-IP Software, Inc., to purchase certain "middleware" software and enter into a 3-year maintenance agreement for maintenance and support services.
- A motion was made by Council President Van Rooy, seconded by Ald. Verveer, to Adopt. The motion passed by acclamation.**
- Enactment No:** RES-05-00887
51. [02133](#) Authorizing the transfer of a previously approved loan from Madison Community Health Center to a new non-profit subsidiary and authorizing the Mayor and the City Clerk to sign agreements to effect such a change.
- A motion was made by Council President Van Rooy, seconded by Ald. Verveer, to Adopt. The motion passed by acclamation.**
- Enactment No:** RES-05-00888
52. [02136](#) Approving a contract for legal research services from Thomson-West to the Office of the City Attorney.
- A motion was made by Council President Van Rooy, seconded by Ald. Verveer, to Adopt. The motion passed by acclamation.**
- Enactment No:** RES-05-00889
53. [02158](#) Authorizing to double fill two (2) positions of Public Works General Foreperson(s) from December 4, 2005 through December 31, 2005.
- A motion was made by Council President Van Rooy, seconded by Ald. Verveer, to Adopt. The motion passed by acclamation.**
- Enactment No:** RES-05-00890

54. [02186](#) 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.
- A motion was made by Council President Van Rooy, seconded by Ald. Verveer, to Adopt. The motion passed by acclamation.**
- Enactment No:** RES-05-00891
55. [02193](#) Report of Police Chief dated October 21, 2005 re: 2nd and 3rd Quarter 2005 Overtime.
- A motion was made by Council President Van Rooy, seconded by Ald. Verveer, to Accept. The motion passed by acclamation.**
56. [02198](#) 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.
- A motion was made by Council President Van Rooy, seconded by Ald. Verveer, to Adopt. The motion passed by acclamation.**
- Enactment No:** ORD-05-00173
57. [02199](#) 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.
- A motion was made by Council President Van Rooy, seconded by Ald. Verveer, to Adopt. The motion passed by acclamation.**
- Enactment No:** ORD-05-00174
58. [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.
- A motion was made by Council President Van Rooy, seconded by Ald. Verveer, to Adopt. The motion passed by acclamation.**
- Enactment No:** ORD-05-00175
59. [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.
- A motion was made by Council President Van Rooy, seconded by Ald. Verveer, to Adopt. The motion passed by acclamation.**
- Enactment No:** ORD-05-00176

60. [02208](#) 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.

A motion was made by Council President Van Rooy, seconded by Ald. Verveer, to Adopt. The motion passed by the following vote:

Aye: 20 - Benford, Sanborn, Brandon, Bruer, Cnare, Compton, Golden, King, Konkell, Gruber, Olson, Knox, Jr., Rosas, Palm, Skidmore, Thomas, Van Rooy, Verveer, Radomski and Webber

No: 0 -

Non Voting: 1 - Cieslewicz

Enactment No: RES-05-00893

61. [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.

A motion was made by Council President Van Rooy, seconded by Ald. Verveer, to Adopt. The motion passed by the following vote:

Aye: 20 - Benford, Sanborn, Brandon, Bruer, Cnare, Compton, Golden, King, Konkell, Gruber, Olson, Knox, Jr., Rosas, Palm, Skidmore, Thomas, Van Rooy, Verveer, Radomski and Webber

No: 0 -

Non Voting: 1 - Cieslewicz

Enactment No: RES-05-00894

62. [02212](#) 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.

A motion was made by Council President Van Rooy, seconded by Ald. Verveer, to Adopt. The motion passed by the following vote:

Aye: 20 - Benford, Sanborn, Brandon, Bruer, Cnare, Compton, Golden, King, Konkell, Gruber, Olson, Knox, Jr., Rosas, Palm, Skidmore, Thomas, Van Rooy, Verveer, Radomski and Webber

No: 0 -

Non Voting: 1 - Cieslewicz

Enactment No: RES-05-00895

63. [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.

