



City of Madison

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

Proceedings - Approved COMMON COUNCIL

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www.madisoncitychannel.tv.*

Tuesday, August 5, 2008

6:30 PM

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

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

Present: 19 -

David J. Cieslewicz; Jed Sanborn; Brenda K. Konkell; Lauren Cnare; Michael E. Verveer; Robbie Webber; Marsha A. Rummel; Zachariah Brandon; Eli Judge; Paul E. Skidmore; Brian L. Solomon; Tim Gruber; Satya V. Rhodes Conway; Larry Palm; Judy Compton; Joseph R. Clausius; Michael Schumacher; Mark Clear and Thuy Pham-Remmele

Excused: 2 -

Julia S. Kerr and Tim Bruer

OPENING REMARKS

SUSPENSION OF 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 Ald. Clear, seconded by Ald. Verveer, to Suspend the Rules. The motion passed by voice vote/other.

EARLY PUBLIC COMMENT

PETITIONS AND COMMUNICATIONS - None received by the agenda deadline.

SPECIAL ORDER OF BUSINESS AT 6:45 PM

PRESENTATION OF CONSENT AGENDA

At this time, a consent agenda will be moved with the recommended action listed for each item EXCEPT #: 17, 20, 21, 22, 35, 36, 60, 61, 74, 76, 77 and public hearing items (1-15) on a motion made by Ald. Clear, seconded by Ald. Verveer.

PUBLIC HEARINGS - BEGIN AT 6:45 PM

REPORT OF ALCOHOL LICENSE REVIEW COMMITTEE**Note: Ald. Brandon abstained on numbers 1 - 10.**

1. [10755](#) Public Hearing - New License
Aspire Equities LLC • dba Rodeway Inn
4916 E Broadway • Agent: Anik Shah
Class B Combination Liquor & Beer
Aldermanic District 16 (Ald. Compton) • Police Sector 620

A motion was made by Ald. Clear, seconded by Ald. Verveer, to Grant and Close the Public Hearing. The motion passed by voice vote/other.

2. [11158](#) Public Hearing - New License
Sloppy Lobster Seafood Market Inc • dba Sloppy Lobster Seafood Market
5% alcohol, 95% food
8452 Old Sauk Rd • Agent: Veronica Graham • Estimated Capacity: 152
Class B Combination Liquor & Beer
Aldermanic District 9 (Ald. Skidmore) • Police Sector 127

A motion was made by Ald. Clear, seconded by Ald. Verveer, to Rerefer for Recessed Public Hearing to the ALCOHOL LICENSE REVIEW COMMITTEE. The motion passed by voice vote/other.

3. [11160](#) Public Hearing - New License
El Princes Mexican Restaurant LLC • El Prince • 20% alcohol, 80% food
2229 S Stoughton Rd • Agent: Jose A Garcia • Estimated Capacity: 45
Class B Beer
Aldermanic District 16 (Ald. Compton) • Police Sector 617

A motion was made by Ald. Clear, seconded by Ald. Verveer, to Rerefer for Recessed Public Hearing to the ALCOHOL LICENSE REVIEW COMMITTEE. The motion passed by voice vote/other.

4. [11164](#) Public Hearing - New License
Extreme Franchise Corp. • Pizza Extreme & Pizza Pit • 3% alcohol, 97% food
5706 Raymond Rd • Agent: Phillip Booras • Estimated Capacity: 60
Class B Beer
Aldermanic District 20 (Ald. Pham-Remmele) • Police Sector 116

A motion was made by Ald. Clear, seconded by Ald. Verveer, to Grant and Close the Public Hearing. The motion passed by voice vote/other.

5. [11215](#) Public Hearing - New License
Capitol Lakes Inc. • dba Capitol Lakes Inc • 1% alcohol, 99% food
333 W Main St • Agent: Blair Clark
Class B Beer, Class C Wine
Aldermanic District 04 (Ald. Verveer) • Police Sector 405 • Density Area

A motion was made by Ald. Clear, seconded by Ald. Verveer, to Grant and Close the Public Hearing. The motion passed by voice vote/other.

6. [11217](#) Public Hearing - New License
Doaba LLC • dba Flavor of India • 20% alcohol, 80% food
14 W Mifflin St • Agent: Sital Singh • Estimated Capacity: 75
Class B Beer, Class C Wine
Aldermanic District 04 (Ald. Verveer) • Police Sector 406 • Density Area

A motion was made by Ald. Clear, seconded by Ald. Verveer, to Grant and Close the Public Hearing. The motion passed by voice vote/other.

7. [11232](#) Public Hearing - New License
W & W Enterprises Inc • dba Northport Shell
1423 Northport Dr • Agent: Mary Jo Wing
Class A Beer, Class A Liquor
Aldermanic District 18 (Ald. Schumacher) • Police Sector 505

A motion was made by Ald. Clear, seconded by Ald. Verveer, to Rerefer for Recessed Public Hearing to the ALCOHOL LICENSE REVIEW COMMITTEE. The motion passed by voice vote/other.

8. [11233](#) Public Hearing - New License
Lucky 7 Restaurant LLC • dba Lucky 7 Restaurant
30% alcohol, 60% food, 10% Other
2440 Perry St • Agent: Angelina Gomez Piedra • Estimated Capacity: 50
Class B Beer
Aldermanic District 14 (Ald. Bruer) • Police Sector 309

A motion was made by Ald. Clear, seconded by Ald. Verveer, to Grant and Close the Public Hearing. The motion passed by voice vote/other.

9. [11234](#) Public Hearing - New License
Mercado Juarez LLC • dba Mercado Juarez LLC
1417B Northport Dr • Agent: Martin Miranda
Class A Beer
Aldermanic District 18 (Ald. Schumacher) • Police Sector 505

A motion was made by Ald. Clear, seconded by Ald. Verveer, to Rerefer for Recessed Public Hearing to the ALCOHOL LICENSE REVIEW COMMITTEE. The motion passed by voice vote/other.

10. [11292](#) Public Hearing - New License
Erin's Snug of Madison LLC • dba Erin's Snug • 32% alcohol, 67% food, 1% other
4601 American Parkway • Agent: Cindy Schluter • Estimated Capacity: 230
Class B Combination Liquor & Beer
Aldermanic District 17 (Ald. Clausius) • Police Sector 520
3 Registrant(s) in support not wishing to speak.

A motion was made by Ald. Clear, seconded by Ald. Verveer, to Grant and Close the Public Hearing. The motion passed by voice vote/other.

REPORT OF PLAN COMMISSION

11. [10834](#) Amending Sections 28.08(2)(b)8.j., 28.08(9)(b)7.c., 28.08(11)(b)7.i. and 28.08(12)(b)2. of the Madison General Ordinances to allow the keeping of chickens within 2-family detached dwellings in residential districts.

Sponsors: Marsha A. Rummel

Adopt at the 9/2/08 Common Council Meeting.

A motion was made by Ald. Rummel, seconded by Ald. Clear to Adopt with the following amendment: add "up to four (4)" before "chickens"; add "with a maximum of eight (8) chickens on any lot" after "dwelling unit"; and strike "within 2 family detached dwellings in residential districts" in the title. No action was taken.

A substitute motion was made by Ald. Compton, seconded by Ald. Palm, to Rerefer for Recessed Public Hearing to the COMMON COUNCIL, due back on 9/2/2008. The motion passed by voice vote/other.

12. [10845](#) Creating Section 28.06(2)(a)3373. 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: Final Plans for the Relocation of a House From North Butler Street; 2nd Aldermanic District: 520 East Johnson Street.

Sponsors: Common Council By Request

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

A motion was made by Ald. Clear, seconded by Ald. Verveer, to Adopt and Close the Public Hearing. The motion passed by voice vote/other.

Enactment No: ORD-08-00090

13. [10860](#) Creating Section 28.06(2)(a)3372. 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: Final Plans for a 34-Unit Apartment Building; 2nd Aldermanic District: 119, 123 & 125 North Butler Street and 120 & 124 North Hancock Street.

Sponsors: Common Council By Request

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

A motion was made by Ald. Clear, seconded by Ald. Verveer, to Adopt and Close the Public Hearing. The motion passed by voice vote/other.

