



City of Madison Proceedings - Final COMMON COUNCIL

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

Tuesday, June 21, 2005

6:30 PM

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

Recessed Meeting of 6/7/05 & Regular Meeting of 6/21/05

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

RECESSED COMMON COUNCIL MEETING OF 6/7/05

Roll Call at 6:38 p.m., Mayor Cieslewicz in the chair.

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

REPORT OF ALCOHOL LICENSE REVIEW COMMITTEE (ITEM # 1 WAS GRANTED AT THE 6/7/05 COMMON COUNCIL MEETING)

1. [01211](#) To grant Class A Liquor, Class A Beer, Class B Beer, Class B Combination Liquor & Beer, Class C Wine, Wholesale Beer 2005-2006 License Renewals with restrictions as previously approved and to include any change of corporate structure and amended conditions as set forth in the report.
2. [01334](#) License renewals separated out as a group, and referred to the June 15, 2005, ALRC meeting
A motion was made by Council President Van Rooy, seconded by Ald. Olson, to Grant With Condition(s). The motion passed by acclamation.

3. [01335](#) Club Majestic, LLC • dba Club Majestic • Schiavo, Anthony
115 King Street • Class B Combination Liquor & Beer
A motion was made by Council President Van Rooy, seconded by Ald. Olson, to Grant With Condition(s). The motion passed by acclamation.
4. [01336](#) GB'z of Madison, LLC • dba Luther's Blues • Curtis, William
1401 University Avenue • Class B Combination Liquor & Beer
A motion was made by Council President Van Rooy, seconded by Ald. Verveer, to Refer to the ALCOHOL LICENSE REVIEW COMMITTEE. The motion passed by acclamation.
5. [01337](#) Grid, LLC • dba The Grid Iron • Sieger, Robert
1509 Monroe Street • Class B Combination Liquor & Beer
A motion was made by Council President Van Rooy, seconded by Ald. Olson, to Grant. The motion passed by acclamation.

Recess the 6/5/05 CC Meeting, Van Rooy/Verveer: carry.

REGULAR COMMON COUNCIL MEETING OF 6/21/05

Roll Call at 6:41 p.m., Mayor Cieslewicz in the chair.

Present: Benford, Sanborn, Brandon, Bruer, Cnare, Compton, Golden, King, Konkel, 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

6. [01484](#) Establishing that the City of Madison opposes the expansion of the North American Free Trade Agreement (NAFTA) by opposing the ratification of the Dominican Republic-Central American Free Trade Agreement (DR-CAFTA or CAFTA), now pending in the U.S. Congress, as well as the Free Trade Area of the Americas (FTAA), currently under negotiation, as they undermine the sovereignty of the Madison Common Council to legislate in the best interest of the residents of the city of Madison and because NAFTA, the model for these agreements, has proven a human rights and humanitarian disaster for working people, both in the United States and in Mexico.

5 Registrant(s) in support wishing to speak. 15 Registrant(s) in support not wishing to speak.

A motion was made to Adopt. The motion passed by the following vote:

Present: 1 - Brandon

Aye: 13 - Benford, Bruer, Cnare, Golden, King, Konkell, Gruber, Olson, Knox, Jr., Rosas, Palm, Verveer and Webber

No: 3 - Sanborn, Thomas and Van Rooy

Abstain: 3 - Compton, Skidmore and Radomski

Non Voting: 1 - Cieslewicz

Enactment No: RES-05-00542

PETITIONS AND COMMUNICATIONS

None received by the agenda deadline.

BUSINESS BY THE MAYOR

7. [01426](#) Report of the Mayor submitting citizen committee appointments.
Confirm at the 7/5/05 Common Council Meeting.

A motion was made by Council President Van Rooy, seconded by Ald. Olson, to Refer to a future Meeting to Confirm for July 5, 2005. The motion passed by acclamation.

8. [01462](#) Report of the Mayor submitting alder committee appointments.

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

BUSINESS BY THE PRESIDENT OF THE COMMON COUNCIL

9. [01429](#) Authorizing the Mayor and City Clerk to execute a Petition to Vacate/Discontinue a portion of West Lawn Avenue and South Spooner Street in the City of Madison. (10th AD)
- A motion was made by Council President Van Rooy, seconded by Ald. Verveer, to Adopt. The motion passed by acclamation.**
- Enactment No:** RES-05-00543

RECESSED PUBLIC HEARINGS - BEGIN AT 6:45 PM

REPORT OF PLAN COMMISSION

10. [00992](#) Creating Section 28.06(2)(a)3095 of the Madison General Ordinances rezoning property from PUD(GDP) Planned Unit Development (General Development Plan) District and PUD(SIP) Planned Unit Development (Specific Implementation Plan) District to Amended PUD(GDP) Planned Unit Development (General Development Plan) District, and creating Section 28.06(2)(a)3096 of the Madison General Ordinances rezoning property from Amended PUD(GDP) Planned Unit Development (General Development Plan) District PUD(SIP) Planned Unit Development (Specific Implementation Plan) District. Proposed Use: Mixed Use, Predominantly Residential Development of Approximately 400 Dwelling Units, including Retail, Commercial, Office Space & Parking. The Proposal also Includes the Demolition of Buildings on this Site, Retaining the Parking Ramp-328 West Main Street and the Former Clinic/Office Building Located at 345 West Washington Avenue; 4th Aldermanic District: 309-333 West Washington Avenue & 306 West Main Street.
- Due back at the 7/5/05 Common Council Meeting. 1 registrant(s) in support not wishing to speak.*
- A motion was made by Ald. Verveer, seconded by Ald. Olson, to Rerefer for Recessed Public Hearing to the COMMON COUNCIL, due back on July 5, 2005 Public Hearing Recessed. The motion passed by acclamation.**

