



# City of Madison

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

## Agenda - Amended COMMON COUNCIL

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Tuesday, April 17, 2007

12:00 PM

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

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### NOON MEETING AGENDA AND 6:30 P.M. AGENDA ARE LISTED BELOW

#### NOON MEETING AGENDA

#### SPEAKING GUIDELINES

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Yog hais tias koj xav tau ib tug neeg txhais lus, ib tug neeg txhais ntawv, cov ntawv ua lwm hom ntawv los sis lwm cov kev pab kom siv tau cov kev pab, cov kev ua ub no (activity) los sis qhov kev pab cuam, thov hu rau tus xov tooj hauv qab yam tsawg peb hnuv ua hauj lwm ua ntej yuav tuaj sib tham.

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Please contact the Office of the Common Council at 266-4071, TTY/Textnet 866-704-2340.

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.

**Roll Call at 12:05 p.m., Mayor Cieslewicz in the Chair.**

#### MAYOR'S WELCOME

- SWEARING IN OF MAYOR (OATH OF OFFICE)

- MAYOR'S REMARKS

**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 for the noon and 6:30 p.m. meetings.

**SPECIAL ORDER OF BUSINESS**

1. [06143](#) Commending Alderperson Austin King for his service as Common Council President during the 2006 -2007 term.
2. [06149](#) Commending Alderperson Judy Olson for her dedicated service to her constituents and the City of Madison from April 18, 1995 to April 17, 2007.
3. [06150](#) Commending Alderperson Austin King for his dedicated service to his constituents and the City of Madison from April 15, 2003 to April 17, 2007
4. [06153](#) Commending Alderperson Ken Golden for his dedicated service to his constituents and the City of Madison from April 18, 1989 to April 17, 2007.
5. [06154](#) Commending Alderperson Brian Benford for his dedicated service to his constituents and the City of Madison from April 15, 2003 to April 17, 2007.
6. [06157](#) Commending Alderperson Isadore Knox, Jr. for his dedicated service to his constituents and the City of Madison from April 19, 2005 to April 17, 2007.
7. [06159](#) Commending Alderperson Santiago Rosas for his dedicated service to his constituents from April 20, 1993 to April 17, 2007.
8. [06160](#) Commending Noel Radomski for his dedicated service to his constituents from April 19, 2005 to April 17, 2007.
9. [06161](#) Commending Cindy Thomas for her dedicated service to her constituents from April 20, 1999 to April 17, 2007.

**REFER ALL UNFINISHED BUSINESS TO THE ORGANIZATIONAL MEETING  
ADJOURN SINE DIE****CONVENE ORGANIZATIONAL MEETING - APRIL 17, 2007****SWEARING IN OF NEWLY-ELECTED AND RE-ELECTED ALDERPERSONS****CONVENE AS COMMITTEE OF THE WHOLE AT 1:43 P.M.,  
ALD. KONKEL IN THE CHAIR.**

10. [06173](#) Election of Common Council President, 2007-2008: Ald. Mike Verveer.
11. [06174](#) Election of Common Council President Pro Tem, 2007-2008: Ald. Tim Bruer.

**ADJOURN COMMITTEE OF THE WHOLE**

**RECESS MEETING TO 6:30 P.M., APRIL 17, 2007**

**APRIL 17, 2007, 6:30 P.M. RECESSED COMMON COUNCIL MEETING AGENDA**

**\*\*SUSPENSION OF RULES REMAINS IN EFFECT.\*\***

**Roll Call at 6:35 p.m., Mayor Cieslewicz in the Chair.**

**SPECIAL ORDER OF BUSINESS**

12. [05992](#) Declaring the week of April 23rd thru April 27th, 2007 as ARBOR WEEK.
13. [05993](#) Proclaiming April 21, 2007 Earth Day Clean-up Day and endorsing and encouraging citizen participation in the clean-up events at City of Madison Parks.
14. [06052](#) Welcome and honor the visit of His Holiness the Dalai Lama, Tenzin Gyatso, on his sixth occasion to visit the City of Madison on May 2-4, 2007, and include the appropriate placements of the Tibetan flag in recognition of His Holiness the Dalai Lama's visit.

**PETITIONS AND COMMUNICATIONS**

None received by the agenda deadline.

**BUSINESS BY THE MAYOR**

15. [06089](#) Report of the Mayor submitting citizen committee appointments (introduced 4-17-2007; action 5-1-2007)
16. [06090](#) AMENDED - Report of the Mayor submitting alder committee appointments.

NOTE: The full report for file ID# 06090 will be distributed prior to the April 17 evening Council meeting.

\*2/3 vote required for Plan Comm appointments.\*

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

17. [06162](#) Report of the City Assessor submitting the 2007 Board of Assessors Appointments.

**RECESSED PUBLIC HEARINGS - BEGIN AT 6:45 PM****REPORT OF PLAN COMMISSION**

Begins at the top of the next page.