A motion was made by Council President Van Rooy, seconded by Ald. Verveer, to Adopt. The motion passed by the following vote:

Aye: 20 - Benford, Sanborn, Brandon, Bruer, Cnare, Compton, Golden, King, Konkel, Gruber, Olson, Knox, Jr., Rosas, Palm, Skidmore, Thomas, Van Rooy, Verveer, Radomski and Webber

No: 0 -

Non Voting: 1 - Cieslewicz

Enactment No: RES-05-00896

REPORT OF BOARD OF PUBLIC WORKS - BIDS

64. [02176](#) Awarding Public Works Contracts for bids Opened October 14, 2005.
- A motion was made by Council President Van Rooy, seconded by President Pro Tem Rosas, to Adopt. The motion passed by acclamation.**
- Enactment No:** RES-05-00855

REPORT OF BOARD OF PUBLIC WORKS

65. [01921](#) Authorizing the Common Council to accept ownership from Park Street Partners and the South Madison Metropolitan Planning Council of five (5) decorative gardens within median areas of South Park Street. 13th Ald. Dist.
- A motion was made by Council President Van Rooy, seconded by President Pro Tem Rosas, to Adopt. The motion passed by acclamation.**
- Enactment No:** RES-05-00856
66. [01940](#) Authorizing the Mayor and City Clerk to execute a release of the Public Sanitary Sewer easement in and over Lot 14, Countryside Addition, also know as 5929 University Avenue, Madison, Wisconsin. 19th Ald. Dist.
- A motion was made by Council President Van Rooy, seconded by President Pro Tem Rosas, to Adopt. The motion passed by acclamation.**
- Enactment No:** RES-05-00857
67. [01968](#) Accepting the release of existing easements from Madison Metropolitan Sewerage District and authorizing the grant of new easements to Madison Metropolitan Sewerage District for the Northeast Interceptor Pflaum Road Sanitary Sewer Replacement Project. 16th Ald. Dist.
- A motion was made by Council President Van Rooy, seconded by President Pro Tem Rosas, to Adopt. The motion passed by acclamation.**
- Enactment No:** RES-05-00858
68. [02007](#) Authorizing the Common Council to accept ownership from Bay Creek Neighborhood Association of a neighborhood sign/kiosk/bench unit located in the Gilson Street right-of-way adjacent to Bernie's Beach. 13th Ald. Dist.
- A motion was made by Council President Van Rooy, seconded by President Pro Tem Rosas, to Adopt. The motion passed by acclamation.**
- Enactment No:** RES-05-00859
69. [02026](#) Improvements accepted for Annual Construction & Reconstruction of Concrete Sidewalk & Concrete Curb & Gutter Installed at the Request of the Property Owner, Contract No. 5481. (Various ADs)
- A motion was made by Council President Van Rooy, seconded by President Pro Tem Rosas, to Adopt. The motion passed by acclamation.**
- Enactment No:** RES-05-00860

70. [02056](#) Improvements accepted for Annual Construction & Reconstruction of Concrete Sidewalk & Incidental Concrete Curb & Gutter Work Ordered (District 18) by the Common Council, Contract No. 5518. (18th AD)
- A motion was made by Council President Van Rooy, seconded by President Pro Tem Rosas, to Adopt. The motion passed by acclamation.**
- Enactment No:** RES-05-00861
71. [02072](#) Authorizing City Staff to prepare a "Request for Qualifications" and advertise for Architect consultant design services for the Roofing Replacement project located at Warner Park Community Recreation Center. (18th AD)
- A motion was made by Council President Van Rooy, seconded by President Pro Tem Rosas, to Adopt. The motion passed by acclamation.**
- Enactment No:** RES-05-00862
72. [02106](#) Accepting street improvements constructed by private contract in Nesbitt Valley The First Addition - Phase II, Private Contract No. 1976. (7th AD)
- A motion was made by Council President Van Rooy, seconded by President Pro Tem Rosas, to Adopt. The motion passed by acclamation.**
- Enactment No:** RES-05-00863
73. [02108](#) Accepting storm sewer constructed by private contract in Park Street Properties 1 Storm Box Relocation, Private Contract No. 1991. (4th AD)
- A motion was made by Council President Van Rooy, seconded by President Pro Tem Rosas, to Adopt. The motion passed by acclamation.**
- Enactment No:** RES-05-00864
74. [02109](#) Accepting storm sewer constructed by private contract in Providence Off-Site Drainage, Private Contract No. 1911. (17th AD)
- A motion was made by Council President Van Rooy, seconded by President Pro Tem Rosas, to Adopt. The motion passed by acclamation.**
- Enactment No:** RES-05-00865
75. [02162](#) Improvements Accepted for Garner Shelter Repairs, Contract No. 5435. (19th AD)
- A motion was made by Council President Van Rooy, seconded by President Pro Tem Rosas, to Adopt. The motion passed by acclamation.**
- Enactment No:** RES-05-00866
76. [02163](#) Improvements Accepted for Warner Park Asphalt Repair, Contract No. 5795 (12th AD)
- A motion was made by Council President Van Rooy, seconded by President Pro Tem Rosas, to Adopt. The motion passed by acclamation.**
- Enactment No:** RES-05-00867

