



City of Madison

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

Proceedings - Approved COMMON COUNCIL

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Tuesday, February 5, 2013

6:30 PM

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

ROLL CALL

6:30PM, MAYOR SOGLIN IN THE CHAIR

Present: 19 - Paul R. Soglin
Lisa Subeck
Bridget R. Maniaci
Lauren Cnare
Shiva Bidar-Sielaff
Marsha A. Rummel
Steve King
Scott J. Resnick
Paul E. Skidmore
Brian L. Solomon
Chris Schmidt
Satya V. Rhodes-Conway
Sue Ellingson
Tim Bruer
Larry Palm
Jill Johnson
Anita Weier
Mark Clear
Matthew J. Phair

Excused: 2 - Michael E. Verveer
Joseph R. Clausius

NOTIFIED ABSENCES: Ald. Clausius, Ald. Verveer

OPENING REMARKS

SUSPENSION OF RULES

A motion was made by Bidar-Sielaff, seconded by Schmidt, to Suspend the Rules. The motion passed by voice vote/other.

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 Bidar-Sielaff, seconded by Schmidt, to Suspend the Rules. The motion passed by voice vote/other.

EARLY PUBLIC COMMENT

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:

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

PETITIONS AND COMMUNICATIONS

APPEALS

[28957](#)

Appeal of Plan Commission Grant of Conditional Use Permit for 1360 MacArthur Road (Legistar ID #28723)
17th Aldermanic District (Ald. Clausius)
Common Council Public Hearing 2-26-2013

A motion was made by Bidar-Sielaff, seconded by Schmidt, to Refer For Public Hearing to the COMMON COUNCIL. The motion passed by voice vote/other.

RECESSED PUBLIC HEARINGS - BEGIN AT 6:45 PM

REPORT OF PLAN COMMISSION

2. [28414](#) Creating Section 28.06(2)(a)3643. of the Madison General Ordinances rezoning property from R6 General Residence District to PUD(GDP) Planned Unit Development (General Development Plan) District; in the Zoning Code effective January 2, 2013, creating Section 28.022-00012 of the Madison General Ordinances rezoning property from DR2 Downtown Residential 2 District to PD(GDP) Planned Development (General Development Plan) and creating Section 28.06(2)(a)3644. 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; and in the Zoning Code effective January 2, 2013, creating Section 00013 rezoning property from PD(GDP) Planned Development (General Development Plan) District to PD(SIP) to Planned Development (Specific Implementation Plan) District. Proposed Use: Demolish 3 apartment buildings at 619-625 N. Henry Street and 145 Iota Court to construct 84-unit apartment building; renovate apartment buildings at 140 Iota Court and 150 Langdon Street. 2nd Aldermanic District; 619-625 N. Henry Street; 140 and 145 Iota Court; and 150 Langdon Street.

Sponsors: Planning Division

A motion was made by Schmidt, seconded by Maniaci, to Adopt. The motion passed by the following vote:

- Ayes:** 15 - Lisa Subeck
Bridget R. Maniaci
Lauren Cnare
Steve King
Scott J. Resnick
Paul E. Skidmore
Brian L. Solomon
Chris Schmidt
Sue Ellingson
Tim Bruer
Larry Palm
Jill Johnson
Anita Weier
Mark Clear
Matthew J. Phair
- Noes:** 3 - Shiva Bidar-Sielaff
Marsha A. Rummel
Satya V. Rhodes-Conway
- Excused:** 2 - Michael E. Verveer
Joseph R. Clausius
- Non Voting:** 1 - Paul R. Soglin

Enactment No: ORD-13-00019

A motion was made to Take A Recess. The motion passed by voice vote/other.

at 9:37PM.

- Present:** 19 - Paul R. Soglin
Lisa Subeck
Bridget R. Maniaci
Lauren Cnare
Shiva Bidar-Sielaff
Marsha A. Rummel
Steve King
Scott J. Resnick
Brian L. Solomon
Chris Schmidt
Satya V. Rhodes-Conway
Sue Ellingson
Tim Bruer
Larry Palm
Jill Johnson
Joseph R. Clausius
Anita Weier
Mark Clear
Matthew J. Phair
- Excused:** 2 - Michael E. Verveer
Paul E. Skidmore

PUBLIC HEARINGS - BEGIN AT 6:45 PM

REPORT OF ALCOHOL LICENSE REVIEW COMMITTEE

3. [28469](#) Public Hearing - New License
608, LLC • dba 608
212 State St • Agent: Jonathan Enriquez • Estimated Capacity: 100
Class B Combination Liquor & Beer • 30% alcohol, 70% food
Aldermanic District 4 (Alder Verveer) • Police Sector 406 • Density Area

A motion was made by Bidar-Sielaff, seconded by Schmidt, to Grant with Condition(s) and Close the Public Hearing. The motion passed by voice vote/other.

4. [28682](#) Public Hearing - New License
BJ & Mels Sausage Factory LLC • dba Underground Butcher
811 Williamson St • Agent: Melinda Trudeau
Class A Liquor, Class A Beer
Aldermanic District 6 (Alder Rummel) • Police Sector 408

The condition is that the percentages of sales are 75% food, 25% alcohol.

A motion was made by Rummel, seconded by Bidar-Sielaff, to Grant with Condition(s) and Close the Public Hearing. The motion passed by voice vote/other.

The condition is that the percentages of sales are 75% food, 25% alcohol.

5. [28683](#) Public Hearing - New License
Brocach Three LLC • dba Brocach Irish Pub
1843 Monroe St • Agent: Cliff McDonald • Estimated Capacity: 125
Class B Combination Liquor & Beer • 25% alcohol, 75% food
Aldermanic District 13 (Alder Ellingson) • Police Sector 303

A motion was made by Bidar-Sielaff, seconded by Schmidt, to Grant and Close the Public Hearing. The motion passed by voice vote/other.

6. [28684](#) Public Hearing - New License
Marrakesh Restaurant LLC • dba Marrakesh Restaurant
5510 University Ave • Agent: Youssef Amraoui • Estimated Capacity: 90
Class B Combination Liquor & Beer • 20% alcohol, 80% food
Aldermanic District 19 (Alder Clear) • Police Sector 109

A motion was made by Bidar-Sielaff, seconded by Schmidt, to Grant and Close the Public Hearing. The motion passed by voice vote/other.

7. [28685](#) Public Hearing - New License
Greenberg & Thompson LLC • dba The Tap Room
188 Hawks Landing Circle • Agent: Timothy Thompson
Estimated Capacity: 200 •
Class B Combination Liquor & Beer • 50% alcohol, 50% food
Aldermanic District 1 (Alder Subeck) • Police Sector 135

A motion was made by Bidar-Sielaff, seconded by Schmidt, to Grant and Close the Public Hearing. The motion passed by voice vote/other.

REPORT OF BOARD OF PUBLIC WORKS

8. [28820](#) Approving Plans, Specifications, And Schedule Of Assessments For Cherokee Drive Utilities with Resurfacing Assessment District - 2013.

Sponsors: BOARD OF PUBLIC WORKS

A motion was made by Bidar-Sielaff, seconded by Schmidt, to Adopt and Close the Public Hearing. The motion passed by voice vote/other.

Enactment No: RES-13-00072

REPORT OF PLAN COMMISSION

9. [28706](#) Creating Section 28.06(2)(a)3655. of the Madison General Ordinances rezoning property from A (Agriculture) and PUD(SIP) Planned Unit Development Plan (Specific Implementation Plan) District to Amended PUD(GDP) Planned Unit Development (General Development Plan) District; creating Section 28.022 - 00024 of the Madison General Ordinances rezoning property from A (Agriculture) and PD(SIP) Planning Development (Specific Implementation Plan) District to Amended PD(GDP) Planned Development (General Development Plan) District; and creating Section 28.06(2)(a)3656. of the Madison General Ordinances rezoning property from Amended PUD(GDP) Planned Unit Development (General Development Plan) District to Amended PUD(SIP) Planned Unit Development Plan (Specific Implementation Plan) District; and creating 28.022 - 00025 of the Madison General Ordinances rezoning property from Amended PD(GDP) Planned Development (General Development Plan) to Amended PD(SIP) Planned Development (Specific Implementation Plan) District. Proposed Use: Amend and expand PUD for existing quarry facilities; 3rd Aldermanic District; 5709 Milwaukee Street.