18. [03429](#) SECOND SUBSTITUTE - Amending Sections 28.04(6)(e)1.i. and 28.11(3)(g)3. of the Madison General Ordinances to add skirting and landscaping requirements for wheelchair ramp and off street parking spaces as permitted obstructions.

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

19. [05501](#) Public Hearing - New License  
Takumi Inc • dba Takumi Japanese Restaurant  
4222 East Towne Boulevard • Agent: Kong Feng Ni • estimated capacity: 90  
Class B Combination Liquor & Beer • 5% alcohol, 95% food  
Aldermanic District 17 (Ald. Rosas) • Police Sector 515
20. [05747](#) Public Hearing - New License  
El Pescador Inc • dba El Pescador  
2810 E. Washington Avenue • Agent: Humberto Marias  
Class B Combination Liquor & Beer • 15% alcohol, 85% food  
Aldermanic District 15 (Ald. Palm) • Police Sector 505
21. [05764](#) Public Hearing - New License  
N43 Venture, LLC • dba Sushi Muramoto • estimated capacity 80  
546 N. Midvale Boulevard • Agent: Shinji Muramoto  
Class B Combination Liquor & Beer • 30% alcohol, 70% food  
Aldermanic District 11 (Ald. Gruber) • Police Sector 108
22. [05770](#) Public Hearing - New License  
Inka Heritage, LLC • dba Inka Heritage  
602 S Park Street • Agent: Lucas Rodriguez • estimated capacity: 50  
Class B Beer, Class C Wine • 5% alcohol, 95% food.  
Aldermanic District 13 (Ald. Knox) • Police Sector 305
23. [05774](#) Public Hearing - New License  
One-Eleven, Inc. • dba Club One-Eleven  
111 W. Main Street • Agent: Glenn Jahns • estimated capacity 300  
Liquor & Beer Class B Combination • 64% alcohol, 34% food, 2% other  
Aldermanic District 4 (Ald. Verveer) • Police Sector 405
24. [05791](#) Public Hearing New License  
Stop-N-Go of Madison Inc • Stop-N-Go 284 • 5% alcohol, 12% food, 83% other  
6202 Schroeder Road • Agent: Andrew Bowman  
Class A Beer  
Aldermanic District 1 (Alder Sanborn) • Police Sector 114
25. [05792](#) Public Hearing - New License  
Stop-N-Go of Madison Inc • Stop-N-Go 255 • 5% alcohol, 12% food, 83% other  
2002 Winnebago Street • Agent: Andrew Bowman  
Class A Beer  
Aldermanic District 6 (Alder Olson) • Police Sector 410
26. [05794](#) Public Hearing - New License  
Family Entertainment, LLC • dba Westgate Cinema • estimated capacity: 800  
340 Westgate Mall • Agent: Timothy Ward  
Class B Combination Liquor and Beer  
Aldermanic District 20 (Alder Thomas) • Police Sector 107

27. [05795](#) Public Hearing - New License  
Lucky 13 Enterprises, LLC • dba The Froth House  
11 N. Allen Street • Agent: Erik Thebert • estimated capacity: 24  
Class B Beer and Class C Wine • 23% alcohol, 27% food, 50% other  
Aldermanic District 5 (Alder Webber) • Police Sector 301
28. [05796](#) Public Hearing - New License  
Stop-N-Go of Madison, Inc. • dba Stop-N-Go #287  
3734 Speedway Road • Class A Beer • 5% alcohol, 12% food, 83% other  
Aldermanic District 11 (Alder Gruber) • Police Sector 101

#### REPORT OF BOARD OF PUBLIC WORKS

29. [05951](#) Approving Plans, Specifications, And Schedule Of Assessments For Gammon Lane Street Assessment District - 2007. (1st AD)
30. [06017](#) Approving Schedule Of Assessments For Highland Avenue Assessment District - 2007. (5th AD)
31. [06022](#) Approving Plans, Specifications, And Schedule Of Assessments For Spaight Street, Russell Street and Walton Place Reconstruction Assessment District - 2007. (6th AD)

**REPORT OF PLAN COMMISSION**

32. [05797](#) SUBSTITUTE - Creating Section 28.06(2)(a)3263. of the Madison General Ordinances rezoning property from PCD(GDP) Planned Community Development (General Development Plan) District to PUD(GDP) Planned Unit Development (General Development Plan) and creating Section 28.06(2)(a)3264. 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: 9-Unit Condominium Development; 19th Aldermanic District: 6506 Old Sauk Road.
33. [05798](#) Creating Section 28.06(2)(a)3250. 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)3251. 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: Daycare & Retail Building; 1st Aldermanic District: 8133 Mansion Hill Avenue.
34. [05799](#) Creating Section 28.06(2)(a)3252. of the Madison General Ordinances rezoning property from R4 General Residence District to R5 General Residence District. Proposed Use: 18-Unit Apartment Building; 9th Aldermanic District: 602 Bear Claw Way.
35. [05800](#) Creating Section 28.06(2)(a)3253. 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. Proposed Use: Mixed-Use Development; 1st Aldermanic District: 8102 Mid Town Road.
36. [05815](#) Creating Section 28.06(2)(a)3254. of the Madison General Ordinances rezoning property from R5 General Residence District and C2 General Commercial and to PUD(GDP) Planned Unit Development (General Development Plan) District and creating Section 28.06(2)(a)3255. 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 6 Buildings & Build a 45-Unit Condominium Building and a 4,000 Square Foot Commercial Building; 10th Aldermanic District: 2620 & 2612 Arbor Drive, 713 & 717 Knickerbocker Street, 2609 & 2605 Monroe Street.

