



City of Madison Proceedings - Final COMMON COUNCIL

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

Tuesday, February 21, 2006

6:30 PM

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

SPEAKING GUIDELINES

If you need an interpreter, materials in alternate formats or other accommodations, please contact the Office of the Common Council at 266-4071, TTY 267-8670. Please do so 48 hours prior to the meeting so that proper arrangements can be made.

Speaking Limits: Public Hearing - 5 Minutes, Information Hearing - 5 Minutes,
Other Items - 3 minutes

You must register before your item is considered by the Council.

The consent agenda will be considered following Public Hearings.

The use of audible cell phone ringers and active use and response to cellular phone technology by the governing body, staff and members of the public is discouraged in the Council Chambers while the Council is in session.

NOTIFIED ABSENCES: Ald. Thomas

Roll Call at 6:34 p.m., Mayor Cieslewicz in the Chair.

Late: Ald. Olson (6:55 p.m.)

Present: Benford, Sanborn, Brandon, Bruer, Cnare, Compton, Golden, King, Konkell, Gruber, Knox, Jr., Rosas, Palm, Skidmore, Van Rooy, Verveer, Radomski, Webber and David J. Cieslewicz

Excused: Olson and Thomas

SUSPEND THE RULES

Suspend Rules 2.04 (order of business), 2.05 (introduction of business), 2.24 (ordinances), and 2.25 (resolutions) for items so designated on the agenda.

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

PETITIONS AND COMMUNICATIONS

PETITIONS - Begin at the top of the next page

1. [02936](#) Petition dated January 19, 2006 from T. & S. Ripple, R. & R. Sontag, S.,K. & M. Morley re: direct annexation from the Town of Verona to the City of Madison.
Due back at the 3/21/06 Common Council Meeting.
A motion was made by Council President Van Rooy, seconded by President Pro Tem Rosas, to Refer to the PLAN COMMISSION, due back on March 21, 2006. The motion passed by acclamation.

BUSINESS BY THE MAYOR

APPOINTMENTS

2. [02986](#) Report of the Mayor submitting an alder appointment.
A motion was made by Council President Van Rooy, seconded by President Pro Tem Rosas, to Confirm. The motion passed by acclamation.

RESOLUTIONS

3. [02968](#) Authorizing the Mayor and City Clerk to sign any documents necessary for the City of Madison's application for a Bicycle Friendly Community Award from the League of American Bicyclists.
A motion was made by Council President Van Rooy, seconded by President Pro Tem Rosas, to Adopt. The motion passed by acclamation.
Enactment No: RES-06-00117

BUSINESS BY THE PRESIDENT OF THE COMMON COUNCIL

ORDINANCES

4. [02978](#) Amending Section 15.02(51) of the Madison General Ordinances by changing the polling location for Ward 51.
A motion was made by Council President Van Rooy, seconded by President Pro Tem Rosas, to Adopt. The motion passed by acclamation.
Enactment No: ORD-06-00014

RECESSED PUBLIC HEARINGS - BEGIN AT 6:45 PM

5. [00912](#) Approving Plans, Specifications, And Schedule Of Assessments For Lien Road Assessment District - 2005.
Public Hearing Recessed. Adopt at the 3/21/06 Common Council Meeting.
A motion was made by Council President Van Rooy, seconded by Ald. King, to Rerefer for Recessed Public Hearing to the COMMON COUNCIL, due back on March 21, 2006. The motion passed by acclamation.

REPORT OF PLAN COMMISSION

6. [02363](#) SUBSTITUTE - Amending Section 28.04(25) of the Madison General Ordinances to add a new kind of occupancy to the inclusionary zoning ordinance.
1 Registrant(s) in support not wishing to speak.
- A motion was made by Council President Van Rooy, seconded by Ald. King, to Adopt and Close the Public Hearing. The motion passed by acclamation.**
- Enactment No:** ORD-06-00015

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

7. [01250](#) Public Hearing - New License
RIBO Development, LLC • dba Riegert Bar & Grill • estimated capacity of 240
1518 N. Stoughton Road • Agent: Jeffrey Riegert
Class B Combination Liquor & Beer • 40% alcohol, 60% food
Public Hearing Closed.
- A motion was made by Council President Van Rooy, seconded by President Pro Tem Rosas, to Place On File. The motion passed by acclamation.**