Sponsors: Planning Division

Adopt with conditions as recommended by Plan Commission

A motion was made by Bidar-Sielaff, seconded by Schmidt, to Adopt with conditions as recommended by Plan Commission and Close the Public Hearing. The motion passed by voice vote/other.

Enactment No: ORD-13-00014

10. [28707](#) Creating Section 28.06(2)(a)3651. of the Madison General Ordinances rezoning property from PUD(GDP) Planned Unit Development (General Development Plan) District to Amended PUD(GDP) Planned Unit Development (General Development Plan) District; and creating Section 28.022-00020 of the Madison General Ordinances rezoning property from PD(GDP) Planned Development (General Development Plan) to Amended PD(GDP) Planned Development (General Development Plan District. Proposed Use: Amend the general development plan for Attic Angels-Prairie Point to increase the permitted density and future building heights for 2 multi-family building sites; 9th Aldermanic District; 302 Samuel Drive and 8552 Elderberry Drive.

Sponsors: Planning Division

Adopt with conditions as recommended by Plan Commission

A motion was made by Bidar-Sielaff, seconded by Schmidt, to Adopt with conditions as recommended by Plan Commission and Close the Public Hearing. The motion passed by voice vote/other.

Enactment No: ORD-13-00015

11. [28708](#) Creating Section 28.06(2)(a)3652. of the Madison General Ordinances rezoning property from R6 General Residence District to PUD(GDP) Planned Unit Development (General Development Plan) District; in the Zoning Code effective January 2, 2013, creating Section 28.022-00021 of the Madison General Ordinances rezoning property from DR2 Downtown Residential 2 District to PD(GDP) Planned Development (General Development Plan) and creating Section 28.06(2)(a)3653. 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; and in the Zoning Code effective January 2, 2013, creating Section 00022 rezoning property from PD(GDP) Planned Development (General Development Plan) District to PD(SIP) to Planned Development (Specific Implementation Plan) District. Proposed Use: Demolish existing fraternity house and construct new fraternity house with 33 bedrooms; 2nd Aldermanic District; 210 Langdon Street.

Sponsors: Planning Division

Adopt with conditions as recommended by Plan Commission

A motion was made by Bidar-Sielaff, seconded by Schmidt, to Adopt with conditions as recommended by Plan Commission and Close the Public Hearing. The motion passed by voice vote/other.

Enactment No: ORD-13-00016

12. [28711](#) Creating Section 28.06(2)(a)3654. of the Madison General Ordinances rezoning property from R1 (Single-Family Residence) District and C2 (General Commercial District) to C2 (General Commercial District); creating Section 28.00023 of the Madison General Ordinances rezoning property from SR-C1 (Suburban Residential - Consistent) District 1 and SE (Suburban Employment) District to SE (Suburban Employment) District. Proposed Use: Demolish single-family residence to allow construction of an addition to office building; 10th Aldermanic District; 4902-4908 Hammersley Road.

Sponsors: Planning Division

Common Council 2-26-2013

A motion was made by Bidar-Sielaff, seconded by Schmidt, to Re-refer for Recessed Public Hearing to the COMMON COUNCIL. The motion passed by voice vote/other.

END OF PUBLIC HEARINGS

BUSINESS PRESENTED BY THE MAYOR

13. [28104](#) A Resolution authorizing the HIPAA Security Officer, Privacy Officers, and the Fire Chief to sign HIPAA Business Associate Agreements

Sponsors: Paul R. Soglin

A motion was made by Bidar-Sielaff, seconded by Schmidt, to Adopt Under Suspension of Rules 2.04, 2.05, 2.24, and 2.25. The motion passed by voice vote/other.

Enactment No: RES-13-00074

14. [28781](#) Report of the Mayor submitting citizen committee appointments (introduction 1-22-2013; action 2-5-2013).

Sponsors: Paul R. Soglin

A motion was made by Bidar-Sielaff, seconded by Schmidt, to Confirm (with at least 2/3 votes). The motion passed by the following vote:

Ayes: 18 - Lisa Subeck
Bridget R. Maniaci
Lauren Cnare
Shiva Bidar-Sielaff
Marsha A. Rummel
Steve King
Scott J. Resnick
Paul E. Skidmore
Brian L. Solomon
Chris Schmidt
Satya V. Rhodes-Conway
Sue Ellingson
Tim Bruer
Larry Palm
Jill Johnson
Anita Weier
Mark Clear
Matthew J. Phair

Excused: 2 - Michael E. Verveer
Joseph R. Clausius

Non Voting: 1 - Paul R. Soglin

15. [28948](#) Report of the Mayor submitting citizen committee appointments (introduction 2-5-2013; action 2-26-2013).

Sponsors: Paul R. Soglin

Confirm 2-26-2013

A motion was made by Bidar-Sielaff, seconded by Schmidt, to Refer to a future Meeting to Confirm to the COMMON COUNCIL. The motion passed by voice vote/other.

BUSINESS PRESENTED BY THE PRESIDENT OF THE COMMON COUNCIL

- 16. [28970](#) Amending Sections 15.02(75) of the Madison General Ordinances to change the polling location for Ward 75 from Arbor Gate Center to 2821 Todd Drive.
Sponsors: Tim Bruer

A motion was made by Bidar-Sielaff, seconded by Schmidt, to Adopt Under Suspension of Rules 2.04, 2.05, 2.24, and 2.25. The motion passed by voice vote/other.

Enactment No: ORD-13-00017

REPORTS OF OFFICERS

REPORT OF ALCOHOL LICENSE REVIEW COMMITTEE

- 17. [28451](#) Operator License Application
Samantha Williams - Establishment where employed: Hooters

A motion was made by Bidar-Sielaff, seconded by Schmidt, to Place On File Without Prejudice. The motion passed by voice vote/other.

- 18. [28594](#) Operator License Application
Jon Litterer - Establishment where employed: Madison Concourse Hotel

A motion was made by Bidar-Sielaff, seconded by Schmidt, to Grant. The motion passed by voice vote/other.

- 19. [28609](#) Change of Licensed Premise
Punta Cana Restaurant LLC • dba Punta Cana Restaurant • Capacity: 100
2705 W Beltline Hwy • Agent: Alberto Santos
Class B Combination Liquor & Beer • 50% alcohol, 40% food, 10% other
Aldermanic District 14 (Alder Bruer) • Police Sector 308
Request to allow service until 2am

A motion was made by Bidar-Sielaff, seconded by Schmidt, to Place On File Without Prejudice. The motion passed by voice vote/other.

20. [28625](#) Operator License Application
Angela Zbigniewicz - Establishment where employed: JoBeck's Bar

A motion was made by Bidar-Sielaff, seconded by Schmidt, to Place On File Without Prejudice. The motion passed by voice vote/other.

21. [28656](#) Operator License Application
Page M Schuh - Establishment where employed: Courtyard Marriott East

A motion was made by Bidar-Sielaff, seconded by Schmidt, to Grant. The motion passed by voice vote/other.

22. [28751](#) Change of Agent
Ultra Mart Foods LLC • dba Copps Food Center #8114
620 S Whitney Way
New Agent: Gregory Bonti
Class A Beer, Class A Liquor
Aldermanic District 19 (Alder Clear) • Police Sector 113

A motion was made by Bidar-Sielaff, seconded by Schmidt, to Grant. The motion passed by voice vote/other.