**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 #'s: 16, 50, 52, 69, 116, 124 & 168 on a motion made by Ald. Verveer and seconded by Ald. Bruer.**

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

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

37. [05855](#) Application for Change of Licensed Premise  
Schwoegler Park Towne Lanes Inc • dba Schwoegler Park Towne Lanes  
444 Grand Canyon Drive • Agent: Daniel Schwoegler • capacity 131  
Class B Combination Liquor & Beer • 28% alcohol, 13% food, 59% other.  
Aldermanic District 19 (Alder Radomski) • Police Sector 113  
Request to add outdoor dining to seat 49 behind establishment.
38. [05856](#) Change of Liquor Agent  
Sundance Cinemas LLC • dba Sundance Cinema • 430 N Midvale Boulevard  
Old Agent: Peter C. Christianson • New Agent: Merijoy Endrizzi-Ray  
Class B Combination Liquor & Beer • 12.5% alcohol, 27.9% food, 60.5% other  
Aldermanic District 11 (Alder Gruber) • Police Sector 108
39. [05885](#) Application for Change of Licensed Premise  
Cosi, Inc • dba Cosi • estimated capacity of 120  
250 State Street • Agent: Nathan Heeney  
Class B Beer, Class C Wine • 2% alcohol and 98% Food.  
Aldermanic District 6 (Alder Verveer) • Police Sector 403.  
Request to include sidewalk cafe in licensed premise.
40. [05887](#) Application for Change of Licensed Premise  
Wingra Services, LLC • dba Edgewood College  
1000 Edgewood College Drive • Agent: Richard Keintz  
Class B Combination Liquor & Beer • 7% alcohol, 93% food  
Aldermanic District 10 (Ald. Golden) • Police Sector 302  
Request to expand licensed premise to include one room in Edge Dome Athletic Facility.
41. [05893](#) Change of Corporate Control - 1 new officer  
Leeann Chin, Inc • dba Chin's Asia Fresh • 422 State Street  
Old Agent: Stephen Finn • New Agent: Lorne Goldberg  
Class B Beer, Class C Wine • 1% alcohol, 99 % food  
Aldermanic District 4 (Alder Verveer) • Police Sector 403
42. [05894](#) Change of Corporate Control - 1 new officer  
Leeann Chin, Inc • dba Chin's Asia Fresh • 8414 Old Sauk Road  
Old Agent: Stephen Finn • New Agent: Lorne Goldberg  
Class B Beer, Class C Wine • 99% food, 1% alcohol  
Aldermanic District 9 (Alder Skidmore) • Police Sector 127
43. [06158](#) Alcohol License Review Committee Report of Operator License Applications (New & Renewal) April 17, 2007.

**REPORT OF CITY ATTORNEY**

44. [05741](#) Foley & Lardner, LLP, attorney for Greentree Glen, LLC (c/o Midwest Affordable Housing Corp., 1560 East Blackthorne Place, Whitefish Bay, WI) - unlawful taxation -



\$72,287.50 plus interest.

**REPORT OF BOARD OF ESTIMATES**

45. [04928](#) Creating Section 4.27 of the Madison General Ordinances to encourage City purchasing cardholders to select local vendors when making purchases.
46. [05746](#) Authorizing the acceptance of an Offer to Sell from Thomas Speranza for a single-family property located at 2602 Nana Lane for the expansion of Thut Park. 14th Ald. Dist.
47. [05908](#) Authorizing the Monona Terrace Community and Convention Center Board to accept donations on behalf of Monona Terrace to fund its 10th anniversary celebration.
48. [05926](#) Authorizing Public Health-Madison and Dane County to accept a grant for consolidated contracts from the State of Wisconsin Department of Health and Family Services Division of Public Health for up to \$291,266 for programs for emergency preparedness, childhood lead poisoning prevention, immunizations, prevention, and maternal and child health and authorizing the Mayor and City Clerk to sign the Consolidated Contract Agreement.
49. [05933](#) Authorizing the expansion of the Stoughton Road Revitalization Project study area to include land at the intersection of U.S Highway 51 and the West Beltline Highway considered for a possible addition to Tax Increment District (TID) #24, and the expenditure of \$15,000 from Tax Incremental District (TID) #24, to amend the contract with Cuningham Group, Architecture P.A., for the Stoughton Road Revitalization Project.
50. [05934](#) Amending Enactment No. RES-06-00988, which authorized the execution of a development agreement to fund a tax incremental finance loan to 309 W. Washington, LLC.
51. [05942](#) Authorizing the allocation of funds for a 2007 Accessible Housing Conference.
52. [05943](#) AMENDED - Adopting the Local Preference Purchasing Policy dated March 20, 2007.