Enactment No: ORD-08-00091

14. [10868](#) Creating Section 28.06(2)(a)3374. of the Madison General Ordinances rezoning property from Temp A Agriculture District to R2T Single-Family Residence District, and creating Section 28.06(2)(a)3375. of the Madison General Ordinances rezoning property from Temp A Agriculture District to R2Y Single-Family Residence District, and creating Section 28.06(2)(a)3376. of the Madison General Ordinances rezoning property from Temp A Agriculture District to C Conservancy District, and creating Section 28.06(2)(a)3377. of the Madison General Ordinances rezoning property from Temp A Agriculture District to PUD(GDP) Planned Unit Development (General Development Plan) District. Proposed Use: 102 Residential Lots and 5 Outlots; 3rd Aldermanic District: 6001 Milwaukee Street.

Sponsors: Common Council By Request

A motion was made by Ald. Clear, seconded by Ald. Verveer, to Rerefer for Recessed Public Hearing to the PLAN COMMISSION. The motion passed by voice vote/other.

15. [11077](#) Amending Sec. 28.03(2), creating Sec. 28.04(18)(e); repealing Secs 28.08(2)(c)16., 28.08(9)(c)5., 28.08(11)(c)9., 28.12(13)(a)10.d.; renumbering current Secs. 28.12(13)(a)10.e. through g. to Secs. 28.12(13)(a)10.d. through f., respectively; amending Secs. 30.01(3)(b)5., 30.01(5)(b); repealing Secs. 30.01(9)(c)9. and 11.; renumbering current Sec. 30.01(9)(c)10. to Sec. 30.01(9)(c)9.; amending Sec. 30.05(2); repealing Sec. 30.05(5); renumbering current Secs. 30.05(6) through (17) to Secs. 30.05(5) through (16), respectively; amending Sec. 30.05(9); repealing 30.05(11)(e); creating new Sec. 30.05(13)(d); renumbering current Secs. 30.05(13)(d) through (f) to Secs. 30.05(13)(e) through (g); creating new Secs. 30.05(13)(h), 30.05(15)(b), 30.05(15)(c); renumbering current Secs. 30.05(15)(b) and (c) to Secs. 30.05(15)(d) and (e); and repealing Sec. 33.19(12)(d)3.; renumbering Sec. 33.19(12)(d)4. through 11. to 3. to 10.; repealing Sec. 33.19(12)(f)1.f.; renumbering Sec. 33.19(12)(f)1.g. to f.; repealing 33.19(13)(d)8. and renumbering Sec. 33.19(13)(d)9. through 13. to 8. through 12., respectively of the Madison General Ordinances to update provisions relating to solar/wind systems.

Sponsors: Satya V. Rhodes Conway, Judy Compton, Marsha A. Rummel and Brian L. Solomon

A motion was made by Ald. Clear, seconded by Ald. Verveer, to Rerefer for Recessed Public Hearing to the PLAN COMMISSION. The motion passed by voice vote/other.

END OF PUBLIC HEARINGS

BUSINESS PRESENTED BY THE MAYOR

16. [11249](#) Report of the Mayor submitting citizen committee appointments (introduced 7-15-2008; action 8-5-2008).

Sponsors: David J. Cieslewicz

1 Registrant(s) in support wishing to speak.

A motion was made by Ald. Clear, seconded by Ald. Verveer, to Confirm. The motion passed by voice vote/other.

17. [11465](#) Report of the Mayor submitting citizen committee appointments (introduced 8-5-2008; action 9-2-2008).

Sponsors: David J. Cieslewicz

Confirm at the 9/2/08 Common Council Meeting.

A motion was made by Ald. Clear, seconded by Ald. Verveer, to Refer to a future Meeting to Confirm to the COMMON COUNCIL, due back on 9/2/2008. The motion passed by voice vote/other.

18. [11282](#) Authorizing a representative of the Human Resources Department to sign a contract with Home Health United to provide flu immunization clinics for City employees on City property.

Sponsors: David J. Cieslewicz

A motion was made by Ald. Clear, seconded by Ald. Verveer, to Adopt. The motion passed by voice vote/other.

Enactment No: RES-08-00757

19. [11470](#) Granting Approval for the City Treasurer to Open Accounts at Qualified Broker/Dealers.

Sponsors: David J. Cieslewicz

A motion was made by Ald. Clear, seconded by Ald. Verveer, to Adopt. The motion passed by voice vote/other.

Enactment No: RES-08-00758

BUSINESS PRESENTED BY THE PRESIDENT OF THE COMMON COUNCIL

20. [11243](#) Accepting the City of Madison 3-5 Year Strategic Economic Development Implementation Plan.

Sponsors: Zachariah Brandon and Mark Clear

4 Registrant(s) in support wishing to speak; 2 Registrant(s) in support not wishing to speak.

A motion was made by Ald. Konkell, seconded by Ald. Webber, to Adopt With Amendment(s) as follows: add "These work plans be approved by the Common Council annually prior to department budget recommendations being made each year." The motion passed by voice vote/other.

Enactment No: RES-08-00759

21. [11488](#) Approving the initial concept designs and authorizing the Mayor and the City Clerk to execute an agreement for design, fabrication and inspection of installation between the City of Madison and Myklebust, Sears, & Sons for creating a site specific public art water feature for Frances Plaza.

Sponsors: Michael E. Verveer and Eli Judge

A motion was made by Ald. Clear, seconded by Ald. Verveer, to Adopt. The motion passed by voice vote/other.

Enactment No: RES-08-00760

22. [11494](#) President's Work Group on Improvements to Budget Process - Final Report & Recommendations.

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

A motion was made by Ald. Clear, seconded by Ald. Compton, to Accept with the following editorial correction: change "who attend" to "to attend" in "1. Room structure". The motion passed by voice vote/other.

REPORTS OF OFFICERS

REPORT OF ALCOHOL LICENSE REVIEW COMMITTEE

23. [10684](#) To adopt policy guidelines for use by the Alcohol License Review Committee (ALRC) in the ALRC's review and recommendation process for operators license applications.

Sponsors: Michael Schumacher, David J. Cieslewicz, Mark Clear, Lauren Cnare, Larry Palm, Joseph R. Clausius, Judy Compton and Paul E. Skidmore

A motion was made by Ald. Clear, seconded by Ald. Verveer, to Adopt the guidelines as amended by the City Attorney's recommendations. The motion passed by voice vote/other.

Enactment No: RES-08-00761

24. [10726](#) Operator License Application
Zachary Crews - Establishment where employed: PDQ Gas Station

A motion was made by Ald. Clear, seconded by Ald. Verveer, to Place On File. The motion passed by voice vote/other.

25. [11127](#) Operator License Application
Ashley Brown - Establishment where employed: Wiggies

A motion was made by Ald. Clear, seconded by Ald. Verveer, to Deny. The motion passed by voice vote/other.

26. [11128](#) Change of Agent
Alfredo's Enoteca LLC • dba Eno Vino • Address 601 Junction Rd
New Agent: Sean Kennedy
Class B Combination Liquor & Beer • 40% alcohol, 60% food
Aldermanic District 09 (Ald. Skidmore) • Police Sector 128

A motion was made by Ald. Clear, seconded by Ald. Verveer, to Grant. The motion passed by voice vote/other.

27. [11157](#) Change of Agent
Supervalu Holdings Inc • dba Apollo Liquors • Address 4141 Nakoosa Trl
New Agent: Bradley Nauman
Class A Beer, Class A Liquor
Aldermanic District 3 (Ald. Cnare) • Police Sector 607
- A motion was made by Ald. Clear, seconded by Ald. Verveer, to Grant. The motion passed by voice vote/other.**
28. [11202](#) Change of Licensed Premise
Thomas & Lawrence Schmock • dba Blue Moon Bar & Grill • capacity of 99
2535 University Ave
Class B Combination Liquor & Beer • 44% Alcohol, 54% food, 2% other
Aldermanic District 5 (Ald. Webber) • Police Sector 301
Request to expand beverage service to sidewalk cafe in front of building with
4, 32" tables, 16 chairs, & 4 umbrellas.
- A motion was made by Ald. Clear, seconded by Ald. Verveer, to Grant. The motion passed by voice vote/other.**
29. [11210](#) Change of Corporate Control -- 3 new officers
Wadsworth Old Chicago Inc • dba Old Chicago • 62% alcohol, 38% food
7202 Mineral Point Rd • Agent: Charissa Bratt
Class B Combination Liquor & Beer
Aldermanic District 09 (Ald. Skidmore) • Police Sector 125
- A motion was made by Ald. Clear, seconded by Ald. Verveer, to Grant. The motion passed by voice vote/other.**
30. [11517](#) Alcohol License Review Committee Report of Operator License Applications
7-30-08. See attached report for list of operators.
- A motion was made by Ald. Clear, seconded by Ald. Verveer, to Grant. The motion passed by voice vote/other.**

REPORT OF BOARD OF ESTIMATES

31. [11129](#) Authorizing the extension of use of currently allocated funds to Movin' Out Inc.
for the provision of Rental Housing from December 31, 2008 to September 30,
2009.
- Sponsors:** Thuy Pham-Remmele and Marsha A. Rummel
- A motion was made by Ald. Clear, seconded by Ald. Verveer, to Adopt. The motion passed by voice vote/other.**
- Enactment No: RES-08-00762

32. [11201](#) Authorizing the Mayor, City Clerk and Chief of Police to accept the FY 2008 Edward Byrne Memorial Justice Assistance Grant award in the amount of \$56,815 and to utilize these funds to support several law enforcement initiatives.