23. [28752](#) Change of Agent
A La Brasa, LLC • dba A La Brasa
15 N Broom St
New Agent: Milagros Mato
Class B Beer, Class B Liquor
Aldermanic District 4 (Alder Verveer) • Police Sector 405

A motion was made by Bidar-Sielaff, seconded by Schmidt, to Grant. The motion passed by voice vote/other.

24. [28753](#) Change of Licensed Premise
Arbor Gate Hospitality, LLC • dba Bonfyre American Grille
210 indoor/60 outdoor
2601 W Beltline Hwy • Agent: Patrick Qinlan
Class B Combination Liquor & Beer • 20% alcohol, 80% food
Aldermanic District 14 (Alder Bruer) • Police Sector 308
Request to add 2,521 sq. ft. of indoor dining space and increase indoor capacity to 305.

A motion was made by Bidar-Sielaff, seconded by Schmidt, to Grant With Condition(s). The motion passed by voice vote/other.

Granted with the removal of condition 2 from the Alcohol License Review Committee, "Alcohol may be served at the Beacon Loune no later than midnight..."

25. [28804](#) Operator License Application
Ryan Berezowitz - Establishment where employed: Best Western Hotel/Bar

A motion was made by Bidar-Sielaff, seconded by Schmidt, to Grant. The motion passed by voice vote/other.

26. [28810](#) 21+ Entertainment License
EDO Garden LLC • dba Soga
508 State St • Agent: Jing Jiang • Estimated Capacity: 220
Class B Combination Liquor & Beer • 20% alcohol, 80% food
Aldermanic District 2 (Alder Maniaci) • Police Sector 403 • Density Area

A motion was made by Bidar-Sielaff, seconded by Schmidt, to Place On File Without Prejudice. The motion passed by voice vote/other.

27. [28835](#) Operator License Application
Michael Jones, Jr. - Establishment where employed: Paradise Lounge

A motion was made by Bidar-Sielaff, seconded by Schmidt, to Grant. The motion passed by voice vote/other.

REPORT OF BOARD OF ESTIMATES

28. [28644](#) SUBSTITUTE - Authorizing the provision of \$550,000 from the Affordable Housing Trust Fund and the Housing Development Reserve Fund to Care Net Pregnancy Center of Dane County, Inc. (Care Net). The loans will partially finance the development of 36 units of multi-family rental housing.

A motion was made by Bidar-Sielaff, seconded by Schmidt, to Place On File Without Prejudice. The motion passed by voice vote/other.

29. [28645](#) BY TITLE ONLY - Authorizing the provision of funds to Movin' Out, Inc. to assist with construction of mixed-income rental units, for households that include a member who has a permanent disability, located in the Greenbush neighborhood.

Sponsors: Tim Bruer, Lauren Cnare and Matthew J. Phair

A motion was made by Bidar-Sielaff, seconded by Schmidt, to Place On File Without Prejudice. The motion passed by voice vote/other.

30. [28646](#) BY TITLE ONLY - Authorizing the provision of funds to Dane County Development Group to assist with the acquisition and rehab of two buildings located in the Burr Oaks neighborhood to be used as affordable rental housing.

Sponsors: Tim Bruer, Lauren Cnare and Matthew J. Phair

A motion was made by Bidar-Sielaff, seconded by Schmidt, to Place On File. The motion passed by voice vote/other.

31. [28774](#) Approving the Request for Qualifications (RFQ) for the Judge Doyle Square project and directing follow-up actions for the Judge Doyle Square Committee.

Sponsors: Paul R. Soglin, Shiva Bidar-Sielaff, Michael E. Verveer and Mark Clear

A motion was made by Bidar-Sielaff, seconded by Schmidt, to Adopt. The motion passed by voice vote/other.

Enactment No: RES-13-00075

32. [28783](#) Authorization to contract with SupraNet to assume the Facilities Use and License Agreement previously held by CityNet, LLC.

Sponsors: Mark Clear and Scott J. Resnick

A motion was made by Bidar-Sielaff, seconded by Schmidt, to Adopt. The motion passed by voice vote/other.

Enactment No: RES-13-00076

33. [28827](#) Authorizing the Mayor and City Clerk to amend the contracts with Vandewalle & Associates and The Hiebing Group for consultation services to implement the East Washington Avenue Capitol Gateway Corridor Plan and related projects within the Capitol East District (“District”), and authorizing the DPCEd Director to hire additional outside consultant(s) to complete District-related work, with a recognition that all of the aforementioned contracts and contract amendments shall not exceed \$100,000 and are approved through December 31, 2013.

Sponsors: Bridget R. Maniaci, Satya V. Rhodes-Conway and Marsha A. Rummel

A motion was made by Bidar-Sielaff, seconded by Schmidt, to Adopt. The motion passed by voice vote/other.

Enactment No: RES-13-00077

34. [28828](#) Authorizing the Director of the Department of Planning & Community & Economic Development to issue a Request for Proposals (“RFP”) for consultant services to prepare a Madison Public Market Business Plan (“Business Plan”), authorizing a sub-committee of the Madison Local Food Committee to select the consultant(s) to prepare the Business Plan, and authorizing the City to execute a contract with the selected consultant(s) to prepare the Business Plan in an amount not to exceed \$250,000.

Sponsors: Marsha A. Rummel, Satya V. Rhodes-Conway, Anita Weier, Tim Bruer and Paul R. Soglin

A motion was made by Bidar-Sielaff, seconded by Schmidt, to Adopt. The motion passed by voice vote/other.

Enactment No: RES-13-00078

35. [28832](#) SUBSTITUTE. Authorizing the Chief of Police to establish and conduct firearms training programs for security guards at the Madison Police Training Center and to execute Space Use Agreements with protection & security firms and private entities that provide specialized law enforcement training for use of the City of Madison Police Training Center located at 5702 Femrite Drive, for the purposes of training.

Sponsors: Paul R. Soglin

A motion was made by Bidar-Sielaff, seconded by Schmidt, to Adopt. The motion passed by voice vote/other.

Enactment No: RES-13-00079

36. [28838](#) Authorizing the Mayor and City Clerk to enter into an agreement with Isthmus Architecture, Inc. to provide professional architectural design services for the Madison Municipal Building Conceptual Schematic Design Study in the amount of \$198,543.

Sponsors: Paul R. Soglin, Michael E. Verveer and Larry Palm

A motion was made by Bidar-Sielaff, seconded by Schmidt, to Adopt. The motion passed by voice vote/other.

Enactment No: RES-13-00080

37. [28846](#) Authorizing the sole source purchase of services from Command Central for maintenance of 99 Optech IIIPE (Eagle) election tabulators and 88 AutoMark Voter Assist Terminals.

Sponsors: Michael E. Verveer

A motion was made by Bidar-Sielaff, seconded by Schmidt, to Adopt. The motion passed by voice vote/other.

Enactment No: RES-13-00073

REPORT OF BOARD OF PUBLIC WORKS

38. [28516](#) Approving plans and specifications and authorizing the Board of Public Works to advertise and receive bids for Warning Sirens - 2012, Contract No. 7033. (9th, 10th, 11th, 19th & 20th ADs)

Sponsors: BOARD OF PUBLIC WORKS

A motion was made by Bidar-Sielaff, seconded by Schmidt, to Adopt. The motion passed by voice vote/other.

Enactment No: RES-13-00081

39. [28649](#) Awarding Public Works Contract No. 6828, Olbrich Botanical Gardens Roof Replacement, 2220 Atwood Avenue.

Sponsors: BOARD OF PUBLIC WORKS

A motion was made by Bidar-Sielaff, seconded by Schmidt, to Adopt. The motion passed by voice vote/other.