NOTE: The Economic Development Commission will consider File ID# 05943 at their 4/11/07 Meeting. The recommendation will be made from the council floor.

53. [05947](#) That the positions of Overture Center Events Manager (#84) in Compensation Group 18, Range 10 (occupied by R. Lienau); Overture Center Ticket Office Manager (#92) in Compensation Group 18, Range 06 (occupied by R. Palmer); Overture Center Patron Services Supervisor (#81) in Compensation Group 18, Range 07 (occupied by J. Goetz); and Public Facilities Maintenance Supervisor (#96) in Compensation Group 18, Range 08 (occupied by G. Weihert) are repealed and recreated as Overture Center Events Manager in Compensation Group 18, Range 12; Overture Center Ticket Office Manager in Compensation Group 18, Range 08; Overture Center Patron Services Manager in Compensation Group 18, Range 09; and Overture Center Maintenance Manager in Compensation Group 18, Range 10, respectively. Be it further resolved that the incumbents shall be reallocated to said positions.
54. [05948](#) That the position #755 of Information Clerk in Compensation Group 20, Range 07, (occupied by S. Aiello) in the permanent salary detail of the Comptroller's Office budget is repealed and recreated as a position of Administrative Clerk 1 in Compensation

Group 20, Range 09, thereof. Be it further resolved that the incumbent shall be reallocated to said position.

55. [05974](#) That the new vacant position tentatively identified as the New Unit Director no Compensation Group or Range specified in the permanent salary detail of the Community and Economic Development Unit budget is repealed and recreated as a position of Economic and Community Development Unit Director in Compensation Group 21, Range 19, thereof.
56. [06003](#) Amending Section 3.38(1)(g) of the Madison General Ordinance by deleting the class of Community and Economic Development Unit Director in Compensation Group 21, Range 18, and creating the class of Economic and Community Development Unit Director in Compensation Group 21, Range 19, thereof.
57. [06004](#) Amending Section 3.38(1)(b) of the Madison General Ordinance by deleting the classes of Overture Center Events Manager in Compensation Group 18, Range 10; Overture Center Patron Services Supervisor in Compensation Group 18, Range 07; Overture Center Ticket Office Manager in Compensation Group 18, Range 06; and Public Facilities Maintenance Supervisor in Compensation Group 18, Range 08; and by creating the classes of Overture Center Events Manager in Compensation Group 18, Range 12; Overture Center Patron Services Manager in Compensation Group 18, Range 09; Overture Center Ticket Office Manager in Compensation Group 18, Range 08; and Overture Center Maintenance Manager in Compensation Group 18, Range 10, thereof.
58. [06010](#) That the position #1515 of Parks Community Relations Coordinator in Compensation Group 18, Range 04, (occupied by L. Whitmore) in the permanent salary detail of the Parks Division budget is repealed and recreated as a position of Parks Community Relations Coordinator in Compensation Group 18, Range 07, thereof. Be it further resolved that the incumbent shall be reallocated to said position.
59. [06012](#) Authorizing execution of a Municipal Revenue Sharing Agreement Between the City of Fitchburg and the City of Madison.

NOTE: The Board of Water Commissioners will consider File ID# 06012 at their 4/17/07 Meeting. The recommendation will be made from the council floor.

**NOTE: ITEM # 59 (FILE ID# 06012) REQUIRES A PUBLIC HEARING AND WAS MOVED TO THE PUBLIC HEARING PORTION OF THE AGENDA. A NOTICE OF PUBLIC HEARING FOR APRIL 17, 2007, WAS PUBLISHED.**

60. [06018](#) Amending Section 3.38(1)(b) of the Madison General Ordinances by deleting the class of Parks Community Relations Coordinator in Compensation Group 18, Range 04, and recreating said class in Compensation Group 18, Range 07, thereof.
61. [06023](#) Amending the 2007 City Operating Budget to appropriate \$2,164 from the Contingent Reserve and authorizing the expenditure of an additional \$2,164 total for hourly salary expense (\$2,010) and benefits (\$154) in the 2007 Council office adopted operating budget in order to fund an increase in Alderperson compensation effective April 17, 2007.
62. [06030](#) Authorizing the Mayor and City Clerk to enter into a contract with Bentley Systems, Incorporated to provide software maintenance and support; and authorizing the Designee of Comptroller to enter into future contracts.

63. [06031](#) SUBSTITUTE - Amending the operating budget to reflect technical corrections and Federal funding level changes to the CDBG Office 'projects' budgets for 2007.

