



# City of Madison Proceedings - Final COMMON COUNCIL

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

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Tuesday, August 2, 2005

6:30 PM

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

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## **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: ALD. PALM, ALD. CNARE, ALD. GOLDEN**

Roll Call at 6:36 p.m., Mayor Cieslewicz in the chair.

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

**Excused:** Cnare, Golden and Palm

## **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 Ald. Verveer, to Suspend the Rules. The motion passed by acclamation.**

## PETITIONS AND COMMUNICATIONS

1. [01669](#) Petition dated July 19, 2005 from Axley Brynelson, LLP, attorney for Blackhawk Evangelical Free Church re: direct attachment from the Town of Middleton to the City of Madison.  
*Accept at the 9/6/05 Common Council Meeting.*  
**A motion was made by Council President Van Rooy, seconded by Ald. Verveer, to Refer to a future Meeting to Accept for September 6, 2005. The motion passed by acclamation.**

## BUSINESS BY THE MAYOR

2. [01708](#) INFORMATIONAL REPORT from the Mayor forwarding names of appointees to boards, commissions and committees not requiring appointment by the Mayor or Council approval.  
**A motion was made by Council President Van Rooy, seconded by Ald. Verveer, to Accept. The motion passed by acclamation.**
3. [01709](#) Report of the Mayor submitting citizen committee appointments. (introduction 8-2-05; action 9-6-05).  
*Confirm at the 9/6/05 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 September 6, 2005. The motion passed by acclamation.**

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

### REPORT OF ALCOHOL REVIEW COMMITTEE

4. [01245](#) Public Hearing - New License  
Efraim Elmazi • dba Sal's Pizza • estimated capacity of 50  
15 N. Butler Street  
Class B Beer, Class C Wine • 10% alcohol, 90% 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.**
5. [01252](#) Public Hearing - New License  
Salon Centinela, LLC • dba Salon Centinela  
5018 Blazing Star Drive • Agent: Jeanette Leon  
Class B Beer  
*Public Hearing Recessed.*  
**A motion was made by Council President Van Rooy, seconded by Ald. Olson, to Refer For Public Hearing to the ALCOHOL LICENSE REVIEW COMMITTEE. The motion passed by acclamation.**

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

6. [01427](#) Public Hearing - New License  
Thongpone Vanphravong • dba Corner Store  
901 Williamson Street  
Class A Beer  
**A motion was made by Council President Van Rooy, seconded by Ald. Verveer, to Grant and Close the Public Hearing with conditions. The motion passed by acclamation.**
7. [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  
**A motion was made by Council President Van Rooy, seconded by Ald. Verveer, to Grant and Close the Public Hearing. The motion passed by acclamation.**
8. [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  
**A motion was made by Council President Van Rooy, seconded by Ald. Verveer, to Grant and Close the Public Hearing. The motion passed by acclamation.**
9. [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  
**A motion was made by Council President Van Rooy, seconded by Ald. Verveer, to Grant and Close the Public Hearing. The motion passed by acclamation.**

**REPORT OF BOARD OF PUBLIC WORKS**

10. [01613](#) Approving Plans, Specifications, And Schedule Of Assessments For Severson Drive Assessment District - 2005 (16th AD)  
**A motion was made by Council President Van Rooy, seconded by Ald. Compton, to Adopt and Close the Public Hearing. The motion passed by acclamation.**  
Enactment No: RES-05-00644
11. [01614](#) Approving Plans, Specifications, And Schedule Of Assessments For St. Philomena Way Assessment District (9th AD).  
**A motion was made by Council President Van Rooy, seconded by Ald. Compton, to Adopt and Close the Public Hearing. The motion passed by acclamation.**  
Enactment No: RES-05-00645

**REPORT OF PLAN COMMISSION**

12. [01315](#) Creating Section 28.06(2)(a)3109 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: 10 Condominium Units; 1st Aldermanic District: 1702 Waldorf Boulevard.
- 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-05-00136
13. [01316](#) Creating Section 28.06(2)(a)3111 of the Madison General Ordinances rezoning property from Temp A Agriculture to R1 Single-Family Residence District, and creating Section 28.06(2)(a)3112 of the Madison General Ordinances rezoning property from Temp A Agriculture to R4 General Residence District. Proposed Use: 32 Single Family Lots & 2 Multi-Family Lots; 1st Aldermanic District: 9201 Mid Town Road.
- 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.**
14. [01317](#) Creating Section 28.06(2)(a)3113 of the Madison General Ordinances rezoning property from Temp A Agriculture to PUD(GDP) Planned Unit Development (General Development Plan) District. Proposed Use: Church, Offices, Mixed Use & Open Space; 9th Aldermanic District: 9602 Mineral Point Road.
- Adopt at the 9/6/05 Common Council Meeting.*
- A motion was made by Council President Van Rooy, seconded by President Pro Tem Rosas, to Rerefer for Recessed Public Hearing to the COMMON COUNCIL, due back on September 6, 2005. The motion passed by acclamation.**
15. [01324](#) SUBSTITUTE - Creating Section 28.06(2)(a)3123 of the Madison General Ordinances rezoning property from Temp A Agriculture to C Conservancy District and creating Section 28.06(2)(a)3124 of the Madison General Ordinances rezoning property from Temp A Agriculture and W Wetlands to W Wetlands. Proposed Use: Conservancy for Plat Requirements; 16th Aldermanic District: 4949 Meinders Road.
- 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-05-00137
16. [01342](#) Amending Sections 28.08(13)(f), 28.08(15)(f), and 28.08(16)(f), and 28.08(17)(f) of the Madison General Ordinances to clarify allowed projections into front yards and size of front yards.
- 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-05-00138

17. [01358](#) Creating Section 16.23(7)(a)21 and amending Sections 16.23(7)(b) and 28.03(2) of the Madison General Ordinances to require identification of secondary dwelling units on subdivision plats.  
*1 Registrant(s) 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-05-00139
18. [01359](#) Creating Section 28.10(6) of the Madison General Ordinances to establish a Research and Development Center District.
- 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.**
19. [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.
- 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-05-00140

## 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: Agenda Item #'s 61, 65, 96, 108, 110, 111, & 112**, on motion of President Van Rooy, seconded by Ald. Verveer.