Enactment No: RES-13-00082

40. [28650](#) Awarding Public Works Contract No. 6906, East Washington Avenue and Livingston Street Intersection Improvements - 2013.

Sponsors: BOARD OF PUBLIC WORKS

A motion was made by Bidar-Sielaff, seconded by Schmidt, to Adopt. The motion passed by voice vote/other.

Enactment No: RES-13-00083

41. [28669](#) Approving Plans, Specifications, And Schedule Of Assessments For Utility Replacement with Resurfacing 2013 Assessment District.

Sponsors: BOARD OF PUBLIC WORKS

A motion was made by Bidar-Sielaff, seconded by Schmidt, to Adopt and Close the Public Hearing. The motion passed by voice vote/other.

Enactment No: RES-13-00084

42. [28698](#) Approving plans and specifications and authorizing the Board of Public Works to advertise and receive bids for Warner Park Service Meter and Enclosure Installation (12TH AD)

Sponsors: BOARD OF PUBLIC WORKS

A motion was made by Bidar-Sielaff, seconded by Schmidt, to Adopt. The motion passed by voice vote/other.

Enactment No: RES-13-00085

43. [28761](#) Declaring the City of Madison's intention to exercise its police powers establishing the Monona Drive Phase 3 (Winnequah Road to Pflaum Road) Underground Utility District

Sponsors: Larry Palm

A motion was made by Bidar-Sielaff, seconded by Schmidt, to Adopt. The motion passed by voice vote/other.

Enactment No: RES-13-00086

44. [28763](#) Approving plans and specifications and authorizing the Board of Public Works to advertise and receive bids for Environmental Remediation of the North 800 Block of East Washington Avenue. (Alder District 2)

Sponsors: BOARD OF PUBLIC WORKS

A motion was made by Bidar-Sielaff, seconded by Schmidt, to Adopt. The motion passed by voice vote/other.

Enactment No: RES-13-00087

- 45. [28811](#) Approving plans and specifications, and authorizing the Board of Public Works to advertise and receive bids for Fire Station No. 13. (Ald. Dist 3)

Sponsors: Lauren Cnare

A motion was made by Bidar-Sielaff, seconded by Schmidt, to Adopt. The motion passed by voice vote/other.

Enactment No: RES-13-00088

- 46. [28814](#) Approving plans and specifications and authorizing the Board of Public Works to advertise and receive bids for Upgrading Booster Pumps at Unit Well 20 (9th AD).

Sponsors: BOARD OF PUBLIC WORKS

A motion was made by Bidar-Sielaff, seconded by Schmidt, to Adopt. The motion passed by voice vote/other.

Enactment No: RES-13-00089

- 47. [28815](#) Declaring the City of Madison's intention to exercise its police powers establishing the Evan Acres Road Assessment District - 2013 (16th AD)

Sponsors: BOARD OF PUBLIC WORKS

A motion was made by Bidar-Sielaff, seconded by Schmidt, to Adopt. The motion passed by voice vote/other.

Enactment No: RES-13-00090

- 48. [28826](#) Authorizing the Mayor and City Clerk to amend an existing contract with CGC, Inc. for the purpose of furnishing professional services to test asphalt pavement mixtures, concrete mixes and soil compaction; investigate soils; drilling and well construction on various projects administered by the City of Madison for 2013.

Sponsors: BOARD OF PUBLIC WORKS

A motion was made by Bidar-Sielaff, seconded by Schmidt, to Adopt. The motion passed by voice vote/other.

Enactment No: RES-13-00091

49. [28831](#) Approving plans and specifications and authorizing the Board of Public Works to advertise and receive bids for Forest Hill Cemetery- Masonry Repairs to the Receiving Vault and Chapel.
- Sponsors:** BOARD OF PUBLIC WORKS
- A motion was made by Bidar-Sielaff, seconded by Schmidt, to Adopt. The motion passed by voice vote/other.**
- Enactment No: RES-13-00092
50. [28836](#) Declaring the City of Madison's intention to exercise its police powers establishing the Keyes Avenue Reconstruction Assessment District - 2013 (Ald. Dist. 13)
- Sponsors:** BOARD OF PUBLIC WORKS
- A motion was made by Bidar-Sielaff, seconded by Schmidt, to Adopt. The motion passed by voice vote/other.**
- Enactment No: RES-13-00093
51. [28840](#) Declaring the City of Madison's intention to exercise its police powers establishing the Wheeler Rd, Delaware Blvd and Northland Dr Resurfacing Assessment District - 2013.
- Sponsors:** BOARD OF PUBLIC WORKS
- A motion was made by Bidar-Sielaff, seconded by Schmidt, to Adopt. The motion passed by voice vote/other.**
- Enactment No: RES-13-00094
52. [28841](#) Declaring the City of Madison's intention to exercise its police powers establishing the Merrill Crest Drive Assessment District-2013
- Sponsors:** BOARD OF PUBLIC WORKS
- A motion was made by Bidar-Sielaff, seconded by Schmidt, to Adopt. The motion passed by voice vote/other.**
- Enactment No: RES-13-00095
53. [28850](#) Awarding Public Works Contract No. 6857, CIPP Rehab of Sanitary Sewers - 2012 Phase 2.
- Sponsors:** BOARD OF PUBLIC WORKS
- A motion was made by Bidar-Sielaff, seconded by Schmidt, to Adopt. The motion passed by voice vote/other.**

Enactment No: RES-13-00096

- 54. [28851](#) Approving plans and specifications and authorizing the Board of Public Works to advertise and receive bids for water main replacement on N. Whitney Way and N. Stoughton Service Road (17th and 19th AD).

Sponsors: BOARD OF PUBLIC WORKS

A motion was made by Bidar-Sielaff, seconded by Schmidt, to Adopt. The motion passed by voice vote/other.

Enactment No: RES-13-00097

- 55. [28854](#) Awarding Public Works Contract No. 6783, North Fairchild Street and West Mifflin Street Assessment District - 2013.

Sponsors: BOARD OF PUBLIC WORKS

A motion was made by Bidar-Sielaff, seconded by Schmidt, to Adopt. The motion passed by voice vote/other.

Enactment No: RES-13-00098

- 56. [28855](#) Awarding Public Works Contract No. 6994, Livingston Street Resurfacing with Utilities Assessment District - 2013.

Sponsors: BOARD OF PUBLIC WORKS

A motion was made by Bidar-Sielaff, seconded by Schmidt, to Adopt. The motion passed by voice vote/other.

Enactment No: RES-13-00099

- 57. [28888](#) Declaring the City of Madison's intention to exercise its police powers establishing the North Henry Street and Iota Court Assessment District - 2013.

Sponsors: BOARD OF PUBLIC WORKS

A motion was made by Bidar-Sielaff, seconded by Schmidt, to Adopt. The motion passed by voice vote/other.

Enactment No: RES-13-00100

REPORT OF COMMON COUNCIL ORGANIZATIONAL COMMITTEE

58. [28543](#) SUBSTITUTE - Adopting the 2013 - 2014 Common Council Legislative Agenda.

Sponsors: Shiva Bidar-Sielaff and Chris Schmidt

A motion was made by Bidar-Sielaff, seconded by Schmidt, to Adopt. The motion passed by voice vote/other.

Enactment No: RES-13-00101

REPORT OF DEPARTMENT OF PLANNING AND COMMUNITY AND ECONOMIC DEVELOPMENT

59. [28903](#) Authorizing the dissolution of the Zoning Code Rewrite Advisory Committee (ZCRAC)

Sponsors: Paul R. Soglin

A motion was made by Bidar-Sielaff, seconded by Schmidt, to Adopt Under Suspension of Rules 2.04, 2.05, 2.24, and 2.25. The motion passed by voice vote/other.