#### REPORT OF BOARD OF PUBLIC WORKS

64. [05781](#) Approving plans and specifications for public improvements necessary for the project known as 702 North Midvale Boulevard (Hilldale Center, Phase 2) PUD and authorizing construction to be undertaken by the Developer, Private Contract No. 2137. (11th AD)
65. [05807](#) Accepting a Sanitary Sewer Easement from the Vedder-Shults Trust across property located at 5110 Spring Court.
66. [05814](#) Approving plans and specifications and authorizing the Board of Public Works to advertise and receive bids for Waterways 2007, Contract No. 5989. (City Wide)
67. [05821](#) Approving plans and specifications and authorizing the Board of Public Works to advertise and receive bids for Emil Street Building Garage - Energy Efficiency Improvements, Contract No. 6052. (14th AD)
68. [05866](#) Accepting improvements and assessing benefits for Beltline Frontage Road Street Light Improvement District. (14th AD)
69. [05913](#) AMENDED - Authorizing the Mayor and City Clerk to execute an agreement with Sustain Dane to use City Facilities for the production and distribution of rain barrels. (City Wide ADs)
70. [05915](#) Improvements accepted for Water Main and Water Service Laterals by Private Contract to serve: The Meadowlands - Phase 4. (3rd AD)
71. [05952](#) Approving temporary construction work with associated noise impacts between the hours of 7:00 PM and 7:00 AM for the South Madison Beltline between Verona Road to Fish Hatchery Road including the Todd Drive Bridge. (14th AD)
72. [05953](#) Approving plans and specifications for public improvements required to serve Phase II of the Subdivision known as Eighth Addition to Blackhawk Subdivision and authorizing construction to be undertaken by the Developer, Private Contract No. 2147. (9th AD)
73. [05954](#) Approving plans and specifications for public improvements necessary for the project known as 1610 Gilson Street PUD and authorizing construction to be undertaken by the Developer, Private Contract No. 2133. (13th AD)
74. [05955](#) Accepting detention basin improvements constructed by private contract in Tancho Business Park, Private Contract No. 2034. (17th AD)
75. [05956](#) Accepting street improvements constructed by private contract in Tancho Business Park, Private Contract No. 2034. (17th AD)
76. [05957](#) Declaring the City of Madison's intention to exercise its police powers establishing the Spaight Street, Russell Street, and Walton Place Reconstruction Assessment District - 2007. (6th AD)
77. [05958](#) Authorizing the City Engineer to execute the Bridge Owner Certification Form that is

required by the Wisconsin Department of Natural Resources as part of the Chapter 30 permit application necessary to build a pedestrian bridge over Starkweather Creek. (15th AD)

78. [05959](#) Authorizing the Mayor and City Clerk to execute Amendment 2 to the present agreement between the City of Madison, MSA Professional Services, Inc. and the State of Wisconsin Department of Transportation for the Milwaukee Street Bridge over the west branch of the Starkweather Creek, Contract No. 5534, for additional engineering services. (15th AD)
79. [05960](#) Authorizing the Mayor and City Clerk to Execute an Agreement with Dane County for the Construction of the Milwaukee Street Reconstruction Assessment District - 2007. (3rd AD)
80. [05961](#) Authorizing the City Engineer to enter into a State/Municipal Agreement with the Wisconsin Department of Transportation for plan review for the County Highway M and Valley View Road Intersection. (9th AD)
81. [05963](#) Authorizing the City Engineer to enter into a State/Municipal Agreement with the Wisconsin Department of Transportation for plan review for the Mineral Point Road and Junction Road Intersection. (9th AD)
82. [05964](#) Re-approving geometrics for the West Mifflin Street Reconstruction Assessment District - 2007. (4th AD)
83. [05965](#) Awarding Public Works Contract No. 5991, University/Highland Intersection Flooding.
84. [05968](#) Awarding Public Works Contract No. 6038, Restoration Landscaping 2007. (City Wide)
85. [05969](#) Awarding Public Works Contract No. 6041, Tennis Court Resurfacing - 2007. (City Wide)
86. [05995](#) Accepting curb and gutter, sidewalk, and other public infrastructure improvements constructed by private contract for 6600 Watts Road Conditional Use, Private Contract No. 2065. (1st AD)
87. [05996](#) Accepting street improvements, excluding the bituminous pavement, constructed by private contract in Fritz-Mil Certified Survey Map, Private Contract No. 2061. (14th AD)
88. [05999](#) Accepting bituminous pavement constructed by private contract in Reston Corp. of Madison, Private Contract No. 1840. (3rd AD)
89. [06001](#) Accepting bituminous pavement constructed by private contract in Sixth Addition to Blackhawk Subdivision - Phase II, Private Contract No. 1857. (9th AD)
90. [06005](#) Accepting bituminous pavement constructed by private contract in Seventh Addition to Blackhawk - Phase II, Private Contract No. 1960. (9th AD)
91. [06006](#) Accepting street improvements constructed by private contract in The American Center Plat Buttonwood Addition, Private Contract No. 2020. (17th AD)
92. [06011](#) Accepting detention basin improvements constructed by private contract in Fritz-Mil