**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

20. [01384](#) Application for Change of Licensed Premise  
Oscar, Inc. • dba Buffalo Wild Wings Grill & Bar • capacity 99  
529 State Street • Agent: Greg Meyers  
Class B Combination Liquor & Beer • 30% alcohol, 70% food  
Request to add sidewalk cafe to licensed premise.
- A motion was made by Council President Van Rooy, seconded by Ald. Verveer, to Grant. The motion passed by acclamation.**

21.     01423           Change of Corporate Control - 4 new members  
Madison Club • dba Madison Club  
5 E. Wilson Street • Agent: Brian Johnson  
Class B Combination Liquor & Beer • 25% alcohol, 75% food  
  
**A motion was made by Council President Van Rooy, seconded by Ald. Verveer, to Grant. The motion passed by acclamation.**
22.     01437           Change of Corporate Control - 1 new member  
Cafe Montmartre, Inc. • dba Cafe Montmartre • capacity of 99  
127 E. Mifflin Street • Agent: Craig Spaulding  
Class B Combination Liquor & Beer • 71% alcohol, 29% food  
  
**A motion was made by Council President Van Rooy, seconded by Ald. Verveer, to Grant. The motion passed by acclamation.**
23.     01438           Application for Change of Licensed Premise  
Dream Lanes, Inc. • dba Dream Lanes • capacity 750  
13 Atlas Court • Agent: Robin Goldberg  
Class B Combination Liquor & Beer • 100% alcohol  
Request to add a 600 square foot patio in front of the building.  
  
**A motion was made by Council President Van Rooy, seconded by Ald. Verveer, to Grant. The motion passed by acclamation.**
24.     01441           Application for Change of Licensed Premise  
Orbut of State Street, Inc. • dba Mondays • capacity 151  
523 State Street • Agent: Gary Garten  
Class B Combination Liquor & Beer • 100% alcohol  
Request to have back door open for outdoor smoking area that is supervised.  
  
**A motion was made by Council President Van Rooy, seconded by Ald. Verveer, to Grant. The motion passed by acclamation.**
25.     01472           Application for Change of Licensed Premise  
Capitol Point Wine & Specialty Co., LLC • dba C'est le Vin • capacity 25  
120 E. Mifflin Street • Agent: Colleen Kloehn  
Class B Combination Liquor & Beer • 60% alcohol, 40% food  
Request to add sidewalk cafe containing two or three tables.  
  
**A motion was made by Council President Van Rooy, seconded by Ald. Verveer, to Grant. The motion passed by acclamation.**
26.     01522           Change of Corporate Control - 3 new members  
Madison Association of the Deaf, Inc.  
1109 Williamson Street • Agent: Arthur Nadler  
Class B Combination Liquor & Beer • 100% alcohol  
  
**A motion was made by Council President Van Rooy, seconded by Ald. Verveer, to Grant. The motion passed by acclamation.**

27. [01524](#) Application for Change of Licensed Premise  
T. C. Visions, Inc. • dba Visions • capacity 140  
3554 E. Washington Avenue • Agent: Thomas Reichenberger  
Class B Combination Liquor & Beer • 100% alcohol  
Request to add the following condition: "Licensee shall not open for business prior to 6:00 p.m. on any day."  
**A motion was made by Council President Van Rooy, seconded by Ald. Bruer, to Grant With Condition(s) that only one (1) special event may only occur on the last Sunday of the month (add to license as a condition). The motion passed by acclamation.**
28. [01525](#) Application for Change of Licensed Premise  
BAT, Inc. • dba Madhatter • capacity of 150  
3 University Square • Agent: Ted Gervasi  
Class B Combination Liquor & Beer • 95% alcohol, 5% food  
Request to add smoking garden/outdoor cafe in front of building.  
**A motion was made by Council President Van Rooy, seconded by Ald. Verveer, to Grant. The motion passed by acclamation.**
29. [01526](#) Application for Change of Licensed Premise  
O'Halloran's, Inc. • dba Lombardino's  
2500 Unviersity Avenue • Agent: Patrick O'Halloran  
Class B Combination Liquor & Beer • 25% alcohol, 75% food  
Request to add tent in parking lot to licensed premise for an event August 14.  
**A motion was made by Council President Van Rooy, seconded by Ald. Verveer, to Grant. The motion passed by acclamation.**
30. [01530](#) Nightclub License Application  
Kollege Klub, Inc. • dba Kollege Klub • capacity of 305  
529 N. Lake Street • Agent: Bruce Meier  
Class B Combination Liquor & Beer • 69% alcohol, 31% food  
**A motion was made by Council President Van Rooy, seconded by Ald. Verveer, to Grant. The motion passed by acclamation.**
31. [01535](#) Change of Agent  
GMRI, Inc. • dba Olive Garden Italian Restaurant • 4320 East Towne Boulevard  
New Agent: Russell Gundex • Old Agent: Todd Ambrecht  
Class B Combination Liquor & Beer • 9% alcohol, 91% food • capacity of 314  
**A motion was made by Council President Van Rooy, seconded by Ald. Verveer, to Grant. The motion passed by acclamation.**
32. [01556](#) Change of Agent  
Cost Plus, Inc. • dba Cost Plus World Market • 7333 West Towne Way  
New Agent: Gerald S. Murphy • Old Agent: Phillip Huber  
Class A Liquor, Class A Beer  
**A motion was made by Council President Van Rooy, seconded by Ald. Verveer, to Grant. The motion passed by acclamation.**

33. [01566](#) Nightclub License Application  
Center for Advanced Studies in Business, Inc.  
601 University Avenue • Agent: Lance Baldus  
Class B Combination Liquor & Beer • 80% alcohol, 20% food  
**A motion was made by Council President Van Rooy, seconded by Ald. Verveer, to Grant. The motion passed by acclamation.**
34. [01567](#) Nightclub License Application  
Rip Van Lucky LLC • dba Lucky's Bar & Grille • capacity of 160  
1421 Regent Street • Agent: T. J. Van Wie  
Class B Combination Liquor & Beer • 67% alcohol, 33% food  
**A motion was made by Council President Van Rooy, seconded by Ald. Verveer, to Grant. The motion passed by acclamation.**
35. [01573](#) Nightclub License Application  
D B Inc • dba Bowl-A-Vard Lanes  
2121 East Springs Drive • Agent: Donald Bussan  
Class B Combination Liquor & Beer • 65% alcohol, 35% food  
**A motion was made by Council President Van Rooy, seconded by Ald. Verveer, to Grant. The motion passed by acclamation.**
36. [01578](#) Nightclub License Application  
Nakoma Golf Club, Inc. • dba Nakoma Golf Club  
4145 Country Club Road • Agent: Lawrence Avery  
Class B Combination Liquor & Beer • 30% alcohol, 70% food  
**A motion was made by Council President Van Rooy, seconded by Ald. Verveer, to Grant. The motion passed by acclamation.**
37. [01580](#) Nightclub License Application  
Tutto Pasta, Inc. • dba Tutto Pasta • capacity of 116  
305 State Street • Agent: Joseph Amodeo  
Class B Combination Liquor & Beer • 20% alcohol, 80% food  
**A motion was made by Council President Van Rooy, seconded by Ald. Verveer, to Grant. The motion passed by acclamation.**
38. [01582](#) Application for Change of Licensed Premise  
Argus Corporation • dba Argus Food & Spirits • capacity of 180  
123 E. Main Street • Agent: Todd Dukes  
Class B Combination Liquor & Beer • 80% alcohol, 20% food  
Request to include 100 block of E. Main Street in licensed premise from 7:00 pm to 12 midnight on Saturday, August 20, 2005.  
**A motion was made by Council President Van Rooy, seconded by Ald. Verveer, to Grant. The motion passed by acclamation.**