Enactment No: RES-13-00102

60. [28951](#) Approving a Certified Survey Map of property owned by Midwest Equity Properties, LLC located at 4902-4908 Hammersley Road; 10th Ald. Dist.

Sponsors: Common Council By Request

A motion was made by Bidar-Sielaff, seconded by Schmidt, to Adopt Under Suspension of Rules 2.04, 2.05, 2.24, and 2.25. The motion passed by voice vote/other.

Enactment No: RES-13-00103

61. [28952](#) Approving a Certified Survey Map of property owned by BKD Wynwood of Madison West Real Estate, LLC and Brookdale Senior Living Communities, Inc. located at 413 and 429 S. Yellowstone Drive; 19th Ald. Dist.

Sponsors: Common Council By Request

A motion was made by Bidar-Sielaff, seconded by Schmidt, to Adopt Under Suspension of Rules 2.04, 2.05, 2.24, and 2.25. The motion passed by voice vote/other.

Enactment No: RES-13-00104

62. [28953](#) Approving a Certified Survey Map of property owned by Northgate Ventures, LLC located at 1127-1213 N. Sherman Avenue; 12th Ald. Dist.

Sponsors: Common Council By Request

A motion was made by Bidar-Sielaff, seconded by Schmidt, to Adopt Under Suspension of Rules 2.04, 2.05, 2.24, and 2.25. The motion passed by voice vote/other.

Enactment No: RES-13-00105

63. [28955](#) Approving a Certified Survey Map of property owned by Wisconsin Apartments II, LLC located at 5302 Tancho Drive; 17th Ald. Dist.

Sponsors: Common Council By Request

A motion was made by Bidar-Sielaff, seconded by Schmidt, to Adopt Under Suspension of Rules 2.04, 2.05, 2.24, and 2.25. The motion passed by voice vote/other.

Enactment No: RES-13-00106

64. [28956](#) Approving a Certified Survey Map of property owned by Fritz Mil, LLC located at 2130-2154 W. Badger Road; 14th Ald. Dist.

Sponsors: Common Council By Request

A motion was made by Bidar-Sielaff, seconded by Schmidt, to Adopt Under Suspension of Rules 2.04, 2.05, 2.24, and 2.25. The motion passed by voice vote/other.

Enactment No: RES-13-00107

REPORT OF PLAN COMMISSION

65. [28488](#) Authorizing the Mayor and City Clerk to execute an "Intergovernmental Agreement Regarding the Boundary Adjustment at 3101 Syene Rd." and a "Boundary Adjustment Agreement Regarding 3101 Syene Rd." with the City of Fitchburg (14th AD).

Sponsors: Tim Bruer

A motion was made by Bidar-Sielaff, seconded by Schmidt, to Adopt. The motion passed by voice vote/other.

Enactment No: RES-13-00108

REPORT OF RISK MANAGER

- 66. [28758](#) E. Powell, N9751 Castle Hill Rd., Merrilan, 54754 - personal injury - \$6,852.00.

A motion was made by Bidar-Sielaff, seconded by Schmidt, to Disallow. The motion passed by voice vote/other.

- 67. [28812](#) T. Brundridge, 5117 Curry Ct., Fitchburg, 53711 - vehicle damage - \$2,011.95.

A motion was made by Bidar-Sielaff, seconded by Schmidt, to Disallow. The motion passed by voice vote/other.

REPORT OF WATER UTILITY BOARD

- 68. [28538](#) Amending Section 13.07(2) regarding the residential connection requirement, Section 13.21 regarding the well operation permit and abandonment requirements, and Section 1.08(3)(a) to create penalties for violations of these Sections.

Sponsors: Mark Clear, Lauren Cnare and Anita Weier

A motion was made by Bidar-Sielaff, seconded by Schmidt, to Adopt. The motion passed by voice vote/other.

Enactment No: ORD-13-00018

INTRODUCTION OF NEW BUSINESS FOR REFERRAL WITHOUT DEBATE

ORDINANCES

- 69. [28874](#) Amending Sec. 1.08(3)(a) of the Madison General Ordinances to modify, repeal and recreate bail deposit amounts for various ordinance violations relating to secondhand goods, scrap metal and recycling materials.

Sponsors: Michael E. Verveer

A motion was made by Bidar-Sielaff, seconded by Schmidt, to Refer to the PUBLIC SAFETY REVIEW COMMITTEE. The motion passed by voice vote/other.

70. [28940](#) Creating Section 28.022 -- 00029. of the Madison General Ordinances rezoning property from DR-2 (Downtown Residential 2) and UMX (Urban Mixed Use) District to UMX (Urban Mixed Use) District. Proposed Use: Demolish 3 apartment buildings to allow construction of 319-unit apartment building; 4th Aldermanic District; 415 W. Johnson Street; 226 N. Broom Street, and 424 W. Dayton Street.

Sponsors: Planning Division

A motion was made by Bidar-Sielaff, seconded by Schmidt, to Refer for Public Hearing to the PLAN COMMISSION. The motion passed by voice vote/other.

71. [28941](#) Creating Section 28.06(2)(a)3657. of the Madison General Ordinances rezoning property from PUD(SIP) Planned Unit Development (Specific Implementation Plan) District to Amended PUD (GDP) Planned Unit Development (General Development Plan); creating Section 28.022 - 0027 of the Madison General Ordinances rezoning property from PD(SIP) Planned Development (Specific Implementation Plan) District and creating Section 28.06(2)(a)3658 of the Madison General Ordinances rezoning property from Amended PUD(GDP) Planned Unit Development (General Development Plan) District to PUD(SIP) Planned Unit Development Plan (Specific Implementation Plan) District; and creating 28.022 - 00028 of the Madison General Ordinances rezoning property from Amended PD(GDP) Planned Development (General Development Plan) District to PD(SIP) Planned Development (Specific Implementation Plan) District. Proposed Use: Replatting 103 existing lots and various outlots on the plat of "Grandview Commons" into 101 single family lots, 6 two family lots and 5 outlots. 3rd Aldermanic District; 457 North Star Drive, et al.

Sponsors: Planning Division

A motion was made by Bidar-Sielaff, seconded by Schmidt, to Refer for Public Hearing to the PLAN COMMISSION. The motion passed by voice vote/other.

72. [28943](#) Creating Section Section 28.022-00026 of the Madison General Ordinances rezoning property from PD(GDP) Planned Development (General Development Plan) District to PD(SIP) Planned Development (Specific Implementation Plan) District. Proposed Use: Construct apartment complex with 61 units; 3rd Aldermanic District; 6801 Littlemore Drive.

Sponsors: Planning Division

A motion was made by Bidar-Sielaff, seconded by Schmidt, to Refer for Public Hearing to the PLAN COMMISSION. The motion passed by voice vote/other.

73. [28944](#) Creating Section 28.022 -- 00030 of the Madison General Ordinances rezoning property from TR-C2 (Traditional Residential - Consistent District 2) District to TR-V1 (Traditional Residential - Varied District 1) District. Proposed Use: Demolish single-family residence to allow construction of four-unit apartment building; 5th Aldermanic District; 2224 Regent Street.

Sponsors: Planning Division

A motion was made by Bidar-Sielaff, seconded by Schmidt, to Refer for Public Hearing to the PLAN COMMISSION. The motion passed by voice vote/other.

74. [28945](#) Effectuating the settlement agreement and stipulation in pending tax litigation between The Lamar Company, LLC, Lamar Outdoor Advertising of Janesville, and Lamar Central Outdoor, LLC v. City of Madison, Dane County Circuit Court Cases No. 2011-CV-2201, No. 2010-CV-2615, No. 2009-CV-2695, No. 2008-CV-2390, No. 2007-CV-0928 and No. 2005-CV-0794, and granting limited exceptions to the billboard ban.