77. [02170](#) Authorizing the Mayor and City Clerk to execute all necessary documentation to enter into an agreement with the State of Wisconsin to receive the City of Madison's share of the Local Road Improvement Funds. (City-Wide ADs)
A motion was made by Council President Van Rooy, seconded by President Pro Tem Rosas, to Adopt. The motion passed by acclamation.
Enactment No: RES-05-00868
78. [02171](#) Approving plans and specifications for public improvements necessary for the project known as Kennedy Point Condominiums PUD and authorizing construction to be undertaken by the Developer, Private Contract No. 2046. (6th AD)
A motion was made by Council President Van Rooy, seconded by President Pro Tem Rosas, to Adopt. The motion passed by acclamation.
Enactment No: RES-05-00869
79. [02173](#) Approving plans and specifications for public improvements required to serve Phase XIII of the Subdivision known as Grandview Commons and authorizing construction to be undertaken by the Developer, Private Contract No. 2019. (3rd AD)
A motion was made by Council President Van Rooy, seconded by President Pro Tem Rosas, to Adopt. The motion passed by acclamation.
Enactment No: RES-05-00870
80. [02194](#) Approving plans and specifications for public improvements necessary for the project known as 6600 Watts Road and authorizing construction to be undertaken by the Developer, Private Contract No. 2065. (1st AD)
A motion was made by Council President Van Rooy, seconded by President Pro Tem Rosas, to Adopt. The motion passed by acclamation.
Enactment No: RES-05-00871
81. [02211](#) 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.
A motion was made by Council President Van Rooy, seconded by Ald. Verveer, to Adopt. The motion passed by acclamation.
Enactment No: RES-05-00872
82. [02221](#) Improvements accepted for Annual Construction & Reconstruction of Concrete Sidewalk & Incidental Concrete Curb & Gutter Work Ordered (District 11) by the Common Council, Contract No. 5595. (11th AD)
A motion was made by Council President Van Rooy, seconded by President Pro Tem Rosas, to Adopt. The motion passed by acclamation.
Enactment No: RES-05-00897

83. [02230](#) Approving plans and specifications and authorizing the Board of Public Works to advertise and receive bids for Wingra Creek Parkway Improvements - Phase I, Contract No. 5889. (13th AD)
1 Registrant(s) in opposition wishing to speak. Adopt at the 11/29/05 Common Council Meeting.
A motion was made by Council President Van Rooy, seconded by President Pro Tem Rosas, to Refer to a future Meeting to Adopt for November 29, 2005. The motion passed by acclamation.
84. [02231](#) Authorizing the Mayor and City Clerk to execute Addendum No. 1 to the Contract for Subdivision Improvements for Twin Oaks, Contract No. 1930. (16th AD)
A motion was made by Council President Van Rooy, seconded by President Pro Tem Rosas, to Adopt. The motion passed by acclamation.
Enactment No: RES-05-00873
85. [02232](#) Improvements Accepted and Assessing Benefits for First Addition to World Dairy Street Light Improvement District. (16th AD)
A motion was made by Council President Van Rooy, seconded by President Pro Tem Rosas, to Adopt. The motion passed by acclamation.
Enactment No: RES-05-00874
86. [02233](#) Improvements Accepted and Assessing Benefits for Quarry Cove Phase 4 Street Light Improvement District. (1st AD)
A motion was made by Council President Van Rooy, seconded by President Pro Tem Rosas, to Adopt. The motion passed by acclamation.
Enactment No: RES-05-00875
87. [02234](#) Improvements Accepted and Assessing Benefits for Hillpoint Pond CSM - Senior Campus Street Light Improvement District. (9th AD)
A motion was made by Council President Van Rooy, seconded by President Pro Tem Rosas, to Adopt. The motion passed by acclamation.
Enactment No: RES-05-00876
88. [02236](#) Accepting street improvements, excluding the bituminous pavement, constructed by private contract in Twin Oaks, Private Contract No. 1930. (16th AD)
A motion was made by Council President Van Rooy, seconded by President Pro Tem Rosas, to Adopt. The motion passed by acclamation.
Enactment No: RES-05-00877
89. [02237](#) Accepting sanitary sewer constructed by Private Contract In Twin Oaks, Private Contract No. 1930. (16th AD)
A motion was made by Council President Van Rooy, seconded by President Pro Tem Rosas, to Adopt. The motion passed by acclamation.
Enactment No: RES-05-00878