PUBLIC HEARINGS - BEGIN AT 6:45 PM

REPORT OF ALCOHOL LICENSE REVIEW COMMITTEE

11. [01398](#) Nightclub License Application
Edgewater Corp. • dba Edgewater Hotel • capacity of 240
666 Wisconsin Avenue • Agent: Austin S. Faulkner
Class B Combination Liquor & Beer • 28% alcohol, 72% food
- A motion was made by Council President Van Rooy, seconded by Ald. Olson, to Grant and Close the Public Hearing. The motion passed by acclamation.**
12. [01399](#) Nightclub License Application
Club Majestic, LLC • dba Club Majestic • capacity of 472
115 King Street • Agent: Anthony Schiavo
Class B Combination Liquor & Beer • 90% alcohol, 10% food
- A motion was made by Council President Van Rooy, seconded by Ald. Olson, to Grant and Close the Public Hearing. The motion passed by acclamation.**

13. [01400](#) Nightclub License Application
Galen Day VFW Post 7591 • dba VFW 7591
301 Cottage Grove Road • Agent: Lemuel Ellis
Class B Combination Liquor & Beer • 68% alcohol, 32% food
A motion was made by Council President Van Rooy, seconded by Ald. Olson, to Grant and Close the Public Hearing. The motion passed by acclamation.
14. [01401](#) Nightclub License Application
K-Street, LLC • dba Madison's Dining & Diversions • capacity of 216
119 King Street • Agent: John Sutton
Class B Combination Liquor & Beer • 40% alcohol, 60% food
A motion was made by Council President Van Rooy, seconded by Ald. Olson, to Grant and Close the Public Hearing. The motion passed by acclamation.
15. [01402](#) Nightclub License Application
Prosit-To-You, Inc. • dba Essen Haus • capacity of 240
514 E. Wilson Street • Agent: Robert Worm
Class B Combination Liquor & Beer • 49% alcohol, 51% food
A motion was made by Council President Van Rooy, seconded by Ald. Olson, to Grant and Close the Public Hearing. The motion passed by acclamation.
16. [01403](#) Nightclub License Application
RD Billiards of Madison, Inc. • dba The Green Room • capacity of 250
5618 Odana Road • Agent: Ronald Dobosenski
Class B Combination Liquor & Beer • 69.8% alcohol, 30.2% food
A motion was made by Council President Van Rooy, seconded by Ald. Olson, to Grant and Close the Public Hearing. The motion passed by acclamation.
17. [01404](#) Nightclub License Application
Concourse Hotel, Inc. • dba Concourse Hotel & Governor's Club • capacity 346
1 W. Dayton Street • Agent: Calier Worrell
Class B Combination Liquor & Beer • 20% alcohol, 80% food
A motion was made by Council President Van Rooy, seconded by Ald. Olson, to Grant and Close the Public Hearing. The motion passed by acclamation.
18. [01405](#) Nightclub License Application
Haazo Management, Inc. • dba Sheraton Madison Hotel
706 John Nolen Drive • Agent: Shahab B. Taj
Class B Combination Liquor & Beer • 18% alcohol, 82% food
A motion was made by Council President Van Rooy, seconded by Ald. Olson, to Grant and Close the Public Hearing. The motion passed by acclamation.
19. [01406](#) Nightclub License Application
JBK Harmony Bar, Inc. • dba Harmony Bar & Grill • capacity of 195
2201 Atwood Avenue • Agent: Keith Daniels
Class B Combination Liquor & Beer • 55% alcohol, 45% food
A motion was made by Council President Van Rooy, seconded by Ald. Olson, to Grant and Close the Public Hearing. The motion passed by acclamation.

20. [01407](#) Nightclub License Application
Fyfe's Corner Bistro, Inc. • dba Fyfe's Corner Bistro • capacity of 240
1344 E. Washington Avenue • Agent: Keith Blew
Class B Combination Liquor & Beer • 35% alcohol, 65% food
A motion was made by Council President Van Rooy, seconded by Ald. Olson, to Grant and Close the Public Hearing. The motion passed by acclamation.
21. [01408](#) Nightclub License Application
Hoops of Dane County, Inc. • dba Bayou
117 S. Butler Street • Agent: Dale Beck
Class B Combination Liquor & Beer • 60% alcohol, 40% food
A motion was made by Council President Van Rooy, seconded by Ald. Olson, to Grant and Close the Public Hearing. The motion passed by acclamation.
22. [01409](#) Nightclub License Application
Hoops of Dane County, Inc. • dba Tailgators • capacity of 167
3737 E. Washington Avenue • Agent: Dale Beck
Class B Combination Liquor & Beer • 65% alcohol, 35% food
A motion was made by Council President Van Rooy, seconded by Ald. Olson, to Grant and Close the Public Hearing. The motion passed by acclamation.
23. [01410](#) Nightclub License Application
Babe's, Inc. • dba Babe's Grill & Bar • capacity of 472
5614 Schroeder Road • Agent: Lynn Haker
Class B Combination Liquor & Beer • 37% alcohol, 63% food
A motion was made by Council President Van Rooy, seconded by Ald. Olson, to Grant and Close the Public Hearing. The motion passed by acclamation.
24. [01411](#) Nightclub License Application
Casbah, LLC • dba The Casbah
119 E. Main Street • Agent: Sabi Atteyih
Class B Combination Liquor & Beer • 25% alcohol, 75% food
A motion was made by Council President Van Rooy, seconded by Ald. Olson, to Grant and Close the Public Hearing. The motion passed by acclamation.
25. [01412](#) Nightclub License Application
Angelic Brewing Company, LLC • dba Angelic Brewing Co. • capacity 232
322 W. Johnson Street • Agent: Michael Stayer-Suprick
Class B Combination Liquor & Beer • 48% alcohol, 52% food
A motion was made by Council President Van Rooy, seconded by Ald. Olson, to Grant and Close the Public Hearing. The motion passed by acclamation.
26. [01413](#) Nightclub License Application
Wisconsin Ventures, Inc. • dba Madison Avenue • capacity of 700
624 University Avenue • Agent: Jon Okonek
Class B Combination Liquor & Beer • 100% alcohol
A motion was made by Council President Van Rooy, seconded by Ald. Olson, to Grant and Close the Public Hearing. The motion passed by acclamation.