REPORT OF BOARD OF PUBLIC WORKS

8. [02863](#) Approving Plans, Specifications, And Schedule Of Assessments For Rolfsmeyer Drive Sanitary Sewer Assessment District (14th AD)
The Common Council would like a report provided to them from the City Engineer when this item comes back for consideration.
- A motion was made by Council President Van Rooy, seconded by Ald. Golden, to Rerefer for Recessed Public Hearing to the Engineering Division. The motion passed by acclamation.**
9. [02864](#) Approving Plans, Specifications, And Schedule of Assessments for Harrison Street, West Lawn Avenue, and Monroe Street Reconstruction Assessment District - 2006. (10th AD)
- A motion was made by Council President Van Rooy, seconded by Ald. Verveer, to Adopt and Close the Public Hearing. The motion passed by acclamation.**
- Enactment No:** RES-06-00118
10. [02865](#) Approving Plans, Specifications, And Schedule of Assessments for Curb and Gutter in Conjunction with Resurfacing - 2006 Assessment District. (City-Wide)
- A motion was made by Council President Van Rooy, seconded by Ald. Verveer, to Adopt and Close the Public Hearing. The motion passed by acclamation.**
- Enactment No:** RES-06-00119

11. [02866](#) Approving Plans, Specifications, And Schedule Of Assessments For Sanitary Sewer Replacement with Resurfacing - 2006 (2nd, 6th, 12th, 13th, & 4th ADs).
A motion was made by Council President Van Rooy, seconded by Ald. Verveer, to Adopt and Close the Public Hearing. The motion passed by acclamation.
Enactment No: RES-06-00120

END OF PUBLIC HEARINGS

At this time, the balance of the agenda which has not been acted upon will be moved with the recommended action listed for each items.

1) items which have registrants wishing to speak. 2) items which require an extraordinary (roll call) vote. 3) items which alderperson(s) have separated out for discussion/debate purposes.

REPORTS OF OFFICERS

REPORT OF ALCOHOL LICENSE REVIEW COMMITTEE

12. [02617](#) Operator License Application: Richard Remington, 114 N. Brearly Street.
Request to remove condition that applicant provide letter from employer.
A motion was made by Council President Van Rooy, seconded by President Pro Tem Rosas, to Place On File. The motion passed by acclamation.
13. [02620](#) Operator License Application
Jorge Osuna, 8530 Greenway Boulevard #112, Middleton
A motion was made by Council President Van Rooy, seconded by President Pro Tem Rosas, to Place On File. The motion passed by acclamation.
14. [02648](#) Capacity Review
Neek, Inc. • dba Kimia Lounge • Capacity increase from 100 to 160
14 W. Mifflin Street • Agent: Kami Eshraghi
Class B Combination Liquor & Beer • 89% alcohol, 11% food
A motion was made by Council President Van Rooy, seconded by President Pro Tem Rosas, to Place On File. The motion passed by acclamation.
15. [02808](#) Change of Corporate Control - new Board of Directors
ShopKo Stores, Inc. • dba ShopKo #29
7401 Mineral Point Road • Agent: James Voigt • Class A Beer, Class A Liquor
A motion was made by Council President Van Rooy, seconded by President Pro Tem Rosas, to Grant. The motion passed by acclamation.

16. [02904](#) Change of License Conditions
Tamara, Inc. • dba Mr. Robert's Bar & Grill • capacity of 210
2116 Atwood Avenue • Agent: Robert Hanson
Class B Combination Liquor & Beer • 80% alcohol, 20% food
Change conditions on liquor license to reflect the nightclub license condition that the back door will be used as an entrance until 9 p.m., at which time door will be locked and used as an emergency exit only.
A motion was made by Council President Van Rooy, seconded by President Pro Tem Rosas, to Grant With Condition(s). The motion passed by acclamation.
17. [02905](#) Change of Agent
BGM Capital, LLC • dba Brocach • capacity of 291
7 W. Main Street • Old Agent: Brad Bailey • New Agent: Cliff McDonald
Class B Combination Liquor & Beer • 60% alcohol, 40% food
A motion was made by Council President Van Rooy, seconded by President Pro Tem Rosas, to Grant. The motion passed by acclamation.
18. [02906](#) Change of Corporate Control - loss of one member
BGM Capital, LLC • dba Brocach • capacity of 291
7 W. Main Street • Old Agent: Brad Bailey • New Agent: Cliff McDonald
Class B Combination Liquor & Beer • 60% alcohol, 40% food
A motion was made by Council President Van Rooy, seconded by President Pro Tem Rosas, to Grant. The motion passed by acclamation.
19. [02955](#) Application for Change of Licensed Premise
The Copps Corporation • dba Copps Food Center #8114 • 620 S. Whitney Way
Agent: Mark E. Elliott • Class A Liquor, Class A Beer
Request to remodel liquor department.
A motion was made by Council President Van Rooy, seconded by President Pro Tem Rosas, to Grant. The motion passed by acclamation.
20. [02956](#) Application for Change of Licensed Premise
The Copps Corporation • dba Copps Food Center #8178 • 2502 Shopko Drive
Agent: Wilbur Buchanan • Class A Liquor, Class A Beer
Request to remodel liquor department.
A motion was made by Council President Van Rooy, seconded by President Pro Tem Rosas, to Grant. The motion passed by acclamation.
21. [02965](#) Alcohol License Review Committee
February 15, 2006, Report of Operator License Applications (New & Renewal)
A motion was made by Council President Van Rooy, seconded by President Pro Tem Rosas, to Grant. The motion passed by acclamation.