Sponsors: David J. Cieslewicz

A motion was made by Ald. Clear, seconded by Ald. Verveer, to Adopt. The motion passed by voice vote/other.

Enactment No: RES-08-00763

33. [11238](#) Amending Sections 4.16(3), 4.16(6), 9.01(3) and 9.49(5) of the Madison General Ordinances to reflect the elimination of the Director of Revenue position.

Sponsors: David J. Cieslewicz

A motion was made by Ald. Clear, seconded by Ald. Verveer, to Adopt. The motion passed by voice vote/other.

Enactment No: ORD-08-00092

34. [11240](#) Amending the 2008 Operating Budget for the Streets Division and Fleet Service to cover 2008 budget shortfalls.

Sponsors: David J. Cieslewicz

A motion was made by Ald. Clear, seconded by Ald. Palm, to Adopt. The motion passed by the following vote:

Excused: 2 -

Julia S. Kerr and Tim Bruer

Ayes: 18 -

Jed Sanborn; Brenda K. Konkel; Lauren Cnare; Michael E. Verveer; Robbie Webber; Marsha A. Rummel; Zachariah Brandon; Eli Judge; Paul E. Skidmore; Brian L. Solomon; Tim Gruber; Satya V. Rhodes Conway; Larry Palm; Judy Compton; Joseph R. Clausius; Michael Schumacher; Mark Clear and Thuy Pham-Remmele

Non Voting: 1 -

David J. Cieslewicz

Enactment No: RES-08-00764

35. [11314](#) Approving the selection of Hunden Strategic Partners to conduct a Downtown Hotel Feasibility Study and authorizing the Mayor and City Clerk to execute an agreement with Hunden Strategic Partners.

Sponsors: David J. Cieslewicz, Marsha A. Rummel and Tim Bruer

A motion was made by Ald. Clear, seconded by Ald. Verveer, to Adopt. The motion passed by voice vote/other.

Enactment No: RES-08-00765

REPORT OF BOARD OF PARK COMMISSIONERS

36. [11110](#) To a) authorize the Common Council of the City of Madison to request that the Wisconsin Department of Natural Resources review authorized lake levels on Lake Mendota, b) request from Dane County a review of their policy on summer minimum and maximum lake levels and its potential impact on residential flooding and wetland deterioration, and c) direct the City Engineer, the Parks Division, and the City Attorney to work with the National Weather Service, the Wisconsin Department of Natural Resources, the Cities of Middleton and Monona, and Dane County to establish pre-determined thresholds representing the onset of flooding for Lakes Mendota, Monona, and Waubesa.

Sponsors: Michael Schumacher, David J. Cieslewicz, Mark Clear, Larry Palm, Joseph R. Clausius, Satya V. Rhodes Conway, Brenda K. Konkel, Judy Compton, Brian L. Solomon, Lauren Cnare and Marsha A. Rummel

5 Registrant(s) in support wishing to speak; 1 Registrant(s) in opposition wishing to speak; 3 Registrant(s) in support not wishing to speak.

A motion was made by Ald. Clear, seconded by Ald. Schumacher, to Adopt. The motion passed by voice vote/other.

Enactment No: RES-08-00766

REPORT OF BOARD OF PUBLIC WORKS

37. [09184](#) Improvements accepted for Lighting Retrofit; East Side Public Works Facility; 4602 Sycamore Avenue, Contract No. 6034. (17th AD)

Sponsors: BOARD OF PUBLIC WORKS

A motion was made by Ald. Clear, seconded by Ald. Verveer, to Adopt. The motion passed by voice vote/other.

Enactment No: RES-08-00767

38. [10170](#) Accepting a 20-foot wide Public Sanitary Sewer Easement from McDonald's Corporation across property located at 3002 Darbo Drive.

Sponsors: Larry Palm

A motion was made by Ald. Clear, seconded by Ald. Verveer, to Adopt. The motion passed by voice vote/other.

Enactment No: RES-08-00768

39. [10552](#) Improvements Accepted for Goodman Park Maintenance Facility Addition and Remodeling - 2006 Contract #5922. (13 AD)

Sponsors: BOARD OF PUBLIC WORKS

A motion was made by Ald. Clear, seconded by Ald. Verveer, to Adopt. The motion passed by voice vote/other.

Enactment No: RES-08-00769

40. [10818](#) Authorizing the Common Council to accept ownership from Historic Blooming Grove Historical Society of a historical marker for the Hess Cooperage within public right-of-way at 1960 Atwood Avenue.

Sponsors: Marsha A. Rummel

A motion was made by Ald. Clear, seconded by Ald. Verveer, to Adopt. The motion passed by voice vote/other.

Enactment No: RES-08-00770

41. [10958](#) Authorizing the Common Council to accept ownership from McClellan Park Neighborhood Association of two decorative gardens, hardwood tree, and park bench to be located within a City-owned greenway and public right-of-way at 6402 Dominion Drive.

Sponsors: Lauren Cnare

A motion was made by Ald. Clear, seconded by Ald. Verveer, to Adopt. The motion passed by voice vote/other.

Enactment No: RES-08-00791

42. [11093](#) Approving the conversion of the East Campus Mall from University Avenue to State Street to a pedestrian and bike facility and approving an agreement with the University of Wisconsin for the East Campus Mall.

Sponsors: Eli Judge

A motion was made by Ald. Clear, seconded by Ald. Verveer, to Adopt. The motion passed by voice vote/other.

Enactment No: RES-08-00772

43. [11100](#) Awarding Public Works Contract No. 6187, New Roof at Streets Badger Road Facility.

Sponsors: BOARD OF PUBLIC WORKS

A motion was made by Ald. Clear, seconded by Ald. Verveer, to Adopt. The motion passed by voice vote/other.

Enactment No: RES-08-00773

44. [11101](#) Awarding Public Works Contract No. 6234, Streets Badger Road Facility - Flooring.

Sponsors: BOARD OF PUBLIC WORKS

A motion was made by Ald. Clear, seconded by Ald. Verveer, to Adopt. The motion passed by voice vote/other.

Enactment No: RES-08-00774

45. [11147](#) Improvements accepted for Water Service Laterals by Private Contract to serve: Southern Hill - Phase 5. (1st AD)

Sponsors: BOARD OF PUBLIC WORKS

A motion was made by Ald. Clear, seconded by Ald. Verveer, to Adopt. The motion passed by voice vote/other.

Enactment No: RES-08-00775

46. [11241](#) Improvements Accepted for Pedestrian Bridge Abutment Construction/Bridge, Contract #6046 (9th AD)

Sponsors: BOARD OF PUBLIC WORKS

A motion was made by Ald. Clear, seconded by Ald. Verveer, to Adopt. The motion passed by voice vote/other.