27. [01414](#) Nightclub License Application
Westside Businessman's Association, Inc. • dba West Side Club
437 County Road M • Agent: James Bresette
Class B Combination Liquor & Beer • 100% alcohol
A motion was made by Council President Van Rooy, seconded by Ald. Olson, to Grant and Close the Public Hearing. The motion passed by acclamation.
28. [01415](#) Nightclub License Application
ZAPL, Inc. • dba The City Bar • capacity of 160
636 State Street • Agent: Adam Greenberg
Class B Combination Liquor & Beer • 95% alcohol, 5% food
A motion was made by Council President Van Rooy, seconded by Ald. Olson, to Grant and Close the Public Hearing. The motion passed by acclamation.
29. [01416](#) Nightclub License Application
Chou Family Holdings, Inc. • dba Peking Palace
736 N. Midvale Boulevard • Agent: Su-Hua Kuo
Class B Combination Liquor & Beer • 20% alcohol, 80% food
A motion was made by Council President Van Rooy, seconded by Ald. Olson, to Grant and Close the Public Hearing. The motion passed by acclamation.
30. [01422](#) Nightclub License Application
Dandyfire, Inc. • dba King Club • capacity of 120
114 King Street • Agent: Lisa Gallagher
Class B Combination Liquor & Beer • 100% alcohol
A motion was made by Council President Van Rooy, seconded by Ald. Olson, to Grant and Close the Public Hearing. The motion passed by acclamation.
31. [01425](#) Nightclub License Application
Jackal, Inc. • dba High Noon Saloon • capacity of 400
701-A E. Washington Avenue • Agent: Catherine Dethmers
Class B Combination Liquor & Beer • 95% alcohol, 5% food
A motion was made by Council President Van Rooy, seconded by Ald. Olson, to Grant and Close the Public Hearing. The motion passed by acclamation.
32. [01430](#) Nightclub License Application
Chug-A-Lug, Inc. • dba Club 5
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 Ald. Olson, to Grant and Close the Public Hearing. The motion passed by acclamation.
33. [01433](#) Nightclub License Application
Kelc Corp • dba Sports Pub • capacity of 180
1902 Bartillon Drive • Agent: Jolene Stietz
Class B Combination Liquor & Beer • 70% alcohol, 30% food
A motion was made by Council President Van Rooy, seconded by Ald. Olson, to Grant and Close the Public Hearing. The motion passed by acclamation.

34. [01440](#) Nightclub License Application
Wiggies, Inc. • dba Wiggies • capacity of 140
1901 Aberg Avenue • Agent: David Wiganowsky
Class B Combination Liquor & Beer • 88% alcohol, 12% food
A motion was made by Council President Van Rooy, seconded by Ald. Olson, to Grant and Close the Public Hearing. The motion passed by acclamation.
35. [01442](#) Nightclub License Application
BGM Capital, LLC • dba Brocach • capacity of 291
7 W. Main Street • Agent: Brad Bailey
Class B Combination Liquor & Beer • 60% alcohol, 40% food
A motion was made by Council President Van Rooy, seconded by Ald. Olson, to Grant and Close the Public Hearing. The motion passed by acclamation.
36. [01443](#) Nightclub License Application
Barrymore Corporation • dba Barrymore Theatre
2090 Atwood Avenue • Agent: Steve Sperling
Class B Combination Liquor & Beer • 65% alcohol, 35% food
A motion was made by Council President Van Rooy, seconded by Ald. Olson, to Grant and Close the Public Hearing. The motion passed by acclamation.
37. [01444](#) Nightclub License Application
Brown, Rinell • dba Dutch Mill Sports Club • capacity of 160
4818 Dutch Mill Road
Class B Combination Liquor & Beer • 85% alcohol, 15% food
A motion was made by Council President Van Rooy, seconded by Ald. Olson, to Grant and Close the Public Hearing. The motion passed by acclamation.
38. [01445](#) Nightclub License Application
Tres Amigos, Inc. • dba Tres Amigos • capacity of 288
6722 Odana Road • Agent: Leticia Hernandez
Class B Combination Liquor & Beer • 40% alcohol, 60% food
A motion was made by Council President Van Rooy, seconded by Ald. Olson, to Grant and Close the Public Hearing. The motion passed by acclamation.

REPORT OF BOARD OF PUBLIC WORKS

39. [01237](#) Amending Section 20.09(1)(d) and creating Section 20.08(5) of the Madison General Ordinances to establish the Valley View Road Sewer and Drainage Improvement Impact Fee.
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: ORD-05-00117

40. [01354](#) Approving Plans, Specifications, And Schedule Of Assessments For Maple Grove Drive Street Assessment District - 2005 (7th 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-05-00544

REPORT OF PLAN COMMISSION

41. [01143](#) Creating Section 28.06(2)(a)3099 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)3100 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 2 Residential Buildings & Build 4-Story, 23-Unit Apartment Building; 4th Aldermanic District: 437-441 West Mifflin Street.
- A motion was made by Council President Van Rooy, seconded by President Pro Tem Rosas, to Rerefer for Recessed Public Hearing to the PLAN COMMISSION. The motion passed by acclamation.**
42. [01144](#) Creating Section 28.06(2)(a)3098 of the Madison General Ordinances rezoning property from Temp A Agriculture to R1Single-Family Residence District. Proposed Use: 8 Residential Lots, 1 Institutional Lot & 4 Outlots; 17th Aldermanic District: 5402 & 5432 Commercial Avenue
- 1 registrant in support not wishing to speak.*
- 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: ORD-05-00118

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: 50, 52, 71, 72, 73, 77, 81, 82, 84, 85, & 112.