90. [02238](#) Accepting storm sewer constructed by private contract in Twin Oaks, Private Contract No. 1930. (16th AD)
A motion was made by Council President Van Rooy, seconded by President Pro Tem Rosas, to Adopt. The motion passed by acclamation.
Enactment No: RES-05-00879
91. [02240](#) Approving plans and specifications and authorizing the Mayor and City Clerk to enter into a contract for subdivision improvements with The Brownstone on Old Sauk Road, LLC. For the installation of water mains and water service lateral to serve The Brownstone Apartments. (9th AD)
A motion was made by Council President Van Rooy, seconded by President Pro Tem Rosas, to Adopt. The motion passed by acclamation.
Enactment No: RES-05-00880

REPORT OF DOWNTOWN COORDINATING COMMITTEE

92. [02107](#) To approve the 2006 Operating Plan for Madison's Central Business Improvement District (#1).
2 Registrant(s) in support not wishing to speak.
A motion was made by Ald. Verveer, seconded by Council President Van Rooy, to Adopt with the following amendment to the 2006 Operating Plan: In reference to Sec. IV METHOD OF ASSESSMENT, Section A Annual Assessment Rate and Method, Paragraph 3 Shall be changed from: The assessment of unimproved property including, but not limited to, surface parking lots not otherwise exempt shall not exceed \$665.50 (a 10% increase over the year 2005). Each year, there will be an additional 10% increase in the cost maximum, culminating in these parcels being charged full frontage in the same year that the City of Madison's two downtown parking initiatives are built in a manner which has a sufficient number of stalls to replace the surface parking. The above parking initiatives refer to the development of the Mid-State Street Parking Ramp and the West Washington Avenue Parking Ramp and amended to be stricken from the operating plan in its entirety (see page 14 of the attachment called AMENDED 2006 Operating Plan). The motion passed by acclamation.
Enactment No: RES-05-00898

REPORT OF PARK COMMISSION

93. [01865](#) Repealing Sections 8.18, 8.186, 8.187, 8.189 and recreating them as Section 8.18 of the Madison General Ordinances to unify parking regulations for City parks under one section number and add parking regulations for Henry Vilas Park, and amending Section 1.08(3)(a) of the Madison General Ordinances to update references for violations of Sections 8.18, 8.186, 8.187 and 8.189 in the bail deposit schedule.
A motion was made by Council President Van Rooy, seconded by Ald. Verveer, to Adopt. The motion passed by acclamation.
Enactment No: ORD-05-00177

94. [02035](#) Authorizing the Mayor and City Clerk to execute a lease with Jerry Leister for four tracts of City-owned land comprising approximately 28 acres. 16th Ald. Dist.
- A motion was made by Council President Van Rooy, seconded by Ald. Verveer, to Adopt. The motion passed by acclamation.**
- Enactment No:** RES-05-00899
95. [02130](#) SUBSTITUTE - Authorizing the execution of an Underground Telecommunication Easement to ~~Charter Communications~~ Wisconsin Bell d/b/a SBC Wisconsin across a City-owned Park property located at 101 North Thornton Avenue. 2nd Ald. Dist.
- A motion was made by Council President Van Rooy, seconded by Ald. Verveer, to Adopt. The motion passed by the following vote:**
- Aye:** 19 - Benford, Sanborn, Brandon, Bruer, Cnare, Compton, King, Konkell, Gruber, Olson, Knox, Jr., Rosas, Palm, Skidmore, Thomas, Van Rooy, Verveer, Radomski and Webber
- No:** 0 -
- Abstain:** 1 - Golden
- Non Voting:** 1 - Cieslewicz
- Enactment No:** RES-05-00900
96. [02131](#) Authorizing the execution of an Underground Telecommunication Easement to Charter Communications across a City-owned Park property located at 101 North Thornton Avenue. 2nd Ald. Dist.
- A motion was made by Council President Van Rooy, seconded by Ald. Verveer, to Adopt. The motion passed by acclamation.**
- Enactment No:** RES-05-00901