Enactment No: RES-08-00776

47. [11261](#) Awarding Public Works Contract No. 6136, Old Sauk Road Assessment District - 2008.
Sponsors: BOARD OF PUBLIC WORKS
- A motion was made by Ald. Clear, seconded by Ald. Verveer, to Adopt. The motion passed by voice vote/other.**
Enactment No: RES-08-00777
48. [11262](#) Awarding Public Works Contract No. 6170, Eastmorland Park Drainage Way Assessment Distict & Eastmorland Bike Path Reconstruction.
Sponsors: BOARD OF PUBLIC WORKS
- A motion was made by Ald. Clear, seconded by Ald. Verveer, to Adopt. The motion passed by voice vote/other.**
Enactment No: RES-08-00778
49. [11263](#) Awarding Public Works Contract No. 6220, Door Creek Park Grading - Phase I.
Sponsors: BOARD OF PUBLIC WORKS
- A motion was made by Ald. Clear, seconded by Ald. Verveer, to Adopt. The motion passed by voice vote/other.**
Enactment No: RES-08-00779
50. [11265](#) Awarding Public Works Contract No. 6232, Priority Stump Removal - 2008.
Sponsors: BOARD OF PUBLIC WORKS
- A motion was made by Ald. Clear, seconded by Ald. Verveer, to Adopt. The motion passed by voice vote/other.**
Enactment No: RES-08-00780
51. [11268](#) Approving plans and specifications and authorizing the Board of Public Works to advertise and receive bids for Olbrich Park Shoreline Repair, Contract No. 5923. (6th & 15th ADs)
Sponsors: BOARD OF PUBLIC WORKS
- A motion was made by Ald. Clear, seconded by Ald. Verveer, to Adopt. The motion passed by voice vote/other.**
Enactment No: RES-08-00781

52. [11270](#) Approving plans and specifications and authorizing the Board of Public Works to advertise and receive bids for Glenway/Forest Hills Greenway Improvement, Contract No. 6177. (10th AD)

Sponsors: BOARD OF PUBLIC WORKS

A motion was made by Ald. Clear, seconded by Ald. Verveer, to Adopt. The motion passed by voice vote/other.

Enactment No: RES-08-00782

53. [11271](#) Approving plans and specifications and authorizing the Board of Public Works to advertise and receive bids for Wingra Creek Parkway Improvements - Phase 2, Contract No. 6179. (13th AD)

Sponsors: BOARD OF PUBLIC WORKS

A motion was made by Ald. Clear, seconded by Ald. Verveer, to Adopt. The motion passed by voice vote/other.

Enactment No: RES-08-00783

54. [11272](#) Approving plans and specifications and authorizing the Board of Public Works to advertise and receive bids for Fire Sprinkler Installation at Fire Station No. 3 and No. 9, Contract No. 6247. (6th & 11th ADs)

Sponsors: BOARD OF PUBLIC WORKS

A motion was made by Ald. Clear, seconded by Ald. Verveer, to Adopt. The motion passed by voice vote/other.

Enactment No: RES-08-00784

55. [11273](#) Authorizing an Amendment No. 6 to the contract between the City of Madison and Potter Lawson, Inc., in the amount of \$4,025 for additional architectural and engineering design services for the City-County Building & Madison Municipal Building Tenant Improvements. (6th AD)

Sponsors: BOARD OF PUBLIC WORKS

A motion was made by Ald. Clear, seconded by Ald. Verveer, to Adopt. The motion passed by voice vote/other.

Enactment No: RES-08-00785

56. [11274](#) Approving plans and specifications for public improvements necessary for the Subdivision known as Woodstone and authorizing construction to be undertaken by the Developer, Private Contract No. 2198. (9th AD)

Sponsors: BOARD OF PUBLIC WORKS

A motion was made by Ald. Clear, seconded by Ald. Verveer, to Adopt. The motion passed by voice vote/other.

Enactment No: RES-08-00786

57. [11284](#) Improvements accepted for Wetland Plantings, Contract No. 5485. (Various ADs)

Sponsors: BOARD OF PUBLIC WORKS

A motion was made by Ald. Clear, seconded by Ald. Verveer, to Adopt. The motion passed by voice vote/other.

Enactment No: RES-08-00787

REPORT OF CITY CLERK

58. [11508](#) Secondhand Dealer License
Nebraska Book Co. LLC dba Madison Textbooks
1806 Wright Street

A motion was made by Ald. Clear, seconded by Ald. Verveer, to Grant. The motion passed by voice vote/other.

REPORT OF COMMISSION ON THE ENVIRONMENT

59. [11080](#) Creating new Section 7.55 to prohibit outdoor wood boilers, amending Sec. 1.08(4) to include citation authority for Director of Public Health and amending, and amending Sec. 1.08(3) of the Madison General Ordinances to establish a bail deposit for a violation.

Sponsors: Larry Palm

Additional Referral(s): Sustainable Design and Energy Committee

A motion was made by Ald. Clear, seconded by Ald. Verveer, to Rerefer to the COMMISSION ON THE ENVIRONMENT. The motion passed by voice vote/other.

60. [11226](#)

AMENDED - Opposing construction of the ATC 345 KV transmission line on the Beltline and endorsing undergrounding of any portion of the line if it is built on the Beltline or otherwise within the City.

Sponsors: David J. Cieslewicz, Tim Bruer, Satya V. Rhodes Conway and Robbie Webber

A motion was made by Ald. Solomon, seconded by Ald. Rhodes Conway, to Adopt the following amendment: Add "BE IT FURTHER RESOLVED that the Common Council urges the PSC to delay approval of the ATC 345 KV transmission line until a thorough analysis of demand side strategies and energy conservation measures has concluded that construction is absolutely necessary. The motion FAILED by the following vote:

Excused: 3 -

Tim Gruber; Julia S. Kerr and Tim Bruer

Ayes: 9 -

Brenda K. Konkel; Lauren Cnare; Michael E. Verveer; Robbie Webber; Marsha A. Rummel; Eli Judge; Brian L. Solomon; Satya V. Rhodes Conway and Judy Compton

Noes: 8 -

Zachariah Brandon; Paul E. Skidmore; Larry Palm; Joseph R. Clausius; Michael Schumacher; Mark Clear; Thuy Pham-Remmele and Jed Sanborn

Non Voting: 1 -

David J. Cieslewicz

Enactment No: RES-08-00788

1 Registrant(s) in support wishing to speak.

A motion was made by Ald. Brandon, seconded by Ald. Rummel, to Adopt With Amendment(s) as follows: strike "NOW, THEREFORE, BE IT RESOLVED that the Common Council of the City of Madison opposes replacement of the ATC 345 KV transmission line on the Beltline, and" and replace with "NOW, THEREFORE, BE IT RESOLVED, that if the PSC approves construction of any portion of the ATC 345 KV transmission line on the Beltline route, the Common Council urges the PSC to require ATC to place underground all of such portion of the transmission line, or any portion otherwise built within the City". The motion passed by voice vote/other.

Enactment No: RES-08-00788

REPORT OF COMMON COUNCIL ORGANIZATIONAL COMMITTEE

61. [09158](#) AMENDED SUBSTITUTE - Repealing and recreating Section 3.70 of the Madison General Ordinances to modify portions of the City's policy regarding public records.

Sponsors: David J. Cieslewicz, Zachariah Brandon, Tim Bruer, Judy Compton and Michael Schumacher

A motion was made by Ald. Konkel, seconded by Ald. Sanborn, to Adopt the following amendment: strike "Therefore, City employees shall refrain from using such services for official communications purposes or for matters that would result in a public record if another format such as email or written communications were employed". No action was taken.

A motion was made by Ald. Konkel, seconded by Ald. Rhodes Conway, to Adopt the following amendment: add "or inspect" after "receive a record" in Section (4) (a) 1. The motion passed by voice vote/other.

Enactment No: ORD-08-00093

1 Registrant(s) in opposition wishing to speak.

A motion was made by Ald. Konkel, seconded by Ald. Cnare, to Adopt With Amendment(s) as follows: strike "In the event that IM/TM are used for such communications purposes the" and replace with the "unless the employee preserves" in Section (3) (b) 3. The motion passed by the following vote:

Excused: 3 -

Tim Gruber; Julia S. Kerr and Tim Bruer

Ayes: 11 -

Lauren Cnare; Michael E. Verveer; Robbie Webber; Marsha A. Rummel; Eli Judge; Brian L. Solomon; Satya V. Rhodes Conway; Larry Palm; Judy Compton; Jed Sanborn and Brenda K. Konkel

Noes: 6 -

Zachariah Brandon; Paul E. Skidmore; Joseph R. Clausius; Michael Schumacher; Mark Clear and Thuy Pham-Remmele

Non Voting: 1 -

David J. Cieslewicz

Enactment No: ORD-08-00093

REPORT OF COMMUNITY DEVELOPMENT AUTHORITY

62. [11401](#) Report of proposed transfer of real property in the Villager and Badger-Ann-Park redevelopment areas.

A motion was made by Ald. Clear, seconded by Ald. Verveer, to Accept the report and adopt the recommendations with the following amendment: add "of 12,000 gross square feet" in paragraph d. between "one unit" and "therein". The motion passed by voice vote/other.