REPORT OF BOARD OF ESTIMATES

22. [00938](#) To move the "anonymous donation" balance to the Madison Community Foundation for the purpose of funding new community garden projects.
A motion was made by Council President Van Rooy, seconded by President Pro Tem Rosas, to Adopt. The motion passed by acclamation.
Enactment No: RES-06-00121
23. [00963](#) The Parks Division supports the use of Odana School Park for the construction and operation of a new Westside Senior Center in Odana School Park.
A motion was made by Council President Van Rooy, seconded by President Pro Tem Rosas, to Adopt. The motion passed by acclamation.
Enactment No: RES-06-00122
24. [02508](#) To Authorize the Mayor and City Clerk to sign and execute an agreement with Robert Krebs for the months of May through October in 2006 and in 2007.
A motion was made by Council President Van Rooy, seconded by President Pro Tem Rosas, to Adopt. The motion passed by acclamation.
Enactment No: RES-06-00123
25. [02509](#) To Authorize the Mayor and City Clerk to sign and execute an agreement with the Lake Monona Sailing Club, Inc. to utilize a small park-owned property northwest of Olin Park for the purpose of maintaining a storage and launching facility for sailboats for 2006 through the year 2007.
A motion was made by Council President Van Rooy, seconded by President Pro Tem Rosas, to Place On File. The motion passed by acclamation.
26. [02543](#) Creating Section 10.18(7)(a)8. to establish a definition for "large items" relating to refuse and recycling collection, and amending Section 10.18(12) to change the regulations for tire fees to include other large items as defined.
A motion was made by Council President Van Rooy, seconded by President Pro Tem Rosas, to Adopt. The motion passed by acclamation.
Enactment No: ORD-06-00016
27. [02741](#) SUBSTITUTE - Authorizing the Mayor and City Clerk to execute a Memorandum of Understanding with DJK Real Estate, LLC regarding development of and an endowment for a new east side library branch to be located in Grandview Commons.
A motion was made by Council President Van Rooy, seconded by President Pro Tem Rosas, to Adopt. The motion passed by acclamation.
Enactment No: RES-06-00125

28. [02748](#) SUBSTITUTE - Authorizing the Street Superintendent to charge businesses a fee for weekly collection of recyclables.
Adopt at the 3/7/06 Common Council Meeting.
- A motion was made by Council President Van Rooy, seconded by President Pro Tem Rosas, to Refer to a future Meeting to Adopt for March 7, 2006. The motion passed by the following vote:**
- Excused:** 2 - Olson and Thomas
- Aye:** 17 - Benford, Sanborn, Bruer, Cnare, Compton, Golden, King, Konkell, Gruber, Knox, Jr., Rosas, Palm, Skidmore, Van Rooy, Verveer, Radomski and Webber
- No:** 1 - Brandon
- Non Voting:** 1 - Cieslewicz
29. [02809](#) Approving settlement of Use Value Penalty cases which are pending in the Dane County Circuit Court.
- A motion was made by Council President Van Rooy, seconded by President Pro Tem Rosas, to Adopt. The motion passed by acclamation.**
- Enactment No:** RES-06-00124
30. [02815](#) That the vacant position #1783 of Administrative Assistant, in Compensation Group 20, Range 14, in the permanent salary detail of the Water Utility budget is repealed and recreated as an Administrative Clerk 2 in Compensation Group 20, Range 11, thereof.
- A motion was made by Council President Van Rooy, seconded by President Pro Tem Rosas, to Adopt. The motion passed by acclamation.**
- Enactment No:** RES-06-00126
31. [02818](#) SUBSTITUTE - That position (#1192) of "Program Assistant 1", in Compensation Group 17, Range 11, (occupied by T. Woodward) in the permanent salary detail of the Traffic Engineering budget is repealed and recreated as an "Program Assistant 2" in Compensation Group 17, Range 12, thereof. Be it further resolved that the incumbent shall be reallocated to said position.
- A motion was made by Council President Van Rooy, seconded by President Pro Tem Rosas, to Adopt. The motion passed by acclamation.**
- Enactment No:** RES-06-00127
32. [02819](#) That the new position tentatively identified as Stage Laborer in Compensation Group 16, Range 07, in the permanent salary detail of the Overture Center budget is repealed and recreated as a position of Facilities Maintenance Worker in Compensation Group 16, Range 09, thereof.
- A motion was made by Council President Van Rooy, seconded by President Pro Tem Rosas, to Adopt. The motion passed by acclamation.**
- Enactment No:** RES-06-00128