- Certified Survey Map, Private Contract No. 2061. (14th AD)
93. [06013](#) Accepting storm sewer constructed by private contract in The American Center Plat Buttonwood Addition, Private Contract No. 2020. (17th AD)
94. [06014](#) Accepting storm sewer constructed by private contract in Fritz-Mil Certified Survey Map, Private Contract No. 2061. (14th AD)
95. [06015](#) Accepting sanitary sewer constructed by Private Contract In The American Center Plat Buttonwood Addition, Private Contract No. 2020. (17th AD)
96. [06016](#) Accepting sanitary sewer constructed by Private Contract In Fritz-Mil Certified Survey Map, Private Contract No. 2061. (14th AD)
97. [06020](#) Approving temporary construction work with associated noise impacts between the hours of 7:00 PM and 7:00 AM on Langdon Street and W. Gorham Street. (4th AD)
98. [06024](#) Authorizing the Mayor and City Clerk to execute an agreement with Dane County for the reconstruction of American Parkway. (17th AD)
99. [06025](#) Authorizing an Amendment No. 2 to the contract between the City of Madison and Potter Lawson, Inc., in the amount of \$190,024 for additional architectural and engineering design services for the City-County Building Tenant Improvements. (4th AD)
100. [06026](#) Approving plans and specifications and authorizing the Board of Public Works to advertise and receive bids for Local Road Traffic Calming & Arterial Pedestrian Enhancements-2007. (City Wide)
101. [06027](#) Approving plans and specifications and authorizing the Board of Public Works to advertise and receive bids for Pedestrian Bridge Abutment Construction and Bridge Placement - Blackhawk Park. (9th AD)
102. [06028](#) Approving plans and specifications and authorizing the Board of Public Works to advertise and receive bids for Monona Terrace Community and Convention Center Lecture Hall Chair Replacement, Contract No. 6056. (4th AD)
103. [06029](#) Authorizing the Mayor and City Clerk to enter into a contract with Intergraph Corporation to provide software maintenance and support.
104. [06042](#) Awarding Public Works Contract No. 5992, 2007 Resurfacing Various Streets - Asphalt Paving and Asphalt Base Patching and Base Patch Grinding.
105. [06043](#) Awarding Public Works Contract No. 5993, 2007 Resurfacing Various Streets - Utility Casting Adjusting and Curb Cuts and Curb and Gutter Repair with Resurfacing.
106. [06044](#) Awarding Public Works Contract No. 5994, 2007 Resurfacing Various Streets - Grinding & Pulverizing.
107. [06045](#) Awarding Public Works Contract No. 5997, Sidewalk and Curb & Gutter Citywide Installation & Repair - 2007.

108. [06046](#) Awarding Public Works Contract No. 6034, Lighting Retrofit East Side Public Works Facility, 4602 Sycamore Avenue.
109. [06048](#) Awarding Public Works Contract No. 6042, Senior Center Dining Wood Floor Replacement.
110. [06050](#) Improvements Accepted - Heating Hot Water System Modifications @ Sayle Street, Contract No. 5855. (13th AD)

**REPORT OF PLAN COMMISSION**

111. [05033](#) Approving the final plat of "Second Addition to Hawk's Creek" located on Jeffy Trail. 1st Ald. Dist.
112. [05574](#) SUBSTITUTE - Accepting the "Department of Planning and Development Reorganization Report" with its recommendations.

113. [06068](#) Approving the preliminary/final plat known as "Midtown Center" located at 8102 Mid Town Road. 1st Ald. Dist.

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

114. [06167](#) Approving a Certified Survey Map of property owned by Renaissance Property Group, LLC at 309 Dempsey Road. 15th Ald. Dist.



**REPORT OF PUBLIC SAFETY REVIEW BOARD**

115. [04196](#) SECOND SUBSTITUTE - Creating Section 25.09 of the Madison General Ordinances to establish that certain premises may be declared Chronic Nuisance Premises.
116. [05298](#) SECOND SUBSTITUTE - Amending Section 9.24(2), creating Section 9.24(3)(b)5., amending Section 9.24(6)(a), creating new Section 9.24(6)(b)3. and renumbering current Section 9.24(6)(b)3. to 9.24(6)(b)4., amending Section 9.24(6)(c), creating Section 9.24(6)(d)5.d. and amending Section 9.24(8) of the Madison General Ordinances to establish regulations for the sale of secondhand textbooks.

**REPORT OF RISK MANAGER**

117. [00881](#) Anne MacArthur, attorney for J. Kunz, 822 Fairmont Avenue, Madison - personal injury and pain and suffering - \$250,000; Anne MacArthur, attorney for D. Kunz, 822 Fairmont Avenue, Madison - personal injury and pain and suffering - \$81,809.20.
118. [05979](#) A. Soofi, 9925 Talons Way, Verona - property damage - \$375.74.
119. [06040](#) D. Keyes, 3110 Old Gate Rd., # C, Madison - vehicle damage - \$364.26.

**REPORT OF TRANSIT/ PARKING COMMISSION**

120. [05931](#) Relating to 2007-2008 Paratransit Licensing.

NOTE: The Transit and Parking Commission will consider File ID# 05931 at their 4/12/07 Meeting. The recommendation will be made from the council floor.