REPORT OF PLAN COMMISSION

63. [10847](#) SUBSTITUTE - Amending Sections 16.23(5)(g), 16.23(7)(d)4. and 16.23(9)(d)2.a. and creating Section 16.23(7)(d)5. of the Madison General Ordinances to update procedural requirements and to clarify that the payment of all unpaid taxes and special assessments shall be required prior to recording a land division (certified survey map).

Sponsors: Lauren Cnare

A motion was made by Ald. Clear, seconded by Ald. Verveer, to Adopt. The motion passed by voice vote/other.

Enactment No: ORD-08-00094

REPORT OF RISK MANAGER

64. [10474](#) A. Kreeger, 541 Hilltop Dr., Madison, 53711 - vehicle damage - \$1,027.68.

A motion was made by Ald. Clear, seconded by Ald. Verveer, to Disallow. The motion passed by voice vote/other.

65. [10509](#) M. Peterson, 118 Corry St., Madison, 53704 - vehicle damage - \$375.53.

A motion was made by Ald. Clear, seconded by Ald. Verveer, to Disallow. The motion passed by voice vote/other.

66. [10512](#) S. Khazai, 22 Prairie Hill Ct., Madison, 53719 - property damage - \$5,750.09.

A motion was made by Ald. Clear, seconded by Ald. Verveer, to Disallow. The motion passed by voice vote/other.

67. [10771](#) B. Bartz, 7538 Mid Town Rd., Madison, 53719 - vehicle damage - \$310.63.

A motion was made by Ald. Clear, seconded by Ald. Verveer, to Disallow. The motion passed by voice vote/other.

68. [11087](#) M. Smith, 6013 Riva Rd., Madison - property damage - \$4,472.88

A motion was made by Ald. Clear, seconded by Ald. Verveer, to Disallow. The motion passed by voice vote/other.

69. [11181](#) J. Tauschek, 7579 Pioneer Pl., Verona, 53593 - vehicle damage - \$2,392.01.

A motion was made by Ald. Clear, seconded by Ald. Verveer, to Disallow. The motion passed by voice vote/other.

70. [11275](#) A. Gresen, 6411 Mineral Point Rd., Madison, 53705 - vehicle damage - \$117.54.

A motion was made by Ald. Clear, seconded by Ald. Verveer, to Disallow. The motion passed by voice vote/other.

71. [11279](#) S. Williams, 327 East Bluff, Madison, 53704 - property loss - \$100.00.

A motion was made by Ald. Clear, seconded by Ald. Verveer, to Disallow. The motion passed by voice vote/other.

REPORT OF SOLID WASTE ADVISORY COMMITTEE

72. [09512](#) Setting a goal of 65% waste diversion by recycling and composting for 2010 with progress towards the ultimate goal of zero waste.

Sponsors: Tim Gruber, Larry Palm, Satya V. Rhodes Conway and Robbie Webber

A motion was made by Ald. Clear, seconded by Ald. Verveer, to Adopt. The motion passed by voice vote/other.

Enactment No: RES-08-00789

REPORT OF WATER UTILITY BOARD

73. [11227](#) Amending Sections 13.06(2)(e) and (f) and Section 13.21(10) of the Madison General Ordinances to revise the procedure for abatement of water pit hazards and well abandonment and repealing Section 13.06(2)(e)2.h. of the Madison General Ordinances relating to severability.

Sponsors: Lauren Cnare and Michael Schumacher

A motion was made by Ald. Clear, seconded by Ald. Verveer, to Adopt. The motion passed by voice vote/other.

Enactment No: ORD-08-00095

ORDINANCES & RESOLUTIONS REFERRED TO THIS MEETING

ORDINANCES

74. [10501](#) Creating new Section 12.128(16), renumbering current Section 12.128(16) to Section 12.128(17), respectively, amending Section 12.141(2), and amending Section 1.08(3)(a) of the Madison General Ordinances to deter parking in front of and in close proximity to mailboxes located near the roadway.

Sponsors: Lauren Cnare and Judy Compton

A motion was made by Ald. Clear, seconded by Ald. Cnare, to Adopt. The motion passed by voice vote/other.

Enactment No: ORD-08-00096

75. [11228](#) Adopting and confirming Revision 263 of the Madison General Ordinances as of June 15, 2008 to incorporate the changes pursuant to Sec. 66.0103, Wis. Stats.

Sponsors: Common Council By Request

A motion was made by Ald. Clear, seconded by Ald. Verveer, to Adopt. The motion passed by voice vote/other.

Enactment No: ORD-08-00097

76. [11306](#) Creating Section 8.24(1)(y) of the Madison General Ordinances to ban alcohol in Eastmorland Park.

Sponsors: Larry Palm and Michael Schumacher

A motion was made by Ald. Clear, seconded by Ald. Palm, to Adopt. The motion passed by the following vote:

Excused: 3 -

Tim Gruber; Julia S. Kerr and Tim Bruer

Ayes: 15 -

Lauren Cnare; Michael E. Verveer; Robbie Webber; Marsha A. Rummel; Zachariah Brandon; Eli Judge; Paul E. Skidmore; Brian L. Solomon; Satya V. Rhodes Conway; Larry Palm; Judy Compton; Joseph R. Clausius; Michael Schumacher; Mark Clear and Thuy Pham-Remmele

Noes: 2 -

Jed Sanborn and Brenda K. Konkel

Non Voting: 1 -

David J. Cieslewicz

Enactment No: ORD-08-00098

RESOLUTIONS

77. [05291](#) Approving the report of the Salt Use Subcommittee to the City's Commission on the Environment and adopting the recommendations of the report.

Sponsors: Larry Palm

A motion was made by Ald. Clear, seconded by Ald. Verveer, to Rerefer to the COMMISSION ON THE ENVIRONMENT. The motion passed by voice vote/other.

78. [10011](#) Authorizing the Mayor and City Clerk to Execute a First Amendment to Deed of Easement from Edgewood, Inc. to the City of Madison Amending the Original Agreement Regarding Edgewood Drive.

Sponsors: Michael Schumacher, Joseph R. Clausius and Brian L. Solomon

A motion was made by Ald. Clear, seconded by Ald. Verveer, to Adopt. The motion passed by voice vote/other.

Enactment No: RES-08-00790

RECONSIDERATION(S)

79. [10651](#) Creating Section 28.06(2)(a)3371. of the Madison General Ordinances rezoning property from R2T Single-Family Residence District, R2Y Single-Family Residence District and R2Z Single-Family Residence District to R2T Single-Family Residence District. Proposed Use: Replatting 57 Single-Family Lots and 1 Outlot; 1st Aldermanic District: 9114 Ancient Oak Lane.

Sponsors: Common Council By Request

The motion to reconsider was withdrawn.

80. [11131](#) Approving the preliminary and final plats of First Addition to Linden Park generally located at 9114 Ancient Oak Lane. 1st Ald. Dist.

Sponsors: Common Council By Request

The motion to reconsider was withdrawn.

**INTRODUCTION OF NEW BUSINESS FOR REFERRAL WITHOUT DEBATE -
Referred on a motion made by Ald. Clear, seconded by Ald. Verveer.**

ORDINANCES

81. [11068](#) Amending Section 3.54(1)(b) of the Madison General Ordinances by deleting the classification Comptroller's Office Administrative Coordinator in Compensation Group 18, Range 04, and creating the classification of Comptroller's Office Administrative Services Supervisor in Compensation Group 18, Range 06, thereof.
- Sponsors:** Common Council By Request
- Additional Referral(s): Personnel Board
- This Ordinance was Refer to the BOARD OF ESTIMATES**
82. [11398](#) Amending Section 3.38(1)(b)5.c. of the Madison General Ordinances to grant floating holidays to non-represented Transit Division employees on the date of hire.
- Sponsors:** David J. Cieslewicz
- This Ordinance was Refer to the BOARD OF ESTIMATES**
83. [11402](#) Repealing and recreating Chapter 36 of the Madison General Ordinances to update the City's ordinances pertaining to cable television franchises and video service providers.
- Sponsors:** Judy Compton
- Additional Referral(s): Broadband Telecommunications Regulatory Board
- This Ordinance was Refer to the COMMON COUNCIL ORGANIZATIONAL COMMITTEE**
84. [11427](#) Creating Section 28.06(2)(a)3378. of the Madison General Ordinances rezoning property from R4 General Residence District to R2 Single-Family Residence District. Proposed Use: Replatting 5 Multi-Family Lots into 7 Single-Family Lots; 17th Aldermanic District: 4409, 4417, 4425, 4433 and 4441 Bellgrove Lane.
- Sponsors:** Common Council By Request
- Due back at the 9/2/08 Common Council Meeting.
- This Ordinance was Refer For Public Hearing to the PLAN COMMISSION, due back on 9/2/2008**
85. [11436](#) Creating new Section 38.05(3)(d) and renumbering current Sec. 38.05(3)(d) through (m) to Sec. 38.05(3)(e) through (n) of the Madison General Ordinances to require the posting of a sign on premises where application has been made for a retail alcohol beverage license.
- Sponsors:** Michael E. Verveer
- This Ordinance was Refer to the ALCOHOL LICENSE REVIEW COMMITTEE**

86. [11466](#) Amending Section 2.04(4) and Section 2.29(6) of the Madison General Ordinances to allow the continuation of the Early Public Comment period at each Council meeting, and to make consistent the timing of the Early Public Comment period.