REPORT OF PLAN COMMISSION

97. [02313](#) Approving a Certified Survey Map of property owned by the Marcia A. Ripp Trust at 8526 Prairie Hill Road. 1st Ald. Dist.
- A motion was made by Council President Van Rooy, seconded by Ald. Verveer, to Adopt. The motion passed by acclamation.**
- Enactment No:** RES-05-00902
98. [02314](#) Approving a Certified Survey Map of property owned by Daniel Duren and Jeff M. Fuller at 3600 Portage Road. 17th Ald. Dist.
- A motion was made by Council President Van Rooy, seconded by Ald. Verveer, to Refer to the PLAN COMMISSION. The motion passed by acclamation.**

99. 02315 Approving a Certified Survey Map of property owned by Mount Olivet Evangelical Lutheran Church at 4016-4018 Mineral Point Road. 11th Ald. Dist.
- A motion was made by Council President Van Rooy, seconded by Ald. Verveer, to Adopt. The motion passed by acclamation.**
- Enactment No:** RES-05-00903

REPORT OF RISK MANAGER

100. 02101 NOTICE OF CLAIM: L. Hill, 1009 Moorland Road - property damage - \$5,900.
- A motion was made by Council President Van Rooy, seconded by Ald. Verveer, to Deny. The motion passed by acclamation.**
101. 02188 NOTICE OF CLAIM: C. Andersen, 5536 Shannon Way, Waunakee - property damage - \$250.00.
- A motion was made by Council President Van Rooy, seconded by Ald. Verveer, to Deny. The motion passed by acclamation.**

REPORT OF SESQUICENTENNIAL AD HOC COMMISSION

102. 01717 AMENDED - Authorizing the Mayor to Name a Special Commission on Madison's Official Song(s).
- A motion was made by Ald. Golden, seconded by Ald. Verveer, to Adopt with the following amendment: add "(s)" after "song" in the title & in the Be It Further Resolved Clause. The motion passed by acclamation.**
- Enactment No:** RES-05-00904

REPORT OF TRANSIT/ PARKING COMMISSION

103. 02196 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.
- A motion was made by Council President Van Rooy, seconded by Ald. Verveer, to Adopt. The motion passed by acclamation.**
- Enactment No:** RES-05-00905
104. 02197 SUBSTITUTE - 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.
- A motion was made by Council President Van Rooy, seconded by Ald. Verveer, to Adopt. The motion passed by acclamation.**
- Enactment No:** RES-05-00906

105. [02200](#) 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.
- A motion was made by Council President Van Rooy, seconded by Ald. Verveer, to Adopt. The motion passed by acclamation.**
- Enactment No:** RES-05-00907
106. [02216](#) 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.
- A motion was made by Council President Van Rooy, seconded by Ald. Verveer, to Adopt. The motion passed by acclamation.**
- Enactment No:** RES-05-00908
107. [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.
- A motion was made by Council President Van Rooy, seconded by Ald. Verveer, to Adopt. The motion passed by acclamation.**
- Enactment No:** ORD-05-00178

REFERRED TO THIS MEETING

APPOINTMENTS

108. [02187](#) Report of the Mayor submitting citizen committee appointments (introduction 10-18-05; action 11-8-05)
- A motion was made by Council President Van Rooy, seconded by Ald. Olson, to Confirm. The motion passed by the following vote:**
- Aye:** 15 - Benford, Sanborn, Brandon, Bruer, Cnare, Compton, Golden, Gruber, Olson, Knox, Jr., Rosas, Palm, Van Rooy, Verveer and Radomski
- No:** 4 - Konkel, Skidmore, Thomas and Webber
- Abstain:** 1 - King
- Non Voting:** 1 - Cieslewicz

ORDINANCES

109. [02206](#) Amending Section 9.50(2) of the Madison General Ordinances to increase dog licenses.
- A motion was made by Council President Van Rooy, seconded by Ald. Verveer, to Adopt. The motion passed by acclamation.**
- Enactment No:** ORD-05-00179

RESOLUTIONS

110. [01676](#) SUBSTITUTE - Authorizing the Streets Division to provide bin collection service to condominium complexes with over 500 units from a public right of way.
- A motion was made by Council President Van Rooy, seconded by Ald. Verveer, to Adopt. The motion passed by acclamation.**
- Enactment No:** RES-05-00909

RECONSIDERATION(S)

111. [02129](#) SUBSTITUTE - 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 and amending the Information Services 2005 Adopted Capital Budget, Project #1, "Hardware and Software Upgrades," Account #810344, to allow additional expenditures and grant revenues of up to \$35,000.
- Reconsider, Van Rooy/Verveer: carry.*
- A motion was made by Council President Van Rooy, seconded by Ald. Verveer, to Adopt. The motion passed by acclamation.**
- Enactment No:** RES-05-00850

NEW BUSINESS - Referred on a motion made by President Van Rooy, seconded by Ald. Verveer.