39. [01583](#) Application for Change of Licensed Premise  
Maduro Wrapper, LLC • dba Maduro • capacity of 50  
117 E. Main Street • Agent: Brian Haltinner  
Class B Combination Liquor & Beer • 85% alcohol, 15% tobacco  
Request to include 100 block of E. Main Street in licensed premise from 7:00 pm to 12  
midnight on Saturday, August 20, 2005.  
**A motion was made by Council President Van Rooy, seconded by Ald. Verveer, to  
Grant. The motion passed by acclamation.**
40. [01584](#) Application for Change of Licensed Premise  
JFM 102, LLC • dba Flatiron Tavern • capacity of 300  
102 King Street • Agent: Chad Vogel  
Class B Combination Liquor & Beer • 70% alcohol, 30% food  
Request to include 100 block of E. Main Street in licensed premise from 7:00 pm to 12  
midnight on Saturday, August 20, 2005.  
**A motion was made by Council President Van Rooy, seconded by Ald. Verveer, to  
Grant. The motion passed by acclamation.**
41. [01585](#) Application for Change of Licensed Premise  
Casbah, LLC • dba The Casbah Restaurant • capacity of 120  
119 E. Main Street • Agent: Sabi Atteyih  
Class B Combination Liquor & Beer • 20% alcohol, 80% food  
Request to include 100 block of E. Main Street in licensed premise from 7:00 pm to 12  
midnight on Saturday, August 20, 2005.  
**A motion was made by Council President Van Rooy, seconded by Ald. Verveer, to  
Grant. The motion passed by acclamation.**
42. [01586](#) Application for Change of Licensed Premise  
Chipotle Mexican Grill, Inc. • dba Chipotle Mexican Grill • capacity of 120  
658 State Street • Agent: Nathan Heeney  
Class B Combination Liquor & Beer • 1% alcohol, 99% food  
Request to add sidewalk cafe to licensed premise.  
**A motion was made by Council President Van Rooy, seconded by Ald. Verveer, to  
Grant. The motion passed by acclamation.**
43. [01590](#) Application for Change of Licensed Premise  
Goat, Inc. • dba North American Rotisserie  
1614 Monroe Street • Agent: Gerald Miller  
Class B Beer, Class C Wine • 2% alcohol, 98% food  
Request to add fenced-in parking lot to licensed premise for football Saturdays.  
**A motion was made by Council President Van Rooy, seconded by Ald. Verveer, to  
Grant. The motion passed by acclamation.**
44. [01591](#) Nightclub License Application  
Madison Lounge, Inc. • dba Crowne Plaza  
4402 E. Washington Avenue • Agent: James Davis  
Class B Combination Liquor & Beer • 24% alcohol, 76% food  
**A motion was made by Council President Van Rooy, seconded by Ald. Verveer, to  
Grant. The motion passed by acclamation.**

45. [01592](#) Nightclub License Application  
Madison Beverage Control Corp. • dba Holiday Inn East  
3841 E. Washington Avenue • Agent: James Davis  
Class B Combination Liquor & Beer • 24% alcohol, 76% food  
**A motion was made by Council President Van Rooy, seconded by Ald. Verveer, to Grant. The motion passed by acclamation.**
46. [01593](#) Center for Visual & Performing Arts 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. Verveer, to Grant. The motion passed by acclamation.**
47. [01598](#) Application for Change of Licensed Premise  
Yahara Inn Ltd. • dba Mickey's Tavern  
1524 Williamson Street • Agent: Jane Capito  
Class B Combination Liquor & Beer • 99.5% alcohol, .5% food  
Request to add outdoor seating.  
**A motion was made by Council President Van Rooy, seconded by Ald. Verveer, to Grant With Condition(s). The motion passed by acclamation.**
48. [01605](#) Application for Change of Licensed Premise  
K Street, LLC • dba Madisons • capacity of 216  
119 King Street • Agent: John Sutton  
Class B Combination Liquor & Beer • 50% alcohol, 50% food  
Request to remove condition that establishment have private security guard on premise (they will instead have 2-3 uniformed bouncers on premise Thursday - Saturday from 10 p.m. to 2:30 a.m.), and change condition that food service be available until closing on Fridays and Saturdays to require food service until midnight.  
**A motion was made by Council President Van Rooy, seconded by Ald. Verveer, to Grant With Amended Condition(s). The motion passed by acclamation.**
49. [01606](#) Nightclub License Application  
Cafe Rigoletto, LLC • dba George's Chophouse  
1109 Fourier Drive • Agent: David Phaneuf  
Class B Combination Liquor & Beer • 30% alcohol, 70% food  
**A motion was made by Council President Van Rooy, seconded by Ald. Verveer, to Grant. The motion passed by acclamation.**
50. [01607](#) Nightclub License Application  
Mike Losse • dba Catering by Mike Losse  
301 Wisconsin Avenue  
Class B Combination Liquor & Beer • 15% alcohol, 85% food  
**A motion was made by Council President Van Rooy, seconded by Ald. Verveer, to Grant. The motion passed by acclamation.**

51.     01608           Nightclub License Application  
National Hospitality Services LLC • dba Radisson Hotel  
517 Grand Canyon Drive • Agent: William Plummer  
Class B Combination Liquor & Beer • 30% alcohol, 70% food  
  
**A motion was made by Council President Van Rooy, seconded by Ald. Verveer, to Grant. The motion passed by acclamation.**
52.     01609           Nightclub License Application  
Camp Randall, LLC • dba Stadium Sports Bar & Eatery • capacity of 255  
1419 Monroe Street • Agent: James Luedtke  
Class B Combination Liquor & Beer • 75% alcohol, 25% food  
  
**A motion was made by Council President Van Rooy, seconded by Ald. Verveer, to Grant. The motion passed by acclamation.**
53.     01610           Nightclub License Application  
The Madison Club  
5 E. Wilson Street • Agent: Brian Johnson  
Class B Combination Liquor & Beer • 25% alcohol, 69% food  
  
**A motion was made by Council President Van Rooy, seconded by Ald. Verveer, to Grant. The motion passed by acclamation.**
54.     01611           Nightclub License Application  
Alfredo's Enoteca LLC • dba Eno Vino  
601 Junction Road • Agent: Patrick Quinlan  
Class B Combination Liquor & Beer • 45% alcohol, 55% food  
  
**A motion was made by Council President Van Rooy, seconded by Ald. Verveer, to Grant. The motion passed by acclamation.**
55.     01612           Nightclub License Application  
Pizzeria Uno of Madison, Inc. • dba Uno Chicago Grill  
222 W. Gorham Street • Agent: Thomas Beach  
Class B Combination Liquor & Beer • 20% alcohol, 80% food  
  
**A motion was made by Council President Van Rooy, seconded by Ald. Verveer, to Grant. The motion passed by acclamation.**
56.     01615           Nightclub License Application  
T.C. Visions, Inc. • dba Visions Night Club • Capacity of 140  
3554 E. Washington Avenue • Agent: Thomas G. Reichenberger  
Class B Combination Liquor & Beer • 100% alcohol  
  