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

43. [01435](#) Alcohol License Review Committee
June 15, 2005, Report of Operator License Applications (New & Renewal)
See attached report for list of operators. Additional names to be distributed at the June 21, 2005, Common Council meeting.
- A motion was made by Council President Van Rooy, seconded by President Pro Tem Rosas, to Grant. The motion passed by acclamation.**

REPORT OF CITY ATTORNEY

44. [01464](#) Recommending the placement of Automated External Defibrillators (AED) in all public locations in the City of Madison.
- 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-05-00545

REPORT OF BOARD OF ESTIMATES

45. [01280](#) To Establish a Senior Center Foundation and Transfer Senior Center Funds.
- 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-05-00546
46. [01305](#) Authorizing the Mayor and City Clerk to execute a Reimbursement Plan Document for the Post-Employment Health Plan for collectively bargained public employees, specifically the Madison Professional Police Officers Association.
- 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-05-00547
47. [01339](#) That the vacant position (#786) of Clerk Typist 2 in Compensation Group 20, Range 06, in the permanent salary detail of the Comptroller's Office budget is repealed and recreated as a position of Accountant 3 in Compensation Group 18, Range 10, thereof.
- 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-05-00548
48. [01340](#) That the position (#3418) of Planner 3 in Compensation Group 18, Range 10, (occupied by D. Trowbridge) in the permanent salary detail of the Planning Unit budget is repealed and recreated as a position of Planner 4 in Compensation Group 18, Range 12, thereof, and be it further resolved that the incumbent shall be reallocated to said position.
- 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-05-00549

49. [01341](#) That the position (#669) of Zoning Code Officer 1, in Compensation Group 16, Range 13, (occupied by R. Towle) in the permanent salary detail of the Inspection Unit budget is repealed and recreated as a Zoning Code Officer 2 in Compensation Group 16, Range 16, thereof, and be it further resolved that the incumbent shall be reallocated to the said position.
- 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-05-00550
50. [01366](#) Allocating funds appropriated in the 2005 Operating Budget for prior-year estimated encumbrances to match actual carryforward encumbrances in various departmental accounts, and decreasing the Contingent Reserve by \$101,100 to fund these appropriations.
- A motion was made by Council President Van Rooy, seconded by President Pro Tem Rosas, 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-05-00551
51. [01378](#) Authorizing an amendment to the sublease with Madison Community Health Center, Inc. for space within the South Madison Health and Family Center.
- 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-05-00552
52. [01418](#) Amending the Capital Budget to use \$300,000 of new Federal EDI funds for the Wexford Neighborhood Center Project (project 45 in the Planning and Development 2005 Capital Budget) and to create a new project 46, "Streetcar Study" in the P&D 2005 Adopted Capital Budget and transferring \$300,000 of budgeted General Obligation from the Wexford project to the Streetcar Study project.
- 15 aye votes were required to adopt this item and there were only 14 aye votes.*
- A motion was made by Council President Van Rooy, seconded by President Pro Tem Rosas, to Adopt Substitute motion to refer to the Common Council Meeting of 7/5/05, Palm/Compton: failed. The motion failed by the following vote:**
- Aye:** 14 - Benford, Bruer, Cnare, Golden, King, Konkell, Gruber, Olson, Knox, Jr., Rosas, Palm, Verveer, Radomski and Webber
- No:** 6 - Sanborn, Brandon, Compton, Skidmore, Thomas and Van Rooy
- Non Voting:** 1 - Cieslewicz
- A motion was made by Ald. Konkell, seconded by Ald. Webber, to Reconsider. The motion passed by acclamation.**

Due back at the 7/5/05 Common Council Meeting.

A motion was made by Ald. Konkel, seconded by Ald. Webber, to Refer to a future Meeting to Adopt. The motion passed by acclamation.

REPORT OF BOARD OF PUBLIC WORKS

53. [01278](#) Authorizing the Mayor and the City Clerk to execute a release of part of a platted public utility easement reserved within Lot 53, Hawks Landing, located at 1802 Maplecrest Drive. 1st 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-05-00553
54. [01279](#) Authorizing the Mayor and the City Clerk to execute a release of part of a platted public utility easement reserved within Lots 2 and 3, constituting the JOMA Industries property, located at 1901 Wright Street. 17th 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-05-00554
55. [01308](#) Improvements accepted for 2002 Resurfacing Various Streets; Grinding, Contract No. 5385. (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-05-00555
56. [01309](#) Improvements accepted for Far East Bituminous Paving, and Bituminous Base Patching and Base Patch Grinding, Contract No. 5386. (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-05-00556
57. [01310](#) Improvements Accepted For 2002 Resurfacing Various Streets; Bituminous Paving, And Bituminous Base Patching And Base Patch Grinding, Contract No. 5383. (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-05-00557
58. [01311](#) Improvements Accepted for Reroofing at Various Park Shelters, Contract No. 5789. (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-05-00558

59. [01312](#) Authorizing the Mayor and City Clerk to execute a contract for Purchase of Service with Strand Associates to perform the Wingra Creek Dam Rehabilitation Study. (13th 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-05-00559
60. [01325](#) Accepting curb and gutter, sidewalk, and other public infrastructure improvements constructed by private contract for 420 West Gorham Street PUD, Private Contract No. 1954. (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-05-00560
61. [01326](#) Approving plans and specifications and authorizing the Board of Public Works to advertise and receive bids for the Valley View Sanitary and Drainage Impact Fee District, Contract No. 5825. (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-05-00561
62. [01350](#) Authorizing the Mayor and the City Clerk to execute an Amendment to the Three Party Design Engineering Services Contract between the City of Madison, Strand Associates, Inc., and the State of Wisconsin Department of Transportation for the design of Southwest Bike Path Phase IV (Contract No. 5566). (4th & 13th 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-05-00562
63. [01351](#) Accepting sidewalk improvements constructed by private contract in the Eken Park Townhouses PUD, Private Contract No. 1858. (15th 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-05-00563
64. [01352](#) Approving plans and specifications for public improvements necessary for the Subdivision known as The American Center Plat Hanson Addition and authorizing construction to be undertaken by the Developer, Private Contract No. 2047. (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-05-00564