ORDINANCES

112. [02243](#) Amending Section 3.56(2) of the Madison General Ordinances to modify the composition of the Alcohol License Review Committee.
- Refer to the ALCOHOL LICENSE REVIEW COMMITTEE**

113. [02319](#) Creating Section 28.06(2)(a)3152. of the Madison General Ordinances rezoning property from 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)3153. 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: Demolish Office Building and Build 50,000 Square Feet of Grocery Store & 7-Story, 84-Unit Condominium; 11th Aldermanic District: 702 North Midvale Boulevard.

Due back at the 1/3/2006 Common Council Meeting.

Refer For Public Hearing to the PLAN COMMISSION

114. [02324](#) Creating Subdivision 3.27(4)(h) of the Madison General Ordinances to establish a policy that boards, committees and commissions shall not schedule meetings on the same nights that the Board of Estimates is considering the annual City budgets.

Refer to the COMMON COUNCIL ORGANIZATIONAL COMMITTEE

115. [02331](#) Amending Sections 35.02(7)(a), (b), and (c) and 35.025(4) of the Madison General Ordinances to establish 2006 Sewer Utility Rates (including Landfill Remediation Fees) effective January 1, 2006.

Additional Referral(s): Board of Public Works

Refer to the BOARD OF ESTIMATES

116. [02332](#) Amending Section 37.05(4)(f) of the Madison General Ordinances to establish 2006 Storm Water Utility Rates effective January 1, 2006.

Additional Referral(s): Board of Public Works

Refer to the BOARD OF ESTIMATES

117. [02334](#) Adopting and confirming a Labor Agreement between the City of Madison and the Building and Construction Trades Council of South Central Wisconsin and Its Appropriate Affiliated Locals for the period January 1, 2004 through December 31, 2005.

Refer to the BOARD OF ESTIMATES

118. [02335](#) Amending Sections 3.38(2)(a) and (b) of the Madison General Ordinances by creating the hourly classes of Pool Manager at an hourly 2005 rate of \$16.56/hour in Compensation Group 17 and Shallow Water Host at an hourly 2005 rate of \$10.30/hour in Compensation Group 16, respectively, thereof.

Additional Referral(s): Personnel Board

Refer to the BOARD OF ESTIMATES

119. [02336](#) Amending Section 3.38(1)(c) of the Madison General Ordinances by deleting the classification of Athletic Field Caretaker in Compensation Group 16, Range 11, thereof.
Additional Referral(s): Personnel Board

Refer to the BOARD OF ESTIMATES

120. [02337](#) Amending Sections 28.08(4)(c)4., 28.08(9)(c)6., and 28.08(11)(c)4. to allow tax-exempt lodging houses as conditional uses in the R3, R4, R4L and R4A Districts.
Additional Referral(s): Assessor, Housing Committee, 1/3/06 Common Council Meeting (for public hearing)

Refer For Public Hearing to the PLAN COMMISSION

RESOLUTIONS

121. [02239](#) Urging the Wisconsin Congressional delegation to oppose legislation that would lead to the elimination of local cable franchising.
Additional Referral(s): Board of Estimates

Refer to the BROADBAND TELECOMMUNICATIONS REGULATORY BOARD

122. [02248](#) Determining a Public Purpose and necessity and adopting Transportation Project Plat No: 5992-06-29-4.01 for the City of Madison to acquire necessary land interests, including the purchase of a portion of the property at 2609 East Washington Avenue required for the planned public street improvements included in the East Washington Avenue Segment 3 Reconstruction Project, and authorizing the Mayor and City Clerk to sign all necessary documents necessary to accomplish the land interest acquisitions. (15th AD)
Additional Referral(s): Plan Commission

Refer to the BOARD OF PUBLIC WORKS

123. [02250](#) Authorizing the Madison Department of Public Health to accept up to \$474,800 from the Wisconsin Department of Health and Family Services (WDHFS) Division of Public Health to be utilized by the Women, Infants and Children Nutrition Program during the period of January 1, 2006 through December 31, 2006, and authorizing the Mayor and City Clerk to sign for the City.
Additional Referral(s): Board of Health for Madison and Dane County

Refer to the BOARD OF ESTIMATES

124. [02251](#) Authorizing the Madison Department of Public Health to accept reimbursement of up to \$68,150 from the State of Wisconsin Department of Workforce Development for services to refugees, and authorizing the Mayor and City Clerk to sign for the City.
Additional Referral(s): Board of Health for Madison and Dane County

Refer to the BOARD OF ESTIMATES

125. [02255](#) Authorizing the Mayor and the City Clerk to sign an agreement with Thomas Boykoff, his contract for professional services as Rent Abatement Hearing Examiner for the Building Inspection Unit of the Department of Planning and Development.