**A motion was made by Council President Van Rooy, seconded by Ald. Verveer, to Grant With Condition(s). The motion passed by acclamation.**
57.     01616           Nightclub License Application  
Cardinal Cafe & Bar, Inc. • dba Cardinal Cafe & Bar • Capacity of 196  
418 E. Wilson Street • Agent: 2137 E. Washington Avenue  
Class B Combination Liquor & Beer • 100% alcohol  
  
**A motion was made by Council President Van Rooy, seconded by Ald. Verveer, to Grant. The motion passed by acclamation.**

58. [01617](#) Nightclub License Application  
Raymond Jacobson • dba Ray's Bar & Grill  
2526 E. Washington Avenue  
Class B Combination Liquor & Beer • 90% alcohol, 10% food  
**A motion was made by Council President Van Rooy, seconded by Ald. Verveer, to Grant. The motion passed by acclamation.**
59. [01619](#) Nightclub License Application  
Veterans of Foreign Wars • dba VFW Memorial Hall  
133 E. Lakeside Street • Agent: William Rabuck  
Class B Combination Liquor & Beer • 88% alcohol, 12% food  
**A motion was made by Council President Van Rooy, seconded by Ald. Verveer, to Grant. The motion passed by acclamation.**
60. [01711](#) Alcohol License Review Committee  
July 27, 2005, Report of Operator License Applications (New & Renewal)  
**A motion was made by Council President Van Rooy, seconded by Ald. Verveer, to Grant. The motion passed by acclamation.**

#### REPORT OF BOARD OF ESTIMATES

61. [00364](#) AMENDED - Accepting the Vision Document for the Allied Community as presented by the Mayor.  
**A motion was made by Ald. Konkell, seconded by Council President Van Rooy, to Adopt With Amendment(s) by adding the following language: "as presented by the Mayor and the report of the Community Services Commission" after "NOW, THEREFORE, BE IT RESOLVED, that the Common Council accept the Vision for the Allied Community" & add the following clause: "BE IT FURTHER RESOLVED, that we request a report to the Common Council from the Allied Drive Task Force on additional recommendations and priorities for the Allied Drive area on or before February 1, 2006.", on motion of Ald. Konkell, seconded by President Van Rooy.**  
**The motion passed by acclamation.**  
**Enactment No:** RES-05-00682
62. [01564](#) Authorizing amendments to the Homebuyers Assistance Program.  
**A motion was made by Council President Van Rooy, seconded by Ald. Verveer, to Adopt. The motion passed by acclamation.**  
**Enactment No:** RES-05-00646
63. [01577](#) Authorizing the Mayor and City Clerk to execute an Assignment and Assumption Agreement and Subordination of Mortgage regarding a loan made to fund the rehabilitation of 1865 Fisher Street.  
**A motion was made by Council President Van Rooy, seconded by Ald. Verveer, to Adopt. The motion passed by acclamation.**  
**Enactment No:** RES-05-00647

64. [01635](#) Authorizing the City to enter into a contract with Employee Benefits Corporation (EBC) for the third party administration of the City's Flex Spending Account Benefit Plan.
- A motion was made by Council President Van Rooy, seconded by Ald. Verveer, to Adopt. The motion passed by acclamation.**
- Enactment No:** RES-05-00648
65. [01650](#) SUBSTITUTE - Whereby the Common Council advises the Transit and Parking Commission of its general preferences and direction related to the 2006 Madison Metro budget and how that budget might affect fare increases.
- 5 Registrant(s) in opposition not wishing to speak; 10 Registrant(s) in opposition wishing to speak.*
- A motion was made by Council President Van Rooy, seconded by Ald. Thomas, to Adopt with option 2 The motion failed by the following vote:**
- Excused:** 3 - Cnare, Golden and Palm
- Aye:** 10 - Sanborn, Brandon, Bruer, Compton, Knox, Jr., Rosas, Skidmore, Thomas, Van Rooy and Radomski
- No:** 7 - Benford, King, Konkell, Gruber, Olson, Verveer and Webber
- Non Voting:** 1 - Cieslewicz
- This matter was considered for adoption (with option 2) with the following amendments: delete period (.) at the end of Option 2, insert a comma (,) & add the following language: "taking into consideration the needs of financially challenged individuals and investigating the possibility of a reduced fare package for this group of people.", on a motion by Ald. Compton, seconded by Ald. Radomski (Ald. Konkell voted no): carry; Adopt option 2 with the following amendment by adding the following language: BE IT FURTHER RESOLVED that a report be requested from the Transit & Parking Commission to the Common Council on how fare increases can be handled within the annual budget process, on motion of Ald. Konkell, seconded by Ald. Palm, no action taken; Refer the BE IT FURTHER RESOLVED clause to the Board of Estimates, on motion of Ald. Olson, seconded by Ald. Konkell: carry. The motion failed.**
- A motion was made by Ald. King, seconded by Ald. Verveer, to Adopt with option 2 with the following amendment by changing "\$500,000" to "\$400,000" in the following clause: The Common Council reluctantly requests the Transit and Parking Commission arrive at a fare package that results in approximately \$200,000 of increased revenues in 2005 and \$500,000 of increased revenues for 2006. The motion failed by the following vote:**
- Excused:** 3 - Cnare, Golden and Palm
- Aye:** 8 - Benford, King, Konkell, Gruber, Olson, Knox, Jr., Verveer and Webber
- No:** 9 - Sanborn, Brandon, Bruer, Compton, Rosas, Skidmore, Thomas, Van Rooy and Radomski
- Non Voting:** 1 - Cieslewicz

**A motion was made by Ald. Benford, seconded by Ald. Konkol, to Adopt with option 1. The motion failed by the following vote:**

**Excused:** 3 - Cnare, Golden and Palm

**Aye:** 5 - Benford, King, Konkol, Gruber and Webber

**No:** 12 - Sanborn, Brandon, Bruer, Compton, Olson, Knox, Jr., Rosas, Skidmore, Thomas, Van Rooy, Verveer and Radomski

**Non Voting:** 1 - Cieslewicz

66. [01659](#) Authorizing the Mayor and City Clerk to execute agreements with Dane County and the Town of Madison and authorizing modifications to the existing Traffic Signal and Street Lighting Agreement with the Wisconsin Department of Transportation for the operation and maintenance of traffic control signals and street lights at various locations.
- A motion was made by Council President Van Rooy, seconded by Ald. Verveer, to Adopt. The motion passed by acclamation.**
- Enactment No:** RES-05-00649

#### REPORT OF BOARD OF PUBLIC WORKS - BIDS

67. [01602](#) Awarding Public Works Contract No. 5876, Badger Road Salt Barn - 2005, opened July 22, 2005. (14th AD)
- A motion was made by Council President Van Rooy, seconded by Ald. Verveer, to Adopt. The motion passed by acclamation.**
- Enactment No:** RES-05-00650
68. [01643](#) Awarding Public Works Contracts for bids Opened July 1, 2005 and July 15, 2005.
- A motion was made by Council President Van Rooy, seconded by Ald. Verveer, to Adopt. The motion passed by acclamation.**
- Enactment No:** RES-05-00651