Sponsors: Brenda K. Konkel

This Ordinance was Refer to the COMMON COUNCIL ORGANIZATIONAL COMMITTEE

RESOLUTIONS

87. [10159](#) Authorizing the Mayor and City Clerk to execute an agreement with Sam Van Galder, Inc., a member of the Coach USA family, for three years for provision by Van Galder of an annual contribution to Metro Transit to help defray maintenance costs for the Dutch Mill Park & Ride lot, with one three-year option for renewal.

Sponsors: Robbie Webber and Brian L. Solomon

Additional Referral(s): Board of Estimates

This Resolution was Refer to the TRANSIT AND PARKING COMMISSION

88. [11071](#) That the position (#767) of Comptroller's Office Administrative Coordinator in Compensation Group 18, Range 04 (occupied by K. Bentley) in the permanent salary detail of the Comptroller's Office budget is repealed and recreated as Comptroller's Office Administrative Services Supervisor in Compensation Group 18, Range 06, thereof. Be it further resolved that the incumbent shall be reallocated to said position.

Sponsors: David J. Cieslewicz

Additional Referral(s): Personnel Board

This Resolution was Refer to the BOARD OF ESTIMATES

89. [11195](#) Resolution that the vacant position (#3739) of Engineering Aide 1, in Compensation Group 16, Range 11, in the permanent salary detail of the Water Utility is repealed and recreated as a Water Construction Inspector in Compensation Group 16, Range 14, thereof.

Sponsors: David J. Cieslewicz

Due back at the 9/2/08 Common Council Meeting.

This Resolution was Refer to the BOARD OF ESTIMATES, due back on 9/2/2008

90. [11247](#) Amending the 2008 Capital Budget of Engineering-Major Streets to Increase the Budget Authority of Pavement Management (Project 5) by \$772,000 and Reverse the Budget Amendment Contained in File ID 10346.

Sponsors: David J. Cieslewicz

This Resolution was Refer to the BOARD OF ESTIMATES

91. [11264](#) Amending the 2008 Stormwater Utility Capital Budget and Awarding Public Works Contract No. 6222, Warning Sirens - 2008.

Sponsors: BOARD OF PUBLIC WORKS

Additional Referral(s): Board of Public Works

This Resolution was Refer to the BOARD OF ESTIMATES

92. [11287](#) That the positions (#3332, #3632, #3634 and #3760) of Monona Terrace Operations Worker in Compensation Group 16, Range 07 (occupied by R. Jackson, J. Roessler, T. Younger, J. Catalino and M. Perry, respectively) in the permanent salary detail of the Monona Terrace budget are repealed and recreated as five positions of Custodial Worker 2, in Compensation Group 16, Range 07, thereof. Be it further resolved that the incumbents shall be reallocated to said positions.

Sponsors: David J. Cieslewicz

Additional Referral(s): Personnel Board

This Resolution was Refer to the BOARD OF ESTIMATES

93. [11499](#) Authorizing the provision of an additional \$150,000 in CDBG funds to assist the Urban League of Greater Madison to acquire property and construct a building to develop a Center for Economic Development at The Villager in ways that address City Community and Neighborhood Development Objectives, and authorizing the Mayor and City Clerk to enter into contractual agreements as appropriate.

Sponsors: Marsha A. Rummel and Thuy Pham-Remmele

Additional Referral(s): Board of Estimates

This Resolution was Refer to the COMMUNITY DEVELOPMENT BLOCK GRANT COMMISSION

94. [11305](#) To authorize the Superintendent of Parks to accept and expend a \$5,545 grant from Ducks Unlimited, Inc. for the establishment of a series of "vegetated breakwaters" in the Cherokee Marsh Conservation Park located along the Yahara River north of Lake Mendota.

Sponsors: Michael Schumacher and Satya V. Rhodes Conway

This Resolution was Refer to the BOARD OF ESTIMATES

95. [11311](#) Amending the 2008 Public Health budget to accept a grant for tobacco control funding.

Sponsors: Lauren Cnare

Additional Referral(s): Board of Health for Madison and Dane County

This Resolution was Refer to the BOARD OF ESTIMATES

96. [11316](#) Approving the dissolution of the Air Quality Subcommittee to the Commission on the Environment.

Sponsors: Larry Palm

This Resolution was Refer to the COMMISSION ON THE ENVIRONMENT

97. [11334](#) Authorizing the Mayor and the City Clerk to execute a release of portion of a public utility easement reserved in Lots 18 and 19 of the Plat of Colony Heights, located at 1602 Parkside Drive.

Sponsors: Joseph R. Clausius

Additional Referral(s): Plan Commission

This Resolution was Refer to the BOARD OF PUBLIC WORKS

98. [11403](#) Authorizing the provision of \$378,000 of Federal HOME or HOME Match Funds to assist Common Wealth Development, Inc to acquire and develop the Vaughn Commons Housing project in ways that address City, Community and Neighborhood Development Objectives.

Sponsors: Thuy Pham-Remmele and Marsha A. Rummel

Additional Referral(s): Community Development Block Grant Commission

This Resolution was Refer to the BOARD OF ESTIMATES

99. [11405](#) Resolution that position (#3194) of Administrative Analyst 3, in Compensation Group 18, Range 10, (occupied by D. Bohrod) in the permanent salary detail of the Comptroller's budget is repealed and recreated as an Administrative Analyst 4 in Compensation Group 18, Range 12, thereof. Be it further resolved that the incumbent shall be reallocated to said position.

Sponsors: David J. Cieslewicz

Additional Referral(s): Personnel Board

This Resolution was Refer to the BOARD OF ESTIMATES

100. [11408](#) Declaring September 10 - October 10, 2008, as Voter Registration Month in the City of Madison.
- Sponsors:** David J. Cieslewicz, Tim Bruer, Mark Clear, Zachariah Brandon, Joseph R. Clausius, Lauren Cnare, Judy Compton, Tim Gruber, Eli Judge, Julia S. Kerr, Brenda K. Konkel, Larry Palm, Thuy Pham-Remmele, Satya V. Rhodes Conway, Marsha A. Rummel, Jed Sanborn, Michael Schumacher, Paul E. Skidmore, Brian L. Solomon, Michael E. Verveer and Robbie Webber
- Adopt at the 9/2/08 Common Council Meeting.
- This Resolution was Refer to a future Meeting to Adopt to the COMMON COUNCIL, due back on 9/2/2008**
101. [11425](#) Authorizing the Traffic Engineering Division to apply for and accept grant funding up to \$15,000 to undertake a survey of bicycling in Madison and amending the Traffic Engineering operating budget as appropriate.
- Sponsors:** Mark Clear and Satya V. Rhodes Conway
- Additional Referral(s): Board of Estimates
- This Resolution was Refer to the PEDESTRIAN/BICYCLE/MOTOR VEHICLE COMMISSION**
102. [11449](#) Declaring the contract between the City of Madison and Dane County regarding the County's use of the salt storage facility at 402 S. Point Road be terminated.
- Sponsors:** Paul E. Skidmore
- This Resolution was Refer to the BOARD OF ESTIMATES**
103. [11450](#) Authorizing amendments to the "Regulations Governing Vending on the State Street Mall/Capitol Concourse" to allow licensed arts and crafts vendors to sell books or publications that the vendor has illustrated.
- Sponsors:** Michael E. Verveer and Thuy Pham-Remmele
- Adopt at the 9/2/08 Common Council Meeting.
- This Resolution was Refer to a future Meeting to Adopt to the COMMON COUNCIL, due back on 9/2/2008**
104. [11451](#) Authorizing amendments to the "Regulations Governing Vending on the State Street Mall/Capitol Concourse" to require vendors to maintain sidewalk café furniture and equipment in an attractive and presentable condition, and to repair or replace weathered or worn furniture or equipment within 60 days of a written notice from the vending staff.
- Sponsors:** Michael E. Verveer and Thuy Pham-Remmele
- Adopt at the 9/2/08 Common Council Meeting.
- This Resolution was Refer to a future Meeting to Adopt to the COMMON COUNCIL, due back on 9/2/2008**

105. [11452](#) Amending the Streets Division Capital Budget.