Additional Referral(s): Housing Committee

Refer to the BOARD OF ESTIMATES

126. [02277](#) Authorizing the Mayor and City Clerk to enter into an Agreement with Madison Metropolitan School District (MMSD) for MMSD's use of City parkland for school athletic programs for the 2006 spring semester and the 2006-2007 academic year.

Additional Referral(s): Board of Park Commissioners

Refer to the BOARD OF ESTIMATES

127. [02300](#) Be it hereby resolved that the position (#94) of "Administrative Clerk 1", in Compensation Group 20, Range 09 (occupied by A. Bethel), in the permanent salary detail of the Overture Center budget is repealed and recreated as an "Administrative Clerk 2" in Compensation Group 20, Range 11, thereof.

Additional Referral(s): Personnel Board

Refer to the BOARD OF ESTIMATES

128. [02302](#) Be it hereby resolved that the position (#1550) of Athletic Field Caretaker in Compensation Group 16, Range 11 (occupied by T. Tierman) in the permanent salary detail of the Parks Division budget is repealed and recreated as a position of Public Works Leadworker in Compensation Group 16, Range 12 thereof.

Refer to the BOARD OF ESTIMATES

129. [02303](#) Accepting sponsorship of Miller Brewing Company for the provision of free expanded transit service on New Year's Eve, and authorizing the Mayor and Clerk to sign an agreement with Miller Brewing Company, which may contain an indemnification clause.

Additional Referral(s): Board of Estimates

Refer to the TRANSIT AND PARKING COMMISSION

130. [02304](#) Confirming the re-appointment of James A. Hess to the position of Monona Terrace Director subject to the re-appointment and execution of a five-year Employment Agreement.

Additional Referral(s): Monona Terrace and Convention Center Board

Refer for Confirmation Hearing to the BOARD OF ESTIMATES

131. [02305](#) Authorizing the Mayor and City Clerk to execute a Labor Agreement between the City of Madison and the Building and Construction Trades Council of South Central Wisconsin and Its Appropriate Affiliated Locals for the period January 1, 2004 through December 31, 2005.

Refer to the BOARD OF ESTIMATES

132. [02306](#) Transfer of Funds from Streets Division 2005 Permanent Salaries to 2005 Overtime Wages.
Additional Referral(s): Comptroller (for fiscal note)
- Refer to the BOARD OF ESTIMATES**
133. [02307](#) Authorizing the Traffic Engineering Division to accept a grant for \$100,560 from the Wisconsin Department of Transportation to maintain and expand a safety education program and authorizing the Mayor and City Clerk to enter into the grant contract.
Additional Referral(s): Board of Estimates
- Refer to the PEDESTRIAN/BICYCLE/MOTOR VEHICLE COMMISSION**
134. [02308](#) Authorizing a budget amendment appropriating \$12,800 from the City General Fund Contingent Reserve to the Transit Utility for the provision of four "fare-free" Clean Air Action Days as requested by the City during 2005.
Additional Referral(s): Board of Estimates
- Refer to the TRANSIT AND PARKING COMMISSION**
135. [02310](#) Authorizing the Mayor and City Clerk to execute an Option To Purchase Agreement with Veridian Homes, LLC, which would allow Veridian to purchase land dedicated for public purposes in the Village of Autumn Lake subdivision under specific and limited terms and conditions.
Additional Referral(s): Board of Estimates, Plan Commission
- Refer to the BOARD OF PARK COMMISSIONERS**
136. [02317](#) Authorizing the Mayor and other City officials to execute documents accepting a Homeland Security grant awarded from the State of Wisconsin Office of Justice Assistance for the Fire Department Heavy Rescue Team.
- Refer to the BOARD OF ESTIMATES**
137. [02326](#) Authorizing the execution of a Utility Easement to Wisconsin Bell d/b/a SBC Wisconsin across a City-owned property located at 1903 E. Washington Avenue. 2nd Ald. Dist.
Additional Referral(s): Plan Commission
- Refer to the BOARD OF PUBLIC WORKS**
138. [02327](#) Authorizing the provision of CDBG Acquisition/Rehab funds to assist Omega School, Inc. purchase a building on West Badger Road for programming that addresses City Community and Neighborhood Development Objectives.
- Refer to the BOARD OF ESTIMATES**

139. [02328](#) Authorizing the provision of HOME/Housing Trust Fund funds to assist Tellurian UCAN develop housing in ways that address City Community and Neighborhood Development Objectives.
Additional Referral(s): Community Development Block Grant Commission

Refer to the **BOARD OF ESTIMATES**

CLAIMS - REFER TO RISK MANAGER on a motion made by President Van Rooy, seconded by Ald. Verveer.