65. [01353](#) Authorizing the Mayor and City Clerk to adopt the Nonpoint Source Control Plan for the Lake Mendota Priority Watershed Project. (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-05-00565
66. [01377](#) Authorizing the annulment of the award of Contract No. 5826, Restoration/Landscaping - 2005 to Greener Valley, for failure to execute and forfeiture of bid bond in accordance with Section 103.4 of the Standard Specifications for Public Works Construction. (City-Wide ADs)
A motion was made by Council President Van Rooy, seconded by President Pro Tem Rosas, to Place On File. The motion passed by acclamation.
67. [01382](#) Declaring the City of Madison's intention to exercise its police powers establishing the Atticus Way Construction Assessment District - 2005. (10th 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-05-00566
68. [01397](#) Approving plans, specifications, and schedule of assessments for Midvale Boulevard - Hilldale Area Assessment District 2005, and amending the 2005 Capital Budgets for Curb and Curb Ramps with Resurfacing, Traffic Signal Infrastructure, and Special Assessments. (10th 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-05-00567
69. [01419](#) Accepting bituminous pavement constructed by private contract in Reston Heights - Phase V, Private Contract No. 1816 (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-05-00568
70. [01421](#) Authorizing the expenditure of \$25,000 with Herman Landscape Service for planting 500 -feet of the Packers Avenue Median. (12th & 15th 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-05-00569

REPORT OF COMMON COUNCIL ORGANIZATIONAL COMMITTEE

71. [00059](#) SECOND SUBSTITUTE - Amending Section 2.40(2)(e), (g), (h), (i), and (3)(e), creating Section 2.40(3)(i), amending Sections 2.40(6)(c), (7), (8), (9)(a), (10)(a), (11)(b) and (11)(e), creating Section 2.40(11)(f), amending Section 2.40(12), creating new Section 2.40(13), and renumbering current Sections 2.40(13) through (15) to Sections 2.40(14) through (16) of the Madison General Ordinances to modify portions of the lobbying ordinance.

Referred to a special CCOC meeting on 7/13/05.

Refer to the COMMON COUNCIL ORGANIZATIONAL COMMITTEE

Enactment No: ORD-05-00150

72. [01304](#) SUBSTITUTE - Amending Section 23.05 of the Madison General Ordinances to create a definition of a tobacco bar and to create an exception to permit smoking in tobacco bars.

15 registrants in support not wishing to speak; 7 registrants in opposition not wishing to speak; 9 registrants in support wishing to speak; 5 registrants in opposition wishing to speak.

A motion was made by Council President Van Rooy, seconded by Ald. Verveer, to Adopt. Substitute motion to refer to the Joint Public Health Commission and Economic Development Commission, Gruber/Bruer: failed. The motion failed by the following vote:

Aye: 9 - Benford, Brandon, King, Knox, Jr., Rosas, Skidmore, Thomas, Verveer and Radomski

No: 11 - Sanborn, Bruer, Cnare, Compton, Golden, Konkell, Gruber, Olson, Palm, Van Rooy and Webber

Non Voting: 1 - Cieslewicz

REPORT OF MAYOR

73. [01037](#)

Report recommendations of the Department of Civil Rights Ad Hoc Committee.

A motion was made by Council President Van Rooy, seconded by President Pro Tem Rosas, to Approve By this motion, it is intended: (1) that the Council's conditional approval of the creation of the Department of Civil Rights, as proposed in the 2005 Budget, with the administrative savings obtained through locating Affirmative Action and Equal Opportunities within that single department, be finally approved; (2) that the other recommendations in the Report of the Ad Hoc DCR Committee be adopted as City policy; and (3) that implementation of these changes be accomplished through normal City processes. (4) that the Mayor report back to the council in one (1) year on the progress made in accomplishing the goals stated in the Report of the Department of Civil Rights.

Approve the report with incorporating the following recommendations of Commission on People with Disabilities:

A. If there will be a new Department of Civil Rights (DCR), the CPD wants the name "Disability Rights Program " to be changed to " Disability Rights and Services Program" (DR&SP), which shall be on equal footing with Affirmative Action and Equal Opportunities functions within that new DCR.[COMMENT: by this we mean that DCR would be composed of three different EQUAL program areas, being EO and AA and DR&SP].

B. The person in charge of the DR&SP should be titled " Disability Rights & Services Program Coordinator."

C. Additional staff shall be assigned to the program to support the DR&SP Coordinator with the technical and clerical skills necessary to successfully run the program.

D. The DR&SP Coordinator would have direct / regular access to the Mayor and his aide who is responsible for the DCR.

E. The DR&SP shall have a budget and accessible office space commensurate with the functions it shall be required to perform, King/Konkel:carry.

The motion passed by the following vote:

Aye: 17 - Sanborn, Brandon, Bruer, Cnare, Compton, Golden, Gruber, Olson, Knox, Jr., Rosas, Palm, Skidmore, Thomas, Van Rooy, Verveer, Radomski and Webber

No: 3 - Benford, King and Konkel

Non Voting: 1 - Cieslewicz

A motion was made by Ald. Benford, seconded by Ald. Konkel, to Approve with the following amendment(s): 1) Maintain the current structure of separate departments, and do not create the Department of Civil Rights. a) Hire permanent directors for both AAD & EOC and immediately elevate both new directors to the Mayor's Management Team ("cabinet"). b) Retain the Investigative Supervisor in the EOC Department. c) Retain the Contract Compliance officer position in Affirmative Action. d) Co-locate the departments by early 2006. 2) Immediately allocate funds (in amounts equal to those proposed by the Mayor's original proposal) towards Fair Housing Testing and the Language Access Program. 3) Conduct a ill-scale evaluation of both EOC and AAD (to be completed by January, 2006) to determine ways of enhancing the agencies' services and improving effectiveness. 4) Create a Civil Rights Task Force charged with developing and prioritizing specific initiatives aimed at addressing civil rights and quality of life issues in Madison The Task Force shall make a report of its recommendations to the Council by December, 2005.