Sponsors: Paul R. Soglin

Additional referral to Plan Commission

A motion was made by Bidar-Sielaff, seconded by Schmidt, to Refer to the BOARD OF ESTIMATES. The motion passed by voice vote/other.

75. [28950](#) Creating Section 8.32 of the Madison General Ordinances to establish a disc golf permit, and amending Sections 1.08(3)(a) and 1.08(4) of the Madison General Ordinances to create a bond schedule for violations of this permit requirement that is enforceable by the Parks Division

Sponsors: Mark Clear and Joseph R. Clausius

Additional referral to Board of Estimates

A motion was made by Bidar-Sielaff, seconded by Schmidt, to Refer to the BOARD OF PARK COMMISSIONERS. The motion passed by voice vote/other.

76. [28959](#) Amending Sec. 1.08(4) of the Madison General Ordinances to provide the Police Department with enforcement authority for Sections 9.21, 9.22 and 9.24.

Sponsors: Michael E. Verveer

A motion was made by Bidar-Sielaff, seconded by Schmidt, to Refer to the PUBLIC SAFETY REVIEW COMMITTEE. The motion passed by voice vote/other.

RESOLUTIONS

77. [28849](#) Authorizing the execution of an Underground Electric Line Easement to Madison Gas and Electric Company across a portion of Henry Vilas Zoo, located at 702 South Randall Avenue.
- Sponsors:** Sue Ellingson
- Additional referral to Plan Commission
- A motion was made by Bidar-Sielaff, seconded by Schmidt, to Refer to the BOARD OF PARK COMMISSIONERS. The motion passed by voice vote/other.**
78. [28869](#) Establishing a Glass-Free Zone for the West Mifflin Street area 8:00 a.m. on May 4, 2013 through 6:00 a.m. on May 5, 2013
- Sponsors:** Scott J. Resnick and Michael E. Verveer
- A motion was made by Bidar-Sielaff, seconded by Schmidt, to Refer to the PUBLIC SAFETY REVIEW COMMITTEE. The motion passed by voice vote/other.**
79. [28873](#) Authorizing the City of Madison, through the Community Development Division, to accept a \$5,000 grant from the State of Wisconsin Division of Community Corrections for Restorative Justice, Vocational and Employment Placement Services coordinated through the City of Madison Communities Against Violence project, amending the CDD 2013 operating budget, and authorizing the City to enter into purchase of service contract with the Construction Training, Inc. and YWCA for implementation of the grant.
- Sponsors:** Paul R. Soglin and Satya V. Rhodes-Conway
- A motion was made by Bidar-Sielaff, seconded by Schmidt, to Refer to the BOARD OF ESTIMATES. The motion passed by voice vote/other.**
80. [28890](#) A resolution authorizing the City Traffic Engineer and Parking Manager to sign a Memorandum of Understanding (MOU) with the Wisconsin Educational Communications Board (WECB) relating to a cost sharing agreement for operating an emergency generator.
- Sponsors:** Paul E. Skidmore
- A motion was made by Bidar-Sielaff, seconded by Schmidt, to Refer to the BOARD OF ESTIMATES. The motion passed by voice vote/other.**

81. [28908](#) Approving plans and specifications and authorizing the Board of Public Works to advertise and receive bids for North Shore Drive & Bedford Street Storm Box Replacement - 2013.
- Sponsors:** Michael E. Verveer
- Additional referral to Board of Park Commissioners
- A motion was made by Bidar-Sielaff, seconded by Schmidt, to Refer to the BOARD OF PUBLIC WORKS. The motion passed by voice vote/other.**
82. [28921](#) Authorizing City officials and staff to enter into, accept and execute any and all documents needed to convert the existing unopened South Side Way (f.n.a. Raywood Road) right-of-way into developable park land to allow for the construction of a FEMA supported emergency weather event safe room within the Highland Manor manufactured home community.
- Sponsors:** Paul R. Soglin and Tim Bruer
- Additional referrals to Board of Park Commissioners, Plan Commission, Board of Estimates
- A motion was made by Bidar-Sielaff, seconded by Schmidt, to Refer to the BOARD OF PUBLIC WORKS. The motion passed by voice vote/other.**
83. [28923](#) Approving the double fill of one Fire Assistant Chief position starting on March 31, 2013 due to the planned retirements of two Chiefs.
- Sponsors:** Paul E. Skidmore
- A motion was made by Bidar-Sielaff, seconded by Schmidt, to Refer to the BOARD OF ESTIMATES. The motion passed by voice vote/other.**
84. [28927](#) Authorizing the Mayor, City Clerk and Chief of Police to accept two (2) public safety grants from the Wisconsin Department of Transportation for Pedestrian Safety Enforcement (\$4,000) and Bicycle Safety Enforcement (\$4,000)
- Sponsors:** Paul E. Skidmore and Larry Palm
- A motion was made by Bidar-Sielaff, seconded by Schmidt, to Refer to the BOARD OF ESTIMATES. The motion passed by voice vote/other.**
85. [28931](#) Approving the 2012 Fire Prevention and Safety Grant if awarded by the Federal Emergency Management Agency, Department of Homeland Security (DHS).
- Sponsors:** Paul E. Skidmore
- A motion was made by Bidar-Sielaff, seconded by Schmidt, to Refer to the BOARD OF ESTIMATES. The motion passed by voice vote/other.**

86. [28935](#) Approving an amended schedule of 2013 Common Council meeting dates and times.

Sponsors: Shiva Bidar-Sielaff and Chris Schmidt

A motion was made by Bidar-Sielaff, seconded by Schmidt, to Refer to the COMMON COUNCIL ORGANIZATIONAL COMMITTEE. The motion passed by voice vote/other.

87. [28936](#) Approving plans and specifications for the proposed improvements and authorizing the Mayor and City Clerk to execute agreements with the State of Wisconsin Department of Transportation for the local road, sanitary sewer, water main and community sensitive design construction of the Verona Road & Seminole Highway Project.

Sponsors: Matthew J. Phair

A motion was made by Bidar-Sielaff, seconded by Schmidt, to Refer to the BOARD OF PUBLIC WORKS. The motion passed by voice vote/other.

88. [28939](#) Authorizing an exchange of lands between the City of Madison and Cherokee Park, Inc., to correct title to a portion of Cherokee Marsh North and a portion of Cherokee Golf Course.

Sponsors: Anita Weier

Additional referral to Plan Commission

A motion was made by Bidar-Sielaff, seconded by Schmidt, to Refer as substituted to the BOARD OF PARK COMMISSIONERS. The motion passed by voice vote/other.

89. [28942](#) Authorizing the execution of an offer for termination and de-obligation of grant agreement for convenience with the Economic Development Administration for the BioLink project; and, authorizing the City to seek and accept reimbursement for eligible and allowable costs for architectural/engineering design and project management work.

Sponsors: Jill Johnson

A motion was made by Bidar-Sielaff, seconded by Schmidt, to Refer to the BOARD OF ESTIMATES. The motion passed by voice vote/other.

90. [28946](#) Approving a Stipulation and Settlement Agreement with The Lamar Company, LLC, Lamar Outdoor Advertising of Janesville, and Lamar Central Outdoor, LLC (collectively, "Lamar"), and authorizing the City Attorney to execute the same, authorizing the City to enter into a lease with Lamar, and authorizing staff to permit Lamar to trim certain vegetation.

Sponsors: Paul R. Soglin

Additional referral to Plan Commission

A motion was made by Bidar-Sielaff, seconded by Schmidt, to Refer to the BOARD OF ESTIMATES. The motion passed by voice vote/other.

91. [28958](#) Authorizing the Mayor and City Clerk to execute a Lease with Deacon Housing, LLC for a portion of the City's East Rail Corridor located adjacent to 2304-2308 Atwood Avenue.