**REFERRED TO THIS MEETING****APPOINTMENTS**

121. [06036](#) Report of the Mayor submitting citizen committee appointment (introduced 3-27-2007; action 4-17-2007).

**ORDINANCES**

122. [06032](#) Adopting and confirming Revision 258 of the Madison General Ordinances as of March 15, 2007 to incorporate the changes pursuant to Sec. 66.0103, Wis. Stats.

**RESOLUTIONS**

123. [06033](#) Recommending the selection of census tracts 23.01 and 24.02 as the focus for a concentration neighborhood planning process and encouraging the appointment of a steering committee of residents and business representatives to help develop a neighborhood plan for the area.

**RECONSIDERATION(S)**

Begin at the top of the next page.

124. [05736](#) SUBSTITUTE - Creating Section 28.108 of the Madison General Ordinances to establish a "Neighborhood Conservation District" and creating Section 28.12(9)(d)21. of the Madison General Ordinances to add variance of a requirement in a Neighborhood Conservation District to the list of variances that may be requested.

**NEW BUSINESS - Referred on a motion made by Ald. Verveer and seconded by Ald. Bruer.****ORDINANCES**

125. [06118](#) Amending Section 16.04(4)(a) and 32.03(5) of the Madison General Ordinances to provide for staffing of the Housing Committee by the Director of the Department of Planning and Community and Economic Development.
126. [06121](#) Amending Section 9.13(5) of the Madison General Ordinances to modify regulations for non-Mall/Concourse sidewalk cafe licenses.
127. [06124](#) Creating Section 9.13(6)(j)2.e.iii. of the Madison General Ordinances to create an exception to the requirement that sidewalk cafes on the Mall/Concourse be located against the curb for restaurants and bars on the north side of the 500, 600 and 700 blocks of University Avenue.
128. [06125](#) Creating Section 28.06(2)(a)3265. of the Madison General Ordinances rezoning property from M1 Limited Manufacturing District to C3 Highway Commercial District. Proposed Use: Future Commercial Uses; 14th Aldermanic District: 2809 Royal Avenue.
129. [06126](#) Creating Section 28.06(2)(a)3266. of the Madison General Ordinances rezoning property from C3L Commercial Service and Distribution District to PUD(GDP) Planned Unit Development (General Development Plan) District and creating Section 28.06(2)(a)3267. 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: 159 Condominium Units; 19th Aldermanic District: 6500 Normandy Lane.
130. [06127](#) Adopting and confirming a Labor Agreement between the City of Madison and the Association of Madison Fire Supervisors (AMFS) for the period January 1, 2006 to December 31, 2007.
131. [06129](#) Creating Section 28.06(2)(a)3268. 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)3269. 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: Two Retail/Office Buildings; 9th Aldermanic District: 530 & 610 Junction Road.

132. [06130](#)

Creating Section 28.06(2)(a)3270. 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: 4-Building, 24-Unit Townhouse Development; 9th Aldermanic District: 302 Cross Oak Drive.

**RESOLUTIONS**

133. [06037](#) 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 2007 Adopted Operating Budget, to allow additional expenditures and grant revenues of up to \$45,000.
134. [06038](#) Authorizing the Mayor and City Clerk to execute maintenance contract(s) as needed with Progress Software Corporation.
135. [06077](#) Determining a Public Purpose and necessity and adopting a Relocation Order for the City of Madison to acquire necessary land interests required for the planned public bike path, stream bank improvements for the Starkweather Creek West Branch and Clyde Gallagher Avenue reconstruction improvements and authorizing the Mayor and City Clerk to sign all documents necessary to accomplish the acquisition of said land interests. (15th AD)
136. [06078](#) Authorizing the Mayor and City Clerk to execute a Labor Agreement between the City of Madison and the Association of Madison Fire Supervisors (AMFS).
137. [06110](#) Authorizing the execution of an Agreement for Installation Operation, Maintenance and Repair of Photovoltaic System with Madison Gas and Electric Company for the siting of a demonstration photovoltaic system at the Irwin A. and Robert D. Goodman Swimming Pool property located at 325 West Olin Avenue.
138. [06113](#) Authorizing a loan from the general fund to the Water Utility fund and the reimbursement of certain capital expenditures from the proceeds of future waterworks system revenue bonds.
139. [06114](#) Amending the 2007 Capital Budget to fund Fleet Service's purchase of a Fleet Maintenance Management System.
140. [06115](#) Authorizing a Request for Proposals for the Reuse and Rehabilitation of the Garver Feed Mill.
141. [06119](#) Authorizing the Mayor and City Clerk to execute a lease with Community Action Coalition of South Central Wisconsin, Inc. for a portion of the public greenway within Lucy Lincoln Hiestand Park, located at 1653 Frisch Road, for use as community gardens.
142. [06120](#) Authorizing the execution of an Offer to Purchase Real Property with the Estate of Donald Felland for the acquisition of 2305 Winnebago Street and amending the 2007 Capital Budget to authorize the expenditure of additional funds for this acquisition.
143. [06122](#) Authorizing the Mayor and City Clerk to execute a lease with Community Action Coalition of South Central Wisconsin, Inc. for a portion of the public greenway located at 3501 Hargrove Street for use as community gardens.
144. [06123](#) Authorizing the execution of an Agreement for Purchase/Sale of Building Structures pertaining to the house and two-car garage located at 4930 Lien Road.