140. [02266](#) NOTICE OF CLAIM: G. Dean, 2025 Madison Street - property damage - \$216.43.
141. [02267](#) NOTICE OF CLAIM: Attorney Kevin Milliken for S. Becker, 2626 Union Street - personal injury, pain, suffering, loss of enjoyment of life - \$63,036.20.
142. [02268](#) NOTICE OF CLAIM: E. Uselman, 4349 Lilac Lane - property damage - \$1,192.00.
143. [02269](#) NOTICE OF CLAIM: R. King, 1667 Capital Avenue - property damage - amount to be determined.
144. [02270](#) NOTICE OF CLAIM: AFNI Insurance Services on behalf of American Family Insurance and J. Kramer, 5521 Caddis Bend, Fitchburg - property damage - \$1,291.43.
145. [02271](#) NOTICE OF CLAIM: R. Laessig, 629 Chatham Terrace - property damage - \$42.20.
146. [02272](#) NOTICE OF CLAIM: Attorney Gregory Dutch for M. Cobb-McMullen - personal injury - amount to be determined.
147. [02279](#) NOTICE OF CLAIM: C. Andersen, 5536 Shannon Way, Waunakee - property damage - \$276.30.
148. [02280](#) NOTICE OF CLAIM: G. Frappier, 922 Troy Drive - property damage - \$99.99.
149. [02281](#) NOTICE OF CLAIM: S. Telles-Giron, 747 Kottke Drive - property damage - \$2,453.14.
150. [02295](#) NOTICE OF CLAIM: M. Welke, 410 Clemons Avenue - property damage - \$127.10.

ITEM(S) INTRODUCED FROM THE COUNCIL FLOOR

ORDINANCES

151. [02363](#) Amending Section 28.04(25) of the Madison General Ordinances to change the equity distribution at sale, add a new kind of occupancy, and add exemptions to the inclusionary zoning ordinance.
Additional Referral(s): Economic Development Commission, Housing Committee. Due back at the 1/17/06 Common Council Meeting for a public hearing.
A motion was made by Ald. Konkel, seconded by Ald. Verveer, to Refer For Public Hearing to the PLAN COMMISSION, due back on January 17, 2006. The motion passed by acclamation.
152. [02367](#) Amending Section 28.11(4) of the Madison General Ordinances to permit Common Council approval of off-street loading facilities that do not conform to the requirements of Sec. 28.11(4).
Due back at the 1/17/06 Common Council Meeting for public hearing.
A motion was made by Ald. King, seconded by Ald. Verveer, to Refer For Public Hearing to the PLAN COMMISSION, due back on January 17, 2006. The motion passed by acclamation.
153. [02368](#) Amending Sec. 3.27(1) of the Madison General Ordinances to eliminate U.S. citizenship requirement for volunteer members of boards, commissions and committees.
Additional Referral(s): Affirmative Action Commission. Due back at the 12/13/05 Common Council Meeting.
A motion was made by Ald. Brandon, seconded by Ald. Verveer, to Refer to the EQUAL OPPORTUNITIES COMMISSION, due back on December 13, 2005. The motion passed by acclamation.

RESOLUTIONS

154. [02351](#) Authorizing the Mayor and City Clerk to execute a contract with the Wisconsin Department of Transportation for the construction of traffic signals at the intersections of CTH M and CTH K and at CTH M and Woodland Drive in Dane County.
- A motion was made by Council President Van Rooy, seconded by Ald. Verveer, to Refer to the BOARD OF ESTIMATES. The motion passed by acclamation.**

ADJOURNMENT

A motion was made by Council President Van Rooy, seconded by Ald. Olson, to Adjourn at 7:55 p.m. The motion passed by acclamation.

I certify that the foregoing action of the Common Council was approved by the Mayor on the November 10th, 2005.

Ordinances published November 25th, 2005.

RAY FISHER, CITY CLERK