Sponsors: Marsha A. Rummel

Additional referrals to Board of Public Works, Plan Commission

A motion was made by Bidar-Sielaff, seconded by Schmidt, to Refer to the BOARD OF ESTIMATES. The motion passed by voice vote/other.

92. [28964](#) Authorizing the Mayor and City Clerk to sign a contract with Springsted Inc., for independent financial advisory services for fiscal years 2013, 2014, 2015, with an option to extend the contract for two subsequent fiscal years 2016 and 2017.

Sponsors: Paul R. Soglin

A motion was made by Bidar-Sielaff, seconded by Schmidt, to Refer to the BOARD OF ESTIMATES. The motion passed by voice vote/other.

93. [28966](#) Authorizing the Mayor and City Clerk to enter into an agreement with Midwest Art Conservation Center (MACC), for Aaron Bohrod Mural conservation services at the Madison Central Public Library at 201 West Mifflin Street.

Sponsors: Michael E. Verveer and Larry Palm

A motion was made by Bidar-Sielaff, seconded by Schmidt, to Refer to the BOARD OF ESTIMATES. The motion passed by voice vote/other.

94. [28968](#) Determining a Public Purpose and Necessity and adopting a Relocation Order for the acquisition of land interests required for the construction and maintenance of the Irwin A. and Robert D. Goodman Path, a new multi-purpose (bicycle and pedestrian) path and on-street bike route from the Capital City path at Marquette Street to the Marsh View path at Highway 30. (6th and 15th AD)

Sponsors: Marsha A. Rummel and Larry Palm

Additional referrals to Plan Commission, Pedestrian Bicycle Motor Vehicle Commission.

A motion was made by Bidar-Sielaff, seconded by Schmidt, to Refer to the BOARD OF PUBLIC WORKS. The motion passed by voice vote/other.

95. [28974](#) Approving receipt of \$10,000 from the U.S. Conference of Mayors in recognition of the City of Madison's prescription drug abuse initiative; amending the budget of the Department of Public Health Madison and Dane County; and, authorizing the Board of Health for Madison and Dane County, on behalf of the Department of Public Health Madison and Dane County, to grant the money to Safe Communities, Inc.

Sponsors: Paul R. Soglin and Matthew J. Phair

A motion was made by Bidar-Sielaff, seconded by Schmidt, to Refer to the BOARD OF ESTIMATES. The motion passed by voice vote/other.

96. [28975](#) Authorizing the Mayor and the City Clerk to execute an Employment Agreement for the position of the Golf Clubhouse Operations Supervisor.

Sponsors: Paul R. Soglin, Mark Clear and Joseph R. Clausius

Adopt 2-26-2013

A motion was made by Bidar-Sielaff, seconded by Schmidt, to Refer to a future Meeting to Adopt to the COMMON COUNCIL. The motion passed by voice vote/other.

97. [28976](#) Approving the design and authorizing artist Aaron Stephan to proceed in fabrication and installation of a site specific public art feature at the corner of North Pinckney Street and the Capitol Square (aka Rotary Plaza).

Sponsors: Michael E. Verveer and Marsha A. Rummel

Additional referral to Madison Arts Commission

A motion was made by Bidar-Sielaff, seconded by Schmidt, to Refer to the BOARD OF PUBLIC WORKS. The motion passed by voice vote/other.

98. [28982](#) Authorizing the execution of a contract with MSA Professional Services, Inc. and the expenditure of up to \$90,000 for Survey of Condition ("Blight Study") Services for the creation of Tax Increment Districts ("TIDs") and Redevelopment Districts.

Sponsors: Shiva Bidar-Sielaff

A motion was made by Bidar-Sielaff, seconded by Schmidt, to Refer to the BOARD OF ESTIMATES. The motion passed by voice vote/other.

99. [28983](#) Approving temporary construction work with associated noise impacts between the hours of 7:00 PM and 7:00 AM on N Livingston Street from E Washington Avenue to E Johnson Street and on E Washington Avenue between N Blount Street and N Paterson Street. (2nd AD)

Sponsors: Bridget R. Maniaci

A motion was made by Bidar-Sielaff, seconded by Schmidt, to Refer to the BOARD OF PUBLIC WORKS. The motion passed by voice vote/other.

100. [29006](#) Adopting the recommendations of the 2013-2017 Transit Development Plan for the Madison Urban Area as a framework to guide transit system development over the 2013-2017 period.

Sponsors: Chris Schmidt, Bridget R. Maniaci and Marsha A. Rummel

Additional referrals to Board of Estimates, Long Range Transportation Planning Committee

A motion was made by Bidar-Sielaff, seconded by Schmidt, to Refer to the TRANSIT AND PARKING COMMISSION. The motion passed by voice vote/other.

LICENSES

101. [28896](#) Public Hearing - New License
Hernandez Enrique & Trujillo Hernandez • dba Enrique's Market
1417 Northport Drive • Agent: Enrique Trujillo
Class A Combination Liquor & Beer
Aldermanic District 18 (Alder Weier) • Police Sector 505

A motion was made by Bidar-Sielaff, seconded by Schmidt, to Refer For Public Hearing to the ALCOHOL LICENSE REVIEW COMMITTEE. The motion passed by voice vote/other.

102. [28898](#) Public Hearing - New License
La Zacatecana of Wisconsin LLC • dba: La Zacatecana
4915 Commercial Ave • Agent: Antonio Salgado
Class A Combination Liquor & Beer
Aldermanic District 3 (Alder Cnare) • Police Sector 609

A motion was made by Bidar-Sielaff, seconded by Schmidt, to Refer For Public Hearing to the ALCOHOL LICENSE REVIEW COMMITTEE. The motion passed by voice vote/other.

103. [28899](#) Public Hearing - New License
Kovall Market LLC • dba The Market
515 S Midvale Blvd • Agent: Cynthia Kovall
Class A Combination Liquor & Beer
Aldermanic District 11 (Alder Schmidt) • Police Sector 102

A motion was made by Bidar-Sielaff, seconded by Schmidt, to Refer For Public Hearing to the ALCOHOL LICENSE REVIEW COMMITTEE. The motion passed by voice vote/other.

104. [28900](#) Public Hearing - New License
Family Entertainment LLC • dba Point Cinema
7825 Big Sky Drive • Agent: Timothy Ward • Estimated Capacity: 3250
Class B Combination Liquor & Beer • 3.3% alcohol, 26.4% food, 70.3% other
Aldermanic District 9 (Alder Skidmore) • Police Sector 124

A motion was made by Bidar-Sielaff, seconded by Schmidt, to Refer For Public Hearing to the ALCOHOL LICENSE REVIEW COMMITTEE. The motion passed by voice vote/other.

105. [28901](#) Public Hearing - New License
Alterra Coffee Roasters, Inc. • dba Alterra Coffee Roasters
25 S. Pinckney Street • Agent: William Suskey • Estimated Capacity: 115
Class B Beer Class C Wine • 5% alcohol, 85% food, other 10%
Aldermanic District 4 (Alder Verveer) • Police Sector 406 • Density Area

A motion was made by Bidar-Sielaff, seconded by Schmidt, to Refer For Public Hearing to the ALCOHOL LICENSE REVIEW COMMITTEE. The motion passed by voice vote/other.