The motion failed by the following vote:

Aye: 3 - Benford, King and Konkel

No: 17 - Sanborn, Brandon, Bruer, Cnare, Compton, Golden, Gruber, Olson, Knox, Jr., Rosas, Palm, Skidmore, Thomas, Van Rooy, Verveer, Radomski and Webber

Non Voting: 1 - Cieslewicz

A motion was made by Ald. King, seconded by Ald. Konkel, to Approve with the following amendment: eliminate the AAD recruiter position and restore the EOC investigative supervisor position. The motion failed by the following vote:

Aye: 4 - Benford, Cnare, King and Konkel

No: 16 - Sanborn, Brandon, Bruer, Compton, Golden, Gruber, Olson, Knox, Jr., Rosas, Palm, Skidmore, Thomas, Van Rooy, Verveer, Radomski and Webber

Non Voting: 1 - Cieslewicz

A motion was made by Ald. King, seconded by Ald. Konkel, to Approve with the following amendment(s): Restore EOC investigative supervisor. The motion failed by the following vote:

Aye: 5 - Benford, King, Konkel, Olson and Verveer

No: 15 - Sanborn, Brandon, Bruer, Cnare, Compton, Golden, Gruber, Knox, Jr., Rosas, Palm, Skidmore, Thomas, Van Rooy, Radomski and Webber

Non Voting: 1 - Cieslewicz

A motion was made by Ald. King, seconded by Ald. Konkol, to Approve with the following amendment(s): Move \$90,000 to Fairhousing testing and \$55,000 to language assistance from the expected \$145,000 in savings from staff not being hired & change Director of Civil Rights to Acting Interim Director of AA for language services & Acting Interim Director of EOC for housing testing. The motion failed by the following vote:

Aye: 8 - Benford, Cnare, King, Konkol, Gruber, Olson, Verveer and Webber

No: 12 - Sanborn, Brandon, Bruer, Compton, Golden, Knox, Jr., Rosas, Palm, Skidmore, Thomas, Van Rooy and Radomski

Non Voting: 1 - Cieslewicz

Suspend Rules to not automatically adjourn at 11:30 p.m., Van Rooy/Webber: carry.

REPORT OF PARK COMMISSION

74. [01154](#) Authorizing the Mayor and City Clerk to enter into a Second Amendment to the agreement between the City and Princeton Soccer Club, Inc., to allow the Princeton Club build a storage box in a designated area at Reindahl Park.
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-05-00570
75. [01333](#) Authorizing the closure of the Warner Park lagoon and its connecting waterway to Lake Mendota during the 2005 Rhythm and Booms celebration.
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-05-00571
76. [01420](#) SUBSTITUTE - Authorizing the Mayor and City Clerk to execute a Use Agreement between the City and Capstar Radio Operating Company for the July 4th Celebration at Elver Park.
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-05-00541

REPORT OF PUBLIC SAFETY REVIEW BOARD

77. [00902](#) AMENDED SUBSTITUTE - Creating Section 38.06(12) of the Madison General Ordinances to provide a definition for Centers for the Visual and Performing Arts and to establish licensing and operational requirements for such Centers.

2 registrants in support not wishing to speak.

A motion was made by Ald. Olson, seconded by Ald. King, to Adopt With Amendment(s) Amendments: Strike existing language in (12) (b) 2 which reads: " The following performance venues shall not be required to obtain a Center for the Visual and Performing Arts license: a. Overture Center for the Arts, b. The Barrymore Theater." and replace with: "Performance venues holding theater licenses pursuant to Section 9.04 of the Madison General Ordinances, shall not be required to obtain a center for the visual and performing arts license. ", Olson/ King: carry. The motion passed by acclamation.

Enactment No: ORD-05-00121

REPORT OF RISK MANAGER

78. [01167](#) Holiday Inn Express, 7184 Morrisonville Rd., DeForest - property damage - \$227.00.

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

REPORT OF TRANSIT/ PARKING COMMISSION

79. [01227](#) Amending Section 3.38(30) of the Madison General Ordinances to provide unlimited ride bus passes to employees under the City's Unlimited Ride Pass Program.

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

Aye: 16 - Benford, Sanborn, Bruer, Cnare, Golden, King, Konkell, Gruber, Olson, Knox, Jr., Rosas, Thomas, Van Rooy, Verveer, Radomski and Webber