#### REPORT OF BOARD OF PUBLIC WORKS

69. [01428](#) SUBSTITUTE - 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-05-00652

70.     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.
- A motion was made by Council President Van Rooy, seconded by Ald. Verveer, to Adopt. The motion passed by acclamation.**
- Enactment No:** RES-05-00653
71.     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)
- A motion was made by Council President Van Rooy, seconded by Ald. Verveer, to Adopt. The motion passed by acclamation.**
- Enactment No:** RES-05-00654
72.     01469           Accepting a Public Sidewalk Easement from Joshua K. and Jaime R. Farkas across property located at 4510 East Buckeye Road. 16th Ald. Dist.
- A motion was made by Council President Van Rooy, seconded by Ald. Verveer, to Adopt. The motion passed by acclamation.**
- Enactment No:** RES-05-00655
73.     01540           Accepting a Perpetual Easement for Public Storm Water Management and Vision Triangle Purposes from Middleton Community Church, Inc. across property located at 645 Schewe Road. 9th Ald. Dist.
- A motion was made by Council President Van Rooy, seconded by Ald. Verveer, to Adopt. The motion passed by acclamation.**
- Enactment No:** RES-05-00656
74.     01594           Improvements accepted for water main by private contract to serve: Grandview Commons - Phase IX (3rd AD).
- A motion was made by Council President Van Rooy, seconded by Ald. Verveer, to Adopt. The motion passed by acclamation.**
- Enactment No:** RES-05-00657
75.     01596           Improvements accepted for water main and water service laterals by private contract to serve: WEA Trust Water Main Extension (Adjacent to Aldermanic District 14, Town of Madison).
- A motion was made by Council President Van Rooy, seconded by Ald. Verveer, to Adopt. The motion passed by acclamation.**
- Enactment No:** RES-05-00658

76. [01597](#) Improvements accepted for water service laterals by private contract to serve: Milwaukee Street Extension (3rd AD).  
**A motion was made by Council President Van Rooy, seconded by Ald. Verveer, to Adopt. The motion passed by acclamation.**  
**Enactment No:** RES-05-00659
77. [01604](#) Approving plans and specifications for public improvements necessary for the project known as 1802-1864 Monroe Street PUD and authorizing construction to be undertaken by the Developer, Private Contract No. 2056. (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-05-00660
78. [01618](#) Approving plans and specifications for public improvements necessary for the Subdivision known as Eagle Crest Subdivision and authorizing construction to be undertaken by the Developer, Private Contract No. 2052. (17th AD)  
**A motion was made by Council President Van Rooy, seconded by Ald. Verveer, to Adopt. The motion passed by acclamation.**  
**Enactment No:** RES-05-00661
79. [01638](#) Authorizing the purchase of materials for the Milwaukee Street / Rustic Acres Culvert Extension. (3rd AD)  
**A motion was made by Council President Van Rooy, seconded by Ald. Verveer, to Adopt. The motion passed by acclamation.**  
**Enactment No:** RES-05-00662
80. [01639](#) Approving plans and specifications for public improvements necessary for the Subdivision known as Pine Hill Farm and authorizing construction to be undertaken by the Developer, Private Contract No. 2043 (9th AD).  
**A motion was made by Council President Van Rooy, seconded by Ald. Verveer, to Adopt. The motion passed by acclamation.**  
**Enactment No:** RES-05-00663
81. [01641](#) Approving plans and specifications for public improvements required to serve Phase II of the Subdivision known as Linden Park and authorizing construction to be undertaken by the Developer, Private Contract No. 2044. (9th AD)  
**A motion was made by Council President Van Rooy, seconded by Ald. Verveer, to Adopt. The motion passed by acclamation.**  
**Enactment No:** RES-05-00664



82.     01642           Declaring the City of Madison's intention to exercise its police powers establishing the First Street Reconstruction Assessment District - 2005. (6th AD)  
**A motion was made by Council President Van Rooy, seconded by Ald. Verveer, to Adopt. The motion passed by acclamation.**  
**Enactment No:** RES-05-00665
83.     01648           Improvements Accepted Madison Water Utility Administration and Vehicle Storage Buildings, Contract W5472. (AD 13)  
**A motion was made by Council President Van Rooy, seconded by Ald. Verveer, to Adopt. The motion passed by acclamation.**  
**Enactment No:** RES-05-00666
84.     01656           Authorizing the Mayor and City Clerk to execute Addendum No. 1 to the Contract for Professional Services with Strand Associates Inc. to review/study the condition of the Lake Wingra Dam. (6th, 15th, 17th, & 3rd ADs)  
**A motion was made by Council President Van Rooy, seconded by Ald. Verveer, to Adopt. The motion passed by acclamation.**  
**Enactment No:** RES-05-00667
85.     01657           Authorizing the Mayor and City Clerk to execute an amendment to the present agreement between the City of Madison, State of Wisconsin Department of Transportation and HNTB Corporation, entitled, East Washington Avenue (Blair Street to Thierer Road), for additional services. (Various ADs)  
**A motion was made by Council President Van Rooy, seconded by Ald. Verveer, to Adopt. The motion passed by acclamation.**  
**Enactment No:** RES-05-00668
86.     01661           Accepting storm sewer constructed by private contract in Fourth Addition to World Dairy Center, Private Contract No. 1854 (16th AD)  
**A motion was made by Council President Van Rooy, seconded by Ald. Verveer, to Adopt. The motion passed by acclamation.**  
**Enactment No:** RES-05-00669
87.     01664           Improvements Accepted for South Bedford Street Reconstruction Street Assessment District - 2001, Contract No. 5315 (4th AD)  
**A motion was made by Council President Van Rooy, seconded by Ald. Verveer, to Adopt. The motion passed by acclamation.**  
**Enactment No:** RES-05-00670

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

88. [01666](#) To authorize the Mayor and City Clerk to enter into a contract on behalf of the City, with the University of Wisconsin System Board of Regents/School of Nursing to allow the use of the Madison Department of Public Health as a clinical education site for nursing students.

*Reconsider, on motion of Ald. Olson, seconded by Ald. Verveer.*

**A motion was made by Ald. Olson, seconded by Council President Van Rooy, to Refer to the BOARD OF HEALTH FOR MADISON AND DANE COUNTY. The motion passed by acclamation.**

### REPORT OF BOARD OF WATER COMMISSIONERS

89. [01542](#) 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.

**A motion was made by Council President Van Rooy, seconded by Ald. Verveer, to Adopt. The motion passed by acclamation.**

**Enactment No:** RES-05-00671

90. [01649](#) Authorizing the Mayor and the City Clerk to execute Amendment No. 1 to the Professional Services Agreement with Strand Associates Inc. for site planning, building design, and preparation of plans and specifications for Unit Well 30 to include construction administration services.