Sponsors: David J. Cieslewicz

This Resolution was Refer to the BOARD OF ESTIMATES

106. [11459](#) Authorizing the grant of a license to Denali Spectrum Operations, LLC for the installation of telecommunications equipment on the City's water tower located at 4701 Bunker Hill Lane.

Sponsors: Joseph R. Clausius

Additional Referral(s): Water Utility Board

This Resolution was Refer to the BOARD OF ESTIMATES

107. [11460](#) Amending the Police Department 2008 Operating Budget to accommodate a change in the process for tracking revenue and expenditures related to the ongoing regional Records Management System collaboration with seventeen area law enforcement agencies and municipal courts.

Sponsors: David J. Cieslewicz

This Resolution was Refer to the BOARD OF ESTIMATES

108. [11464](#) Authorizing the grant of a license to Denali Spectrum Operations, LLC for the installation of telecommunications equipment on the City's water tower located at 2829 Prairie Road.

Sponsors: Zachariah Brandon

Additional Referral(s): Water Utility Board

This Resolution was Refer to the BOARD OF ESTIMATES

109. [11467](#) Authorizing the grant of a license to Denali Spectrum Operations, LLC for the installation of telecommunications equipment on the City's water tower located at 5815 Milwaukee Street.

Sponsors: Lauren Cnare

Additional Referral(s): Water Utility Board

This Resolution was Refer to the BOARD OF ESTIMATES

110. [11469](#) Authorizing the Mayor and City Clerk to execute an agreement with the University of Wisconsin-Madison for the operation and maintenance of traffic signals at the intersections of University Avenue and North Murray Street/East Campus Mall and West Johnson Street and North Murray Street/East Campus Mall.

Sponsors: David J. Cieslewicz

This Resolution was Refer to the BOARD OF ESTIMATES

111. [11471](#) Authorizing the execution of an Amendment to Easement pertaining to a Gas Regulator Station Vault and Access Easement from the City to Madison Gas and Electric Company, within a public greenway at 404 Burdette Court.

Sponsors: Tim Bruer

Additional Referral(s): Plan Commission

This Resolution was Refer to the BOARD OF PUBLIC WORKS

112. [11480](#) Accepting the Conservation and Sustainability Plan of the Madison Water Utility and its recommendations.

Sponsors: Lauren Cnare, Michael Schumacher and Satya V. Rhodes Conway

Additional Referral(s): Sustainable Design and Energy Committee, Commission on the Environment, Board of Estimates

This Resolution was Refer to the WATER UTILITY BOARD

113. [11483](#) Authorizing the execution of a First Amendment to License pertaining to a license with Verizon Wireless Personal Communications LP at the Larkin Tower located at 125 Larkin Street.

Sponsors: Tim Gruber

Additional Referral(s): Board of Public Works

This Resolution was Refer to the BOARD OF ESTIMATES

114. [11492](#) Authorizing the Mayor and the City Clerk to award and execute a contract with Virchow Krause & Company, LLP for consulting services for a Citywide enterprise financial system.

Sponsors: David J. Cieslewicz

This Resolution was Refer to the BOARD OF ESTIMATES

115. [11505](#) Authorizing the execution of a First Amendment to Easement pertaining to a Public Utility Easement from the City to Wisconsin Bell, Inc., d/b/a AT&T Wisconsin, within the Isthmus Bike Path located at 320 Division Street.
- Sponsors:** Marsha A. Rummel
- Additional Referral(s): Plan Commission
- This Resolution was Refer to the PEDESTRIAN/BICYCLE/MOTOR VEHICLE COMMISSION**
116. [11506](#) Creating Tax Incremental Finance (TIF) District #39 (Stoughton Road) City of Madison and approving a Project Plan and Boundary for said TIF District.
- Sponsors:** Judy Compton and David J. Cieslewicz
- Additional Referral(s): Plan Commission
- This Resolution was Refer to the BOARD OF ESTIMATES**
117. [11511](#) Amending Enactment No RES 07-01134 concerning the allocation of CDBG funds for improvements in the South West Neighborhoods.
- Sponsors:** Thuy Pham-Remmele and Marsha A. Rummel
- This Resolution was Refer to the BOARD OF ESTIMATES**
118. [11515](#) Submitting the name of William R. Clingan for confirmation of a five-year term as Community Development Division Director.
- Sponsors:** David J. Cieslewicz
- Due back at the 9/2/08 Common Council Meeting.
- This Resolution was Refer for Confirmation Hearing to the BOARD OF ESTIMATES, due back on 9/2/2008**

LICENSES

119. [11291](#) Public Hearing - New License
Madison West Princeton Hotel Investors I LLC
dba Homewood Suites Madison West • 10 % alcohol, 25% food, 65% Other
479 Commerce Dr • Agent: Stephanie Bracken
Class B Combination Liquor & Beer
Aldermanic District 9 (Ald. Skidmore) • Police Sector 402
Due back at the 9/2/08 Common Council Meeting.
- This License was Refer For Public Hearing to the ALCOHOL LICENSE REVIEW COMMITTEE, due back on 9/2/2008**

120. [11385](#) Public Hearing - New License
Sam's East Inc • dba Sam's Club #8255
7050 Watts Rd • Agent: David Atkinson
Class A Beer, Class A Liquor
Aldermanic District 01 (Ald. Sanborn) • Police Sector 123
Due back at the 9/2/08 Common Council Meeting.
- This License was Refer For Public Hearing to the ALCOHOL LICENSE REVIEW COMMITTEE, due back on 9/2/2008**
121. [11386](#) Public Hearing - New License
M&P Holdings LLC • dba AmericInn of Madison West • 1% alcohol, 99% Other
516 Grand Canyon Dr • Agent: Michael Sias • Estimated Capacity: 40
Class B Combination Liquor & Beer
Aldermanic District 19 (Ald. Clear) • Police Sector 113
Due back at the 9/2/08 Common Council Meeting.
- This License was Refer For Public Hearing to the ALCOHOL LICENSE REVIEW COMMITTEE, due back on 9/2/2008**
122. [11388](#) Public Hearing - New License
Puav Pheej LLC • dba Taste of Asia • .1% alcohol, 99.9% food
2817 E Washington Ave • Agent: Peng Her • Estimated Capacity: 130
Class B Beer, Class C Wine
Aldermanic District 15 (Ald. Palm) • Police Sector 603
Due back at the 9/2/08 Common Council Meeting.
- This License was Refer For Public Hearing to the ALCOHOL LICENSE REVIEW COMMITTEE, due back on 9/2/2008**
123. [11390](#) Public Hearing - New License
Road Ranger LLC • dba Road Ranger #129
4102 Commercial Ave • Agent: Vickie D Mason
Class A Liquor
Aldermanic District 03 (Ald. Cnare) • Police Sector 607
Due back at the 9/2/08 Common Council Meeting.
- This License was Refer For Public Hearing to the ALCOHOL LICENSE REVIEW COMMITTEE, due back on 9/2/2008**
124. [11456](#) Public Hearing - New License
Vientiane Restaurant Inc • dba Vientiane Restaurant
10% alcohol, 80% food, 10% Other
626 S Park St • Agent: Khamming Baccam • Estimated Capacity: 65
Class B Beer, Class C Wine
Aldermanic District 13 (Ald. Kerr) • Police Sector 305
Due back at the 9/2/08 Common Council Meeting.
- This License was Refer For Public Hearing to the ALCOHOL LICENSE REVIEW COMMITTEE, due back on 9/2/2008**

125. [11493](#) Public Hearing - New License
Guanajuato Enterprises #2 Inc. • dba Taqueria Guanajuato
20% alcohol, 80% food
1318 S Midvale Blvd • Agent: Maria Silva • Estimated Capacity: 60
Class B Combination Liquor & Beer
Aldermanic District 10 (Ald. Solomon) • Police Sector 106
Due back at the 9/2/08 Common Council Meeting.
- This License was Refer For Public Hearing to the ALCOHOL LICENSE REVIEW COMMITTEE, due back on 9/2/2008**

REPORTS

126. [11462](#) Report of Police Chief re: 2nd Quarter 2008 Overtime.