No: 4 - Brandon, Compton, Palm and Skidmore

Non Voting: 1 - Cieslewicz

Enactment No: ORD-05-00120

80. [01238](#) Authorizing the City of Madison to implement an Unlimited Ride Pass Program for City Employees. Terms and Conditions of the Program, described in Addendum A to this Resolution: Report: Metro Transit Unlimited Ride Pass Program, have been reviewed by the Mayor, Comptroller, and Interim Human Resources Director. The Unlimited Ride Pass Program would operate initially on a pilot program basis with the opportunity for program continuation through the normal legislative process.
- A motion was made by Council President Van Rooy, seconded by President Pro Tem Rosas, to Adopt. The motion passed by the following vote:**
- Aye:** 19 - Benford, Sanborn, Bruer, Cnare, Compton, Golden, King, Konkell, Gruber, Olson, Knox, Jr., Rosas, Palm, Skidmore, Thomas, Van Rooy, Verveer, Radomski and Webber
- No:** 1 - Brandon
- Non Voting:** 1 - Cieslewicz
- Enactment No:** RES-05-00572
81. [01241](#) Authorizing the Mayor and City Clerk to enter into an agreement with Edgewood College for the provision of free fare access by its employees and students to Metro Transit fixed route and ADA paratransit services through an Unlimited Ride Pass Agreement, with reimbursement to the transit utility for employee and student trips for the period August 31, 2005 through May 12, 2006.
- A motion was made by Council President Van Rooy, seconded by President Pro Tem Rosas, to Adopt. The motion passed by the following vote:**
- Aye:** 19 - Benford, Sanborn, Brandon, Bruer, Cnare, Compton, Golden, King, Gruber, Olson, Knox, Jr., Rosas, Palm, Skidmore, Thomas, Van Rooy, Verveer, Radomski and Webber
- No:** 1 - Konkell
- Non Voting:** 1 - Cieslewicz
- Enactment No:** RES-05-00573
82. [01481](#) Report dated June 15, 2005 re: surveillance cameras in Metro facilities.
- Accept with the following recommendation(s): The council agrees that the Transit & Parking Commission should develop a security and safety plan and that said plan may propose the use of video surveillance cameras (consistent with the Ad Hoc Committee on Surveillance Cameras recommendations regarding "Electronic Image Recording Guidelines"). While adoption of this motion does not approve the report or any specific application of cameras, the council does not object to cameras per se. The council's action also requires the Transit & Parking Commission to submit the report for reviews and approval by the council prior to implementation, Golden/Bruer: carry.**

83. [01259](#) Amending Section 11.03(1) and (2) of the Madison General Ordinances to include the transfer point as an area of lawful use and to require posting of this subsection by an official sign and not by police officer notification.
- A motion was made by Council President Van Rooy, seconded by President Pro Tem Rosas, to Adopt. The motion passed by acclamation.**
- Enactment No: ORD-05-00119

REFERRED TO THIS MEETING

APPOINTMENTS

84. [01314](#) Report of the Mayor submitting citizen committee appointments.
(Note amendment to TPC appointment.)
- A motion was made by Council President Van Rooy, seconded by President Pro Tem Rosas, to Confirm. 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

RESOLUTIONS

85. [01141](#) Authorizing the creation of a \$1,600,000 American Communities Capital Revolving Fund program, objectives and criteria to be administered by the Madison Community Development Authority (CDA) and capitalized by the Fannie Mae American Communities Fund line of credit.
- 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-05-00574

NEW BUSINESS

ORDINANCES

86. [01471](#) Amending Section 8.41(4) of the Madison General Ordinances to include the Superintendent of Parks or designee as a member of the staff of the Downtown Coordinating Committee.
- Refer to the BOARD OF PARK COMMISSIONERS**

87. [01482](#) Adopting and confirming Revision 251 of the Madison General Ordinances as of June 15, 2005 to incorporate the changes pursuant to Sec. 66.0103, Wis. Stats.
Adopt at the 7-5-05 Common Council Meeting
- Refer to a future Meeting to Adopt**
88. [01483](#) Amending Sections 28.12(10)(c) and 28.12(11)(d) of the Madison General Ordinances to require notification of business associations prior to submitting an application for rezoning or conditional use.
Due back at the 8/2/05 Common Council Meeting.
- Refer For Public Hearing to the PLAN COMMISSION Additional referral(s):
Economic Development Commission**
89. [01498](#) Amending Section 28.085(5)(d) of the Madison General Ordinances to make hospitals a conditional use in the O-4 District.
Due back at the 7/19/05 Common Council Meeting.
- Refer For Public Hearing to the PLAN COMMISSION**

RESOLUTIONS

90. [01298](#) A resolution approving Facade Improvement Grants to 1875 Monroe Street (Neuhauser Pharmacy) and 2110 Atwood Avenue (Dobhan Restuarant).
- Refer to the BOARD OF ESTIMATES**
91. [01374](#) Transfer of funds from permanent salaries in the Fire Department budget to overtime salaries.
- Refer to the BOARD OF ESTIMATES**
92. [01428](#) Vacate/Discontinue a portion of West Lawn Avenue and South Spooner Street in the City of Madison. (10th AD)
- Refer to the BOARD OF PUBLIC WORKS Additional referral(s): Ped Bike Motor Vehicle Commission, Plan Commission**
93. [01446](#) Authorizing the Common Council to accept ownership from the Hawks Landing Neighborhood Association of four (4) neighborhood entrance signs to be installed in public right-of-way at several intersections in the Hawk's Landing subdivision. 1st Ald. Dist.
- Refer to the BOARD OF PUBLIC WORKS Additional referral(s): Plan Commission**
94. [01457](#) Approving the Redevelopment Plan and District Boundary for the 800 Block East Washington Avenue Redevelopment District.
- Refer to the PLAN COMMISSION**

95. [01466](#) Vacate/discontinue a portion of Regent Street at its intersection with Owen Parkway in Hoyt Park, in the City of Madison, Wisconsin. (11th AD)
Refer to the BOARD OF PUBLIC WORKS Additional referral(s): Ped Bike Motor Vehicle Commission, Plan Commission
96. [01469](#) Accepting a Public Sidewalk Easement from Joshua K. and Jaime R. Farkas across property located at 4510 East Buckeye Road. 16th Ald. Dist.
Refer to the BOARD OF PUBLIC WORKS Additional referral(s): Plan Commission
97. [01473](#) Authorizing the Transit General Manager to file an application for a Section 5307, public transit capital, capital maintenance, and capital planning grant with U.S. Department of Transportation and authorizing the Mayor and the City Clerk to execute the associated grant agreement with USDOT and the associated 13 (c) agreement with Teamsters Local No. 695.
Refer to the TRANSIT AND PARKING COMMISSION Additional referral(s): Board of Estimates
98. [01474](#) Authorizing the Transit General Manager to file an application for a Section 5309 formula public transit capital grant with U.S. Department of Transportation and authorizing the Mayor and the City Clerk to execute the associated grant agreement with USDOT and the associated 13 (c) agreement with Teamsters Local No. 695.
Refer to the TRANSIT AND PARKING COMMISSION Additional referral(s): Board of Estimates
99. [01475](#) Authorizing the Transit General Manager to file an application for a public transit capital grant with Wisconsin Department of Transportation and authorizing the Mayor and the City Clerk to execute the associated grant agreement with WISDOT and the associated 13 (c) agreement with Teamsters Local No. 695.
Refer to the TRANSIT AND PARKING COMMISSION Additional referral(s): Board of Estimates
100. [01479](#) Establishing rules and procedures for Common Council deliberation on the City of Madison's 2006 Operating and Capital Budgets.
Refer to the BOARD OF ESTIMATES
101. [01480](#) Approving the 2005 Neighborhood Grants Program recommendations made by the Staff Review Team and authorizing the Planning Unit Director, Comptroller and City Attorney to execute grant agreements on behalf of the City.
Refer to the BOARD OF ESTIMATES