**A motion was made by Council President Van Rooy, seconded by Ald. Verveer, to Adopt. The motion passed by acclamation.**

**Enactment No:** RES-05-00672

### REPORT OF MAYOR

91. [01651](#) Approving a strategy to preserve housing in the Allied neighborhood triggered by a foreclosure action on a City-assisted property, approving the provision of up to \$400,000 in additional CD Office and CDA funds for this strategy, and authorizing the Mayor and the City Clerk to sign agreements to implement this project.

**A motion was made by Council President Van Rooy, seconded by Ald. Verveer, to Place On File. The motion passed by acclamation.**

### REPORT OF BOARD OF PARK COMMISSIONERS

92. [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.

**A motion was made by Council President Van Rooy, seconded by Ald. Verveer, to Adopt. The motion passed by acclamation.**

**Enactment No:** ORD-05-00141

93. [01494](#) SUBSTITUTE - Authorizing the Mayor and City Clerk to execute a lease with Jerry Leister for five tracts of City-owned land comprising approximately 35 acres.
- A motion was made by Council President Van Rooy, seconded by Ald. Verveer, to Adopt. The motion passed by acclamation.**
- Enactment No: RES-05-00673

#### REPORT OF PED BIKE MOTOR VEHICLE COMMISSION

94. [01658](#) Authorizing City Traffic Engineer to accept professional services from AAA and to collaborate in the development of traffic safety improvement proposals.
- A motion was made by Council President Van Rooy, seconded by Ald. Verveer, to Adopt. The motion passed by acclamation.**
- Enactment No: RES-05-00674

#### REPORT OF PLAN COMMISSION

95. [01363](#) Adoption of the Wingra Creek Market Study and Redevelopment Plan as a supplement of the South Madison Neighborhood Plan.
- A motion was made by Council President Van Rooy, seconded by Ald. Verveer, to Rerefer to the PLAN COMMISSION Additional Referral(s): Long Range Transportation Planning Commission The motion passed by acclamation.**
96. [01509](#) SUBSTITUTE - Establishing a setback along the Broom Street corridor and directing staff to prepare the necessary documents to officially map the corridor.
- 4 Registrant(s) in support wishing to speak; 3 Registrant(s) in support not wishing to speak.*
- A motion was made by Council President Van Rooy, seconded by Ald. Verveer, to Adopt. The motion passed by acclamation.**
- Enactment No: RES-05-00683

01509

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

*with the following amendment: "BE IT FINALLY RESOLVED, that the Common Council requests that the Alexander Company seek a variance or exception from the Building Code, Fire Code, & Licensing Appeals Board that will allow the townhouses to be shifted back two feet from the 13 foot setback without changing the building design or requiring additional modification to the parking structure."*

**A motion was made by Ald. Verveer, seconded by Ald. Webber, to Adopt As Substituted. The motion failed by the following vote:**

**Excused:** 3 - Cnare, Golden and Palm

**Aye:** 8 - Benford, Bruer, Konkel, Gruber, Olson, Knox, Jr., Verveer and Webber

**No:** 9 - Sanborn, Brandon, Compton, King, Rosas, Skidmore, Thomas, Van Rooy and Radomski

**Non Voting:** 1 - Cieslewicz

**Enactment No:** RES-05-00683

97. 01548

Creating Section 16.23(5) of the Madison General Ordinances to provide procedure for combined submission and approval of preliminary plats and final plats.

**A motion was made by Council President Van Rooy, seconded by Ald. Verveer, to Adopt. The motion passed by acclamation.**

**Enactment No:** ORD-05-00142

98. 01572

Approving an amended preliminary plat/final plat of First Addition to the Meadowlands located at 5951-7001 Littlemore Drive. 3rd Ald. Dist.

**A motion was made by Council President Van Rooy, seconded by Ald. Verveer, to Adopt. The motion passed by acclamation.**

**Enactment No:** RES-05-00675

99. 01574

Approving the final plat of "Meadow Estates" located at 3391 Meadow Road.

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

**A motion was made by Council President Van Rooy, seconded by Ald. Verveer, to Adopt. The motion passed by acclamation.**

**Enactment No:** RES-05-00676

100. 01630

Petition dated July 12, 2005 from WL Holdings, LLC, R. Rose, L.& C. Aschbrenner, & J. Kern re: direct annexation from the Town of Blooming Grove to the City of Madison.

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

**A motion was made by Council President Van Rooy, seconded by Ald. Verveer, to Accept. The motion passed by acclamation.**

101. [01631](#) Petition dated May 27, 2005 from Murphy & Desmond, S.C., attorney for S. & J. Shalkham and J. & P. Krantz re: direct annexation from the Town of Verona to the City of Madison.  
*1 Registrant(s) in support not wishing to speak.*  
**A motion was made by Council President Van Rooy, seconded by Ald. Verveer, to Accept. The motion passed by acclamation.**
102. [01679](#) Reapproving the final plat of American Center-Hanson Addition located on Eastpark Boulevard. 17th Ald. Dist.  
**A motion was made by Council President Van Rooy, seconded by Ald. Verveer, to Adopt. The motion passed by acclamation.**  
**Enactment No:** RES-05-00677

### REPORT OF RISK MANAGER

103. [01082](#) Project Home, 1966 S. Stoughton Rd., Madison - property damage - \$830.50.  
**A motion was made by Council President Van Rooy, seconded by Ald. Verveer, to Deny. The motion passed by acclamation.**
104. [01504](#) M & I Bank, 1 W. Main St., Madison - property damage - \$3,855.71.  
**A motion was made by Council President Van Rooy, seconded by Ald. Verveer, to Deny. The motion passed by acclamation.**
105. [01652](#) C. Thiesenhusen, & T. Brown, 618 Bordner Dr., Madison - property damage, lost wages, & hazardous conditions - \$3,084.56.  
**A motion was made by Council President Van Rooy, seconded by Ald. Verveer, to Deny. The motion passed by acclamation.**

### REPORT OF TRANSIT/ PARKING COMMISSION

106. [01595](#) Authorizing the Mayor and the City Clerk to enter into a five-year tire lease for Metro Transit.  
**A motion was made by Council President Van Rooy, seconded by Ald. Verveer, to Adopt. The motion passed by acclamation.**  
**Enactment No:** RES-05-00678
107. [01620](#) Authorizing the Mayor and City Clerk to execute an agreement with Madison Area Technical College (MATC) for the provision of free access by MATC students to Metro Transit fixed route and ADA paratransit services, with reimbursement to the transit utility for estimated student trips for the period August 22, 2005 through August 19, 2006.  
**A motion was made by Council President Van Rooy, seconded by Ald. Verveer, to Adopt. The motion passed by acclamation.**  
**Enactment No:** RES-05-00679