PRESENTATION OF CLAIMS AGAINST THE CITY OF MADISON

CLAIMS - REFER TO RISK MANAGER

106. **28852** D. Vosberg, 7921 Oak View Dr., Madison, 53719 - vehicle damage - \$199.51.
- A motion was made to Referred to the Risk Manager. The motion passed by voice vote/other.**
107. **28883** K. Hogan for Helmsman Mgt. Svc. TPA for UPS, PO Box 410, Mishawaka, IN 46546 - vehicle damage - \$175.91.
- A motion was made to Referred to the Risk Manager. The motion passed by voice vote/other.**
108. **28884** M. Fox, TDS, 3330 University Ave., Ste. 100, Madison - property damage - \$7,016.59.
- A motion was made to Referred to the Risk Manager. The motion passed by voice vote/other.**
109. **28902** Cheryl Christianson, American Family Insurance, for D. Tiedt, P.O. Box 14046, Madison, 53708 - vehicle damage - \$3,571.22.
- A motion was made to Referred to the Risk Manager. The motion passed by voice vote/other.**
110. **28905** Josann Reynolds, Sipsma, Hahn & Brophy, L.L.C., attorney for A. Zafari, 926 Sky Ridge Dr., Madison, 53719 - \$59,571.08.
- A motion was made to Referred to the Risk Manager. The motion passed by voice vote/other.**
111. **28910** Kasey Foster, T.L. Thompson & Associates, Inc., P.O. Box 496149, Garland, TX 75049, for M. Vang, 2209 Fish Hatchery Rd., # B, Madison, 53713 - vehicle damage - \$5,871.01.
- A motion was made to Referred to the Risk Manager. The motion passed by voice vote/other.**
112. **28915** V. Higgins, American Family Insurance, for D. and K. Hahn Drobac-Hahn - vehicle damage - \$6,234.00.
- A motion was made to Referred to the Risk Manager. The motion passed by voice vote/other.**

113. [28917](#) Jared Rasmussen for American Transmission Company, P.O. Box 47, Waukesha, 53187-0047 - property damage - \$11,360.75.
- A motion was made to Referred to the Risk Manager. The motion passed by voice vote/other.**
114. [28954](#) NOTICE OF INJURY: L. Yang, 6981 Meffert Rd., Madison, 53597 - personal injury - amount to be determined.
- A motion was made to Referred to the Risk Manager. The motion passed by voice vote/other.**
115. [28961](#) E. Gigstad for Howard Johnson Plaza Hotel, 3841 E. Washington Ave., Madison, 53704 - property damage - \$3,600.00.
- A motion was made to Referred to the Risk Manager and should be returned by 2/12/2013. The motion passed by voice vote/other.**
116. [28963](#) B. Dziubla, American Family Mutual Insurance Co. for L. Genschaw, 6000 American Pkwy, Madison, 53783 - vehicle damage - \$957.98.
- A motion was made to Referred to the Risk Manager. The motion passed by voice vote/other.**
117. [28967](#) A. Pellitteri for Madison Gas and Electric Company, P.O. Box 1231, Madison, 53701-1231 - property damage - \$2,564.45.
- A motion was made to Referred to the Risk Manager. The motion passed by voice vote/other.**

CLAIMS - REFER TO CITY ATTORNEY

118. [28859](#) Michael Best & Friedrich, attorney for Cherokee Park Inc., 1904 Wheeler Rd., Madison, 53704 - excessive assessment - \$12,422.20.
- A motion was made to Referred to the CITY ATTORNEY. The motion passed by voice vote/other.**
119. [28914](#) UNLAWFUL TAXATION: M. A. Drescher for Attic Angel Prairie Point, Inc., 640 Junction Rd., 53717 - unlawful taxation - \$651,977.53.
- A motion was made to Referred to the CITY ATTORNEY. The motion passed by voice vote/other.**

- 120. [28918](#) UNLAWFUL TAXATION: Decade Properties Inc., Commercial Laundry Corp., 13555 Bishops Ct., Ste. 345, Brookfield, 53005 - unlawful taxation - \$1,062.41.

A motion was made to Referred to the CITY ATTORNEY. The motion passed by voice vote/other.

THE FOLLOWING ITEMS WERE INTRODUCED FROM THE FLOOR AT THE LAST COMMON COUNCIL MEETING AND ARE ON THIS AGENDA PURSUANT TO SEC. 2.05(1)(B), MGO, SOLELY FOR THE PURPOSE OF ADDING ADDITIONAL REFERRALS.

- 121. [28695](#) Expanding the Low Income Bus Pass Program and amending the Metro Transit 2013 operating budget by appropriating funds from the Contingent Reserve.

Sponsors: Larry Palm, Shiva Bidar-Sielaff, Chris Schmidt, Lisa Subeck, Bridget R. Maniaci, Scott J. Resnick, Brian L. Solomon, Marsha A. Rummel, Joseph R. Clausius and Michael E. Verveer

- 122. [28876](#) Authorizing the sole source purchase of services from Isthmus Architecture for planning and technical services associated with the renovation of Monona Terrace Community and Convention Center.

Sponsors: Michael E. Verveer

****ADDENDUM****

LATE ITEMS

NOTE: Item #68 and Item #100 are additions.

- 123. [29019](#) Resolution authorizing the approval of up to \$10,000 to pay for additional costs of providing shelter to homeless families and individuals on cold weather exception days, amending the 2013 adopted City operating budget to re-appropriate funds from Miscellaneous Appropriations, and authorizing the Mayor to execute an agreement with The Salvation Army of Dane County.

Sponsors: Paul R. Soglin, Shiva Bidar-Sielaff, Lisa Subeck, Larry Palm, Lauren Cnare, Matthew J. Phair, Tim Bruer and Marsha A. Rummel

A motion was made by Bidar-Sielaff, seconded by Schmidt, to Refer to the BOARD OF ESTIMATES. The motion passed by voice vote/other.

124. [29020](#) Adopting and confirming Revision No. 281 of the Madison General Ordinances as of December 15, 2012 to incorporate the changes pursuant to Wis. Stat. § 66.0103.

Sponsors: Shiva Bidar-Sielaff

Confirm at 2-26-2013 Common Council meeting

A motion was made by Bidar-Sielaff, seconded by Schmidt, to Refer to a future Meeting to Adopt to the COMMON COUNCIL. The motion passed by voice vote/other.

ANNOUNCEMENTS & INTRODUCTION OF ITEMS FROM THE FLOOR

- [28994](#) Funding Law Enforcement Advocate Partnership (LEAP) for 2013.

Sponsors: Larry Palm, Lauren Cnare, Scott J. Resnick, Marsha A. Rummel, Jill Johnson, Lisa Subeck, Paul R. Soglin, Paul E. Skidmore and Michael E. Verveer

A motion was made by Bidar-Sielaff, seconded by Schmidt, to Refer to the COMMUNITY SERVICES COMMITTEE. The motion passed by voice vote/other.

- [29013](#) Accepting the N. Sherman Avenue Transportation Study report, implementing the recommendations in the report and providing the funding to do so by amending the 2013 adopted City operating budget to appropriate \$100,000 from the Contingent Reserve.

Sponsors: Satya V. Rhodes-Conway, Lauren Cnare, Marsha A. Rummel, Brian L. Solomon, Shiva Bidar-Sielaff, Chris Schmidt, Scott J. Resnick, Larry Palm, Michael E. Verveer, Mark Clear, Anita Weier, Steve King and Sue Ellingson

Additional referrals to Board of Public Works, Board of Estimates, Long Range Transportation Planning Committee

A motion was made by Bidar-Sielaff, seconded by Schmidt, to Refer to the PEDESTRIAN/BICYCLE/MOTOR VEHICLE COMMISSION. The motion passed by voice vote/other.

- [29029](#) Amending the 2013 Budget to restore funding for the South Point Yard Waste Drop Off Site and restoring Sunday service to all three yard waste sites.

Sponsors: Steve King, Mark Clear, Paul E. Skidmore, Lisa Subeck and Matthew J. Phair

Additional referral to Solid Waste Advisory Committee

A motion was made by Bidar-Sielaff, seconded by Schmidt, to Refer to the BOARD OF ESTIMATES. The motion passed by voice vote/other.

ADJOURNMENT @ 11:05 PM

A motion was made by Bidar-Sielaff, seconded by King, to Adjourn at 11:05 PM. The motion passed by voice vote/other.