102. [01493](#) Authorizing the Mayor and City Clerk to execute an agreement with the University of Wisconsin-Madison for the provision of free access by UW-Madison and UW Hospital employees to Metro Transit fixed route and ADA paratransit services, with reimbursement to the transit utility for estimated employee trips for the period September 1, 2005 through August 31, 2006.
- Refer to the TRANSIT AND PARKING COMMISSION Additional referral(s): Board of Estimates**
103. [01494](#) Authorizing the Mayor and City Clerk to execute a lease with Jerry Leister for five tracts of City-owned land comprising approximately 35 acres.
- Refer to the BOARD OF PARK COMMISSIONERS Additional referral(s): Board of Public Works, Plan Commission**

LICENSES

104. [01427](#) Public Hearing - New License
Thongpone Vanphravong • dba Corner Store
901 Williamson Street
Class A Beer
Due back at the 8/2/05 Common Council Meeting.
- Refer For Public Hearing to the ALCOHOL LICENSE REVIEW COMMITTEE**
105. [01436](#) Public Hearing - New License
Cocoliquot, LLC • dba Cocoliquot • estimated capacity of 110
219 King Street • Agent: Brian Haltinner
Class B Combination Liquor & Beer • 25% alcohol, 75% food
Due back at the 8/2/05 Common Council Meeting.
- Refer For Public Hearing to the ALCOHOL LICENSE REVIEW COMMITTEE**
106. [01467](#) Public Hearing - New License
Vientiane Restaurant, Inc. • dba Vientiane Restaurant • estimated capacity 70
626 S. Park Street • Agent: Khamming Baccam
Class B Beer, Class C Wine • 10% alcohol, 90% food
Due back at the 8/2/05 Common Council Meeting.
- Refer For Public Hearing to the ALCOHOL LICENSE REVIEW COMMITTEE**
107. [01470](#) Public Hearing - New License
Provisions & Merchantile, LLC • DBA: The Old Fashioned • estimated capacity 167 • 23
N. Pinckney Street • Agent: Tami Lax
Class B Combination Liquor & Beer • 35% alcohol, 65% food
Due back at the 8/2/05 Common Council Meeting.
- Refer For Public Hearing to the ALCOHOL LICENSE REVIEW COMMITTEE**

CLAIMS - REFER TO RISK MANAGER

108. [01504](#) M & I Bank, 1 W. Main St., Madison - property damage - \$3,855.71.
109. [01505](#) E. Uselman, 4349 Lilac Ln., Madison - property loss - \$20.97.

ADDENDUM**LATE ITEMS****BUSINESS BY THE MAYOR**

110. [01506](#) Authorizing indemnification of the State of Wisconsin, Department of Transportation from liability associated with the work of City Forces in supplying and installing emergency vehicle pre-emption equipment on various traffic signals.
- 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-05-00540

REPORT OF OFFICERS**REPORT OF PLAN COMMISSION**

111. [01107](#) Approving the preliminary plat of "Meadow Estates" located on Meadow Road, Town of Middleton (within City of Madison's Extraterritorial Plat Approval Jurisdiction).
- 1 Registrant in support not wishing to speak.*
- 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-05-00575

112. [01217](#) Approving the Redevelopment Plan and District Boundary for the 800 Block East Washington Avenue Redevelopment District. 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:** 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-05-00576

113. [01343](#) Approving the preliminary and final plat of Eagle Crest located on Commercial Avenue. 17th Ald. Dist.
- 1 Registrant in support not wishing to speak.*
- 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-05-00577

REPORT OF BOARD OF PUBLIC WORKS - BIDS

- 114 [01356](#) Awarding Public Works Contracts for Bids Opened June 3, 2005 (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-05-00578

CORRECTION(S) TO AGENDA ITEM(S)

*Agenda Item # 73 (Report recommendations of the Department of Civil Rights Ad Hoc Committee.) The Equal Opportunities Commission's recommendation was not included on the agenda that was distributed. See the attachment for details of their recommendation.

*Agenda Item # 84 (Citizen Appointments) has a correction (see attachment).

ITEMS INTRODUCED FROM THE COUNCIL FLOOR

- [01447](#) Authorizing the Madison Department of Public Health to accept \$29,400 from the Division of Public Health of the Wisconsin Department of Health and Family Services (WDHFS) to conduct investigations of City licensed tobacco vendors' compliance with restrictions on the sale of cigarettes and tobacco products to minors.

Refer to the BOARD OF ESTIMATES

01509

Establishing a setback along the Broom Street corridor and directing staff to prepare the necessary documents to officially map the corridor.

**Refer to the PLAN COMMISSION Additional referral(s): Long Range
Transportation Planning Commission**

ADJOURNMENT

**A motion was made by Council President Van Rooy, seconded by Ald. Verveer, to
Adjourn at 1:45 a.m. The motion passed by acclamation.**

I certify that the foregoing action of the Common Council was approved by the Mayor on the 27th of June, 2005.

Ordinances published July 12th, 2005.

RAY FISHER, CITY CLERK