This Report was Refer to the BOARD OF ESTIMATES

PRESENTATION OF CLAIMS AGAINST THE CITY OF MADISON**CLAIMS - REFER TO RISK MANAGER**

127. [11276](#) C. DeLeon, 5663 Kings James Ct., # 105, Madison, 53719 - property damage - \$186.44.
128. [11290](#) L. Grab, 1501 Brynwood Dr., Madison, 53716 - vehicle damage - \$139.96.
129. [11325](#) Kelly Boisvert, USAA, for H. Horton, 1513 E. Franklin St., # 132C, Chapel Hill, NC 27514-2801 - vehicle damage - \$1,106.43.
130. [11330](#) Liberty Mutual Fire Insurance Company for M. Barrera, 2 Sierra Ct., Madison, 53713 - vehicle damage - \$3,406.42.
131. [11331](#) Geico for D. Litwack, 360 W. Washington Ave., # 613, Madison, 53703 - vehicle damage - \$432.13.
132. [11416](#) C. Berridge, 435 Harrison St., Waterloo, 53594 - vehicle damage - \$383.49.
133. [11417](#) T. Koeller, 615 S. Dickinson St., Madison, 53703 - property damage - \$1,992.50.
134. [11418](#) NOTICE OF CIRCUMSTANCES: S. Hestad, Hestad Law Office for R. Kovacs, 1907 Sherman Ave., Madison - personal injury - amount to be determined.

135. [11420](#) C. Smith-Gallagher, W9267 Prospect Dr., Lodi, 53555 - property damage - \$199.00.
136. [11421](#) NOTICE OF CIRCUMSTANCES: S. Hestad, Hestad Law Office for A. Glassburn, 6620 Bershire Rd., Madison - vehicle damage, personal injury - amount to be determined.
137. [11429](#) NOTICE OF CLAIM: T. Karras, P.O. Box 333, Elkhart Lake (53020) - property damage - amount to be determined.
138. [11430](#) C. Brockel, 1209 Painted Post Dr., Madison - property damage - \$160.00.
139. [11432](#) T. Gasner, 4551 Oak Spring Cir., DeForest - vehicle damage - \$419.47.
140. [11434](#) T. Grigas, 3162 Ridgeway Ave., # 107, Madison - vehicle damage - \$794.00.
141. [11435](#) C. Rahaman, General Casualty for K. George, 2149 West Lawn Ave., Madison - vehicle damage - \$4,649.17.
142. [11439](#) B. Signey, American Family Insurance Group for S. Davis, 425 Major Way, Sun Prairie - vehicle damage - \$1,034.64.
143. 11441 K. Banks, 1925 Dolores Dr., Madison - property damage - \$75.00.
144. [11443](#) NOTICE OF CLAIM: Y. Jones and J. Lombardo, 2102 West Lawn Ave., Madison - property damage - amount to be determined.
145. [11444](#) R. Crabtree, 117 S. Rosa Rd., Madison - property damage - \$421.25.
146. [11445](#) NOTICE OF CLAIM: C. Gray, 2215 Lamp Post Ln., Frederick, MD, 21701 - personal injury - amount to be determined.
147. [11446](#) C. Klundt, 1610 Madison St., Madison, 53711 - property damage - \$105.00.
148. [11447](#) D. Van Lanen, 1125 Rutledge St., Madison, 53703 - vehicle damage - \$630.15.
149. [11512](#) NOTICE OF CLAIM: P. Scott, 428 Pine St., Sauk City, 53583 - personal injury - amount to be determined.
150. [11513](#) C. Zellmer, Amica Mutual Insurance Company for J. Ivey, P.O. Box 610, Pewaukee - vehicle damage - \$5231.71.

151. [11514](#) J. Annen, 5001 Sheboygan Ave., # 306, Madison, 53705 - property damage - \$51.47.

THE FOLLOWING ITEM(S) WERE INTRODUCED FROM THE FLOOR ON JULY 15, 2008, AND ARE ON THIS AGENDA PURSUANT TO SEC. 2.05(1)(B), MGO SOLELY FOR THE PURPOSE OF ADDITIONAL REFERRALS.

NO FURTHER ACTION IS REQUIRED.

152. [11307](#) Adopting the recommendations outlined in the Redevelopment Plan, Homeless Assistance Submission, and Public Comment documents regarding the Truman Olson United States Army Reserve Center (1402 S. Park Street) property and authorizing submission by the LRA of said documents to the Federal Government.

Sponsors: Tim Bruer and Julia S. Kerr

INTRODUCTION OF ITEMS FROM THE FLOOR

153. [11565](#) Establishing a Glass-Free Zone for the State Street area from 9:30 p.m. on October 31, 2008 to 6:00 a.m. on November 1, 2008 and from 9:30 p.m. on November 1, 2008 to 6:00 a.m. on November 2, 2008.

Sponsors: David J. Cieslewicz, Tim Bruer, Mark Clear, Eli Judge and Michael E. Verveer

Additional Referral(s): Public Safety Review Board, Downtown Coordinating Committee, Madison's Central Business Improvement District (BID) Board

A motion was made by Ald. Palm, seconded by Ald. Clear, to Refer to the BOARD OF ESTIMATES. The motion passed by voice vote/other.

154. [11569](#) Authorizing the Mayor and City Clerk to execute a contract with Frank Productions, Inc., subject to both the Mayor's Office approval and the conditions included in the Street Use Permit expected to be issued to Frank Productions, Inc. for events associated with Halloween, 2008.

Sponsors: David J. Cieslewicz, Tim Bruer, Mark Clear, Eli Judge and Michael E. Verveer

Additional Referral(s): Public Safety Review Board, Downtown Coordinating Committee, Madison's Central Business Improvement District (BID) Board

A motion was made by Ald. Palm, seconded by Ald. Clear, to Refer to the BOARD OF ESTIMATES. The motion passed by voice vote/other.

155. [11571](#) Amending the Police Department 2008 operating budget by appropriating \$40,000 from the Contingent Reserve Fund and amending the Engineering Division, Streets Division and Parks Division 2008 Operating Budgets by reallocating various cost savings; utilizing these funds for various expenses related to the Halloween event; and authorizing the receipt of revenues derived from admission fees and donations.

Sponsors: David J. Cieslewicz, Tim Bruer, Mark Clear, Eli Judge and Michael E. Verveer

Additional Referral(s): Public Safety Review Board, Downtown Coordinating Committee, Madison's Central Business Improvement District (BID) Board

A motion was made by Ald. Palm, seconded by Ald. Clear, to Refer to the BOARD OF ESTIMATES. The motion passed by voice vote/other.

156. [11558](#) Authorizing the issuance of a Request for Proposals for the Purchase and Redevelopment of the Central Library parcel located at 201 West Mifflin Street, Madison, Wisconsin and the sale of a Condominium Unit within the Redevelopment for a new Central Library.

Sponsors: Larry Palm and Michael E. Verveer

Additional Referral(s): Plan Commission

This Resolution was Refer to the BOARD OF ESTIMATES

157. [11560](#) Creating and implementing a comprehensive, multi-modal transportation and parking design for central Madison.

Sponsors: Brenda K. Konkel, Michael E. Verveer, Marsha A. Rummel, Robbie Webber and Satya V. Rhodes Conway

Additional Referral(s): Long Range Transportation Planning Commission, Pedestrian/Bicycle/Motor Vehicle Commission and Transit & Parking Commission

This Resolution was Refer to the DOWNTOWN COORDINATING COMMITTEE

ADJOURNMENT

A motion was made by Ald. Clear, seconded by Ald. Verveer, to Adjourn at 9:30 p.m. The motion passed by voice vote/other.

I certify that the foregoing action of the Common Council was approved by the Mayor on August 8, 2008.

Ordinances published August 23, 2008.

MARIBETH WITZEL-BEHL, CITY CLERK