**REPORT OF VENDING OVERSIGHT COMMITTEE**

108. [00930](#) Amending Sections 9.13(6)(j)2. and 9.13(6)(j)3, to eliminate the requirement that restaurant wait staff must carry and serve all food, beverage and alcohol beverages to patrons within a sidewalk cafe, and to allow patrons of all types of sidewalk cafes to carry out their own food, beverage and alcohol beverages from the restaurant to the sidewalk cafe.
- 1 Registrant(s) in support wishing to speak; 2 Registrant(s) in support not wishing to speak; 1 Registrant(s) in opposition wishing to speak.*
- A motion was made by Ald. King, seconded by Ald. Konkel, to Adopt. The motion failed by the following vote:**
- Absent:** 1 - Brandon
- Excused:** 3 - Cnare, Golden and Palm
- Aye:** 7 - Benford, Sanborn, King, Konkel, Gruber, Verveer and Webber
- No:** 9 - Bruer, Compton, Olson, Knox, Jr., Rosas, Skidmore, Thomas, Van Rooy and Radomski
- Non Voting:** 1 - Cieslewicz

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

109. [01601](#) Report of the Mayor submitting citizen committee appointments.
- A motion was made by Council President Van Rooy, seconded by Ald. Verveer, to Confirm. The motion passed by acclamation.**

**ORDINANCES**

110. [01553](#) SUBSTITUTE - Creating Section 15.01(548) of the Madison General Ordinances entitled "City Boundaries" and being part of the chapter entitled "Aldermanic Districts and Wards" annexing to the 16th Aldermanic District the WL Holdings Annexation and assigning a temporary zoning classification of A Agriculture District, and amending Section 15.02 (131) of the Madison General Ordinances to assign the attached property to Ward 131.
- 1 Registrant(s) in support not wishing to speak.*
- A motion was made by Council President Van Rooy, seconded by Ald. Verveer, to Adopt. The motion passed by the following vote:**
- Absent:** 1 - Brandon
- Excused:** 3 - Cnare, Golden and Palm
- Aye:** 16 - Benford, Sanborn, Bruer, Compton, King, Konkell, Gruber, Olson, Knox, Jr., Rosas, Skidmore, Thomas, Van Rooy, Verveer, Radomski and Webber
- No:** 0 -
- Non Voting:** 1 - Cieslewicz
- Enactment No:** ORD-05-00143
111. [01554](#) SUBSTITUTE - Creating Section 15.01(547) of the Madison General Ordinances entitled "City Boundaries" and being part of the chapter entitled "Aldermanic Districts and Wards" annexing to the 7th Aldermanic District the Miller-Krantz-Shalkhalm Annexation and assigning a temporary zoning classification of A Agriculture District, creating Section 15.02(135) of the Madison General Ordinances to assign the attached property to Ward 135, and amending Section 15.03(7) of the Madison General Ordinances to add Ward 135 to Aldermanic District 7.
- 1 Registrant(s) in support not wishing to speak.*
- A motion was made by Council President Van Rooy, seconded by Ald. Olson, to Adopt. The motion passed by the following vote:**
- Absent:** 1 - Brandon
- Excused:** 3 - Cnare, Golden and Palm
- Aye:** 16 - Benford, Sanborn, Bruer, Compton, King, Konkell, Gruber, Olson, Knox, Jr., Rosas, Skidmore, Thomas, Van Rooy, Verveer, Radomski and Webber
- No:** 0 -
- Non Voting:** 1 - Cieslewicz
- Enactment No:** ORD-05-00144

112. [01628](#) SUBSTITUTE - Creating Section 15.01(549) of the Madison General Ordinances entitled "City Boundaries" and being part of the chapter entitled "Aldermanic Districts and Wards" attaching to the 13th and 14th Aldermanic Districts the Badger-Ann-Park Street Attachment, amending Sections 15.02(106), (57) and creating Section 15.02 (136) of the Madison General Ordinances to add portions of the attached property to Wards 106, 57 and new Ward 136, respectively, and amending Section 15.03(13) to establish Ward 136 in the 13th Aldermanic District.
- Due back date to Common Council to be determined by the City Attorney's office.*
- A motion was made by Council President Van Rooy, seconded by Ald. Verveer, to Refer to a future Meeting to Adopt. The motion passed by acclamation.**

## RESOLUTIONS

113. [01637](#) Authorizing the adoption of amendments to the "Regulations Governing Vending in High Density Vending Areas" to create a deadline for purchasing Camp Randall High Density Vending licenses and to create procedure for reassigning forfeited or unused sites.
- A motion was made by Council President Van Rooy, seconded by Ald. Verveer, to Adopt. The motion passed by acclamation.**
- Enactment No:** RES-05-00680
114. [01663](#) Praising Representative Mark Pocan for being ethical and sensible.
- A motion was made by Council President Van Rooy, seconded by Ald. Verveer, to Adopt. The motion passed by acclamation.**
- Enactment No:** RES-05-00681

## NEW BUSINESS - Referred on motion of President Van Rooy, seconded by Ald. Verveer.

## ORDINANCES

115. [01702](#) Creating Section 28.06(2)(a)3117 of the Madison General Ordinances rezoning property from M1 Limited Manufacturing District to C3 Highway Commercial District. Proposed Use: New Credit Union with Drive-Up Tellers; 5th Aldermanic District: 1433 Monroe Street.
- Due back at the 10/11/05 Common Council Meeting.*
- Refer For Public Hearing to the PLAN COMMISSION**



116. [01703](#) Creating Section 28.06(2)(a)3118 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)3119 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: Remodel Existing Religious Student Center & Build 6-Story Student Center with 44 Dwelling Units; 8th Aldermanic District: 731 State Street.

*Due back at the 10/11/05 Common Council Meeting.*

**Refer For Public Hearing to the PLAN COMMISSION**

117. [01706](#) Creating Section 28.06(2)(a)3120 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: 16 Townhouse Apartments; 3rd Aldermanic District: 528-558 Apollo Way.

*Due back at the 10/11/05 Common Council Meeting.*

**Refer For Public Hearing to the PLAN COMMISSION**

118. [01707](#) Creating Section 28.06(2)(a)3121 of the Madison General Ordinances rezoning property from A Agriculture District to R4 General Residence District. Proposed Use: Neighborhood Center; 19th Aldermanic District: 55 South Gammon Road.

*Due back at the 10/11/05 Common Council Meeting.*

**Refer For Public Hearing to the PLAN COMMISSION**

119. [01714](#) Creating Section 28.06(2)(a)3122 of the Madison General Ordinances rezoning property from R1 Single-Family Residence District to R3 Single-Family and Two-Family Residence District. Proposed Use: 16 Duplex Lots & 1 Single Family Lot; 16th Aldermanic District: 4601 & 4613 East Buckeye Road.

*Due back at the 10/11/05 Common Council Meeting.*

**Refer For Public Hearing to the PLAN COMMISSION**

120. [01715](#) Creating Section 15.01(550) of the Madison General Ordinances entitled "City Boundaries" and being part of the chapter entitled "Aldermanic Districts and Wards" attaching to 9th Aldermanic District the Blackhawk Church Attachment and amending Section 15.02(112) of the Madison General Ordinances to add the attached property to Ward 112.