145. [06131](#) To add a new (1) Public Works Maintenance Worker 2 (PMMW2) to perform duties and to revise a new State Street Mall - Capitol Concourse Assessment District that will remove the assessments against the State Capital property on Madison's Capital Square.
146. [06152](#) Authorizing the Mayor and Common Council to approve expenditures from the Emerging Neighborhoods fund.
147. [06156](#) Creating Four Engineer 2 Positions and Repealing the Position of Principal Engineer 1 in the Permanent Salary Detail of the Engineering Division Budget.

**CLAIMS - REFER TO RISK MANAGER**

148. [06053](#) J. Lindemann, P.O. Box 8071, Madison - vehicle damage - \$1,286.23.
149. [06057](#) T. Block, 4530 Mallory Cir., Madison - property damage - \$59.95.
150. [06058](#) M. Zastrow, 1626 Laurel Crest, Madison - property damage - \$2,305.84.
151. [06059](#) C. Peddie, 554 Galileo Dr., Madison - property damage - \$448.96.
152. [06061](#) C. Zirngible, 429 Prospect Ave., Janesville - vehicle damage - \$989.46.
153. [06065](#) C. Zautke, 3609 Maly Rd., Madison - vehicle damage - \$938.96.
154. [06066](#) D. Peterson, 3521 Portage Rd., Madison - vehicle damage - \$304.16.
155. [06067](#) K. Snoddy, 4113 Tomscot Trl., Madison - vehicle damage - \$2,740.94.
156. [06079](#) NOTICE OF CIRCUMSTANCES - John L. Cates, Gingras, Cates & Luebke, attorney for R. Ferch, 110 S. Henry St., # 910, Madison - personal injury - \$250,000.
157. [06082](#) D. Werner, 6433 Brandywood Trl., Sun Prairie - vehicle damage - \$669.63.
158. [06083](#) R. Andersen, 550 W. Main St., Evansville - vehicle damage - \$2,421.30.
159. [06111](#) A. Deering, Highland Park, IL - vehicle damage - \$319.79.
160. [06112](#) C. O'Neill, 20 Grand Ave., Madison - Assessment Deposit Refund - \$1,100.00.
161. [06116](#) A. Verbny, 533 S. Segoe Rd., Madison - vehicle damage - \$1,245.17.

**CLAIMS - REFER TO CITY ATTORNEY**

162. [06081](#) WHPC-MMM, LLC (Wisconsin Housing Preservation Corp.), 1910 Post Rd., Madison - unlawful taxation - \$58,682.56.

**\*\*ADDENDUM\*\***

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

**REPORT OF ALCOHOL LICENSE REVIEW COMMITTEE**

163. [05793](#) Public Hearing - New License  
Stop-N-Go of Madison Inc • Stop-N-Go 253 • 5% alcohol, 12% food, 83% other  
5445 University Avenue • Agent: Andrew Bowman  
Class A Beer  
Aldermanic District 19 (Alder Radomski) • Police Sector 109

**LATE ITEMS****BUSINESS BY THE PRESIDENT OF THE COMMON COUNCIL**

164. [06191](#) Authorizing a land exchange between the City of Madison and the Madison Metropolitan School District to facilitate the development of recreational facilities adjacent to Lincoln School and site development for an elementary school in the Linden Park Plat.
165. [06195](#) Urging the Wisconsin State Legislature to oppose the elimination of funding for local PEG Access channels.
166. [06197](#) Authorizing the appointment of an Additional Neighborhood Member to the Garver Building Reuse Committee.
167. [04162](#) SUBSTITUTE - Creating Section 23.12 of the Madison General Ordinances to prohibit the operation of transient hotels & motels, amending Section 1.08(3)(a) of the Madison General Ordinances to establish bail amounts, and amending Section 1.08(4) of the Madison General Ordinances to establish enforcement authority for the section.  
NOTE: THE DIVISION OF ENVIRONMENTAL HEALTH HAS REQUESTED THAT FILE ID# 04162 BE REFERRED TO THE BOARD OF HEALTH FOR MADISON AND DANE COUNTY IN ADDITION TO THE PUBLIC SAFETY REVIEW BOARD.  
RECOMMENDATION: REFER TO PUBLIC SAFETY REVIEW BOARD (LEAD) AND ADD THE BOARD OF HEALTH FOR MADISON AND DANE COUNTY AS A REFERRAL.

**REPORT OF OFFICERS**

Begins at the top of the next page.



**REPORT OF BOARD OF PUBLIC WORKS**

168. [05695](#) Report of the City Engineer - Determination of Whether to Repair or Replace the Lake Wingra Dam.