*Adopt at the 9/6/05 Common Council Meeting.*

**Refer to a future Meeting to Adopt**

## RESOLUTIONS

121. [01676](#) Authorizing the Streets Division to provide bin collection service to condominium complexes with over 500 units from a public right of way.

**Refer to the BOARD OF ESTIMATES Additional Referral(s): Board of Public Works, Solid Waste Advisory Committee, City Attorney, Streets Superintendant.**

122. [01692](#) Approving Facade Improvement Grants to: 128 State Street (Tiger Lily), 113 East Mifflin Street (Bartell Theatre) and 2600 West Beltline Highway (Johannsen's Greenhouses).  
**Refer to the BOARD OF ESTIMATES**
123. [01710](#) To authorize the Mayor and City Clerk to enter into a contract on behalf of the City with Chase Bank USA, National Association for credit cards services for limited purchase of goods and services by pre-approved City employees via the JP Morgan Chase Commercial Card program.  
*Due back at the 9/6/05 Common Council Meeting.*  
**Refer to the BOARD OF ESTIMATES**
124. [01712](#) Authorizing a grant of an access easement over City-owned land to Ironworks Development LLC to facilitate its development project at 149 Waubesa Street. 6th Ald Dist  
**Refer to the BOARD OF PUBLIC WORKS Additional Referral(s): Plan Commission**
125. [01716](#) Creating Tax Incremental Finance (TIF) District #36 (Capitol Gateway Corridor) City of Madison and approving a Project Plan and Boundary for said TIF District.  
**Refer to the BOARD OF ESTIMATES Additional Referral(s): Plan Commission**
126. [01717](#) Authorizing the Mayor to Name a Special Commission on Madison's Official Song.  
**Refer to the SESQUICENTENNIAL AD HOC COMMISSION**
127. [01718](#) Amending the permanent salary detail of the Mayor's Office's 2005 Operating budget.  
**Refer to the BOARD OF ESTIMATES**
128. [01728](#) Authorizing the City to apply for a State Department of Transportation (DOT) Transportation Facilities Economic Assistance (TEA) Grant Application, and authorizing the Mayor and City Clerk to execute a TEA Jobs Guarantee with the State DOT, and to execute a Project Agreement with Mortenson Investment Group (a developer) for a transportation infrastructure project on Todd Drive and West Beltline Frontage Road.  
*Due back at the 9/6/05 Common Council Meeting.*  
**Refer to the BOARD OF ESTIMATES Additional Referral(s): Economic Development Commission, Board of Public Works**

**LICENSES - Referred on motion of President Van Rooy, seconded by Ald. Verveer.**

129. [01693](#) Public Hearing - New License  
R P Adler's LLC • dba R P Adler's • estimated capacity of 150  
8202 Watts Road • Agent: Randall P. Adler, Jr.  
Class B Combination Liquor & Beer • 40% alcohol, 60% food  
*Due back at the 10/11/05 Common Council Meeting.*

**Refer For Public Hearing to the ALCOHOL LICENSE REVIEW COMMITTEE**

130. [01694](#) Public Hearing - New License  
Thai Orchid, LLC • dba Thai Orchid • capacity of 44  
6714 Raymond Road • Agent: Saengrawee Pratoomtong  
Class B Beer, Class C Wine • 15% alcohol, 75% food  
*Due back at the 10/11/05 Common Council Meeting.*

**Refer For Public Hearing to the ALCOHOL LICENSE REVIEW COMMITTEE**

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

131. [01724](#) NOTICE OF CLAIM - American Family Insurance (subrogation claim for J. Rivas), 6000 American Parkway, Madison - property damage, medical payment and bodily injury damages - \$9,318.16.
132. [01725](#) S. Miller, 5002 Ironwood Dr., Madison - personal injury - amount to be determined.
133. [01726](#) D. Jenson, 105 Deer Valley Rd. # 2, Madison - property loss - \$108.00.
134. [01727](#) D. Wlodarczyk, 4518 Surrey Cr., Madison - vehicle damage - \$680.85.

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

**LATE ITEMS**

**SPECIAL ORDER OF BUSINESS**

135. [01732](#) Commending Annette Miller for her service to the City of Madison.  
**A motion was made by Council President Van Rooy, seconded by Ald. Verveer, to Adopt. The motion passed by acclamation.**  
Enactment No: RES-05-00643

**NEW BUSINESS - Referred on motion of President Van Rooy, seconded by Ald. Verveer.**

136. [01713](#) Authorizing an amendment of the Planning and Development 2005 Capital Budget project #8, "Preliminary Planning," to authorize expenditures of up to \$250,000 from available funds.
- Refer to the BOARD OF ESTIMATES**
137. [01722](#) Authorizing expenditure of \$50,000 from the Planning and Development Preliminary Planning capital account in support of the continuing Dane County BUILD (Better Urban Infill Development) program in conjunction with the East Washington Capitol Gateway Corridor land use planning and authorizing addenda to existing consultant contracts for the additional work.
- Refer to the BOARD OF ESTIMATES**
138. [01734](#) Report re: Enactment No. RES-05-00086, adopted on February 1, 2005, provides that Gorman & Company make a good faith effort to develop a written memorandum of understanding with the Allied Drive neighborhood association and report back to the Council. Attached hereto is a copy of the memorandum of understanding agreed to by Gorman & Company and the neighborhood association.
- Refer to the ALLIED AREA TASK FORCE**

## ROUTINE BUSINESS

139. [01565](#) Authorizing the Mayor and City Clerk to enter into an agreement with MG&E to construct, maintain, and manage an active stormwater infiltration system in the Odana Hills Golf Course and Park. (20th Ald Dist)
- The Plan Commission was added as a referral.**

## ITEM(S) INTRODUCED FROM THE COUNCIL FLOOR

140. [01723](#) Authorizing an amendment of the Traffic Engineering 2005 Capital Budget to transfer \$24,000 from TE Traffic Safety Infrastructure (Project #5, page 276) to the Traffic Engineering Building Improvement project (project #6, page 277) in support of the Sayle Street shop heating system repair project and awarding the public works contract for bids opened 7-15-05 for the Sayle Street building heating system repair project.
- Adopt at the 9/6/05 Common Council Meeting.*
- Refer to a future Meeting to Adopt**
141. [01742](#) Creating a TID 36 Stakeholders Advisory Committee.
- Refer to the BOARD OF ESTIMATES Additional Referral(s): Plan Commission, Economic Development Commission, Comptroller (for fiscal note)**

## ADJOURNMENT

**A motion was made by Council President Van Rooy, seconded by Ald. Olson, to Adjourn at 10:00 p.m. The motion passed by acclamation.**

**I certify that the foregoing action of the Common Council was approved by the Mayor on the 4th of August, 2005.**

**Ordinances published August 19th, 2005.**

**RAY FISHER, CITY CLERK**