33. [02820](#) That the position #485 of Librarian Supervisor in Compensation Group 18, Range10, occupied by A. Michalski in the permanent salary detail of the Library budget is repealed and recreated as a position of Librarian 3 in Compensation Group18, Range 08, thereof.
- A motion was made by Council President Van Rooy, seconded by President Pro Tem Rosas, to Adopt. The motion passed by acclamation.**
- Enactment No:** RES-06-00129
34. [02824](#) Amending the Permanent Salary Detail in the Fire Department's 2006 Operating Budget to add three positions of Firefighter Paramedic 2 and delete 3 positions of Firefighter Paramedic.
- A motion was made by Council President Van Rooy, seconded by President Pro Tem Rosas, to Adopt. The motion passed by acclamation.**
- Enactment No:** RES-06-00130
35. [02825](#) That the new position tentatively identified as a Treasury Operations Manager in Compensation Group 18, no Range specified, in the permanent salary detail of the Clerk /Treasurer budget is repealed and recreated as a position of Treasury Operations Manager in Compensation Group 18, Range 12, thereof. Further, that the new position tentatively identified as a Clerks Office Supervisor in Compensation Group 18, no range specified, in said agency budget is repealed and recreated as a Clerks Office Supervisor in Compensation Group 18, Range 08, thereof.
- A motion was made by Council President Van Rooy, seconded by President Pro Tem Rosas, to Adopt. The motion passed by acclamation.**
- Enactment No:** RES-06-00131
36. [02826](#) That the position tentatively identified as City Assessor in Compensation Group 21, no Range specified, in the permanent salary detail of the new City Assessor's Office budget is repealed and recreated as a position of City Assessor in Compensation Group 21, Range 17, thereof.
- A motion was made by Council President Van Rooy, seconded by President Pro Tem Rosas, to Adopt. The motion passed by acclamation.**
- Enactment No:** RES-06-00132
37. [02828](#) SUBSTITUTE - Authorizing the Mayor and City Clerk to enter into Purchase of Service agreements with organizations approved for funding under the Emerging Neighborhoods Fund.
- A motion was made by Council President Van Rooy, seconded by President Pro Tem Rosas, to Adopt. The motion passed by acclamation.**
- Enactment No:** RES-06-00133

38. [02837](#) SUBSTITUTE - Approval to accept a grant of \$227,592 from the Wisconsin Office of Justice Assistance for the Metropolitan Medical Response System.
A motion was made by Council President Van Rooy, seconded by President Pro Tem Rosas, to Adopt. The motion passed by acclamation.
Enactment No: RES-06-00134
39. [02869](#) Approving the provision of \$350,000 of HOME and Match funds and \$50,000 of City Housing Trust fund dollars to Madison Area CLT for use as a construction loan, and authorizing the Mayor and the City Clerk to sign documents needed to implement the Troy Gardens Housing project in a manner that will continue to address City, Community, and Neighborhood Development Objectives.
A motion was made by Council President Van Rooy, seconded by President Pro Tem Rosas, to Adopt. The motion passed by acclamation.
Enactment No: RES-06-00135
40. [02876](#) Amending Section 3.38 (1)(i)2, of the Madison General Ordinances by deleting the class of City Assessor in Compensation Group 21, Range 20, and recreating said class in Compensation Class 21, Range 17; and amending Section 3.38 (1)(b) of said Ordinances by creating the classes of Treasury Operations Manager in Compensation Group 18, Range 12, and Clerks Office Supervisor in Compensation Group 18, Range 08, thereof.
A motion was made by Council President Van Rooy, seconded by President Pro Tem Rosas, to Adopt. The motion passed by acclamation.
Enactment No: ORD-06-00017
41. [02885](#) To authorize the Mayor and City Clerk to execute an Agreement with Coca-Cola Bottling Company of Wisconsin to provide soft drink and vending services at the Irwin and Robert Goodman Community Pool and all of the City of Madison Parks operations under the management of the Parks Division except Olbrich Botanical Gardens, Warner Park Community Recreation Center, and the Monona, Glenway, Odana Hills and Yahara Hills Golf Courses, further excepting any non-city entity reserving any city park through December 31, 2008.
A motion was made by Council President Van Rooy, seconded by President Pro Tem Rosas, to Adopt. The motion passed by acclamation.
Enactment No: RES-06-00136
42. [02886](#) Authorizing the Mayor and City Clerk to enter into a Purchase of Service agreement with Porchlight, Inc. to manage a Transit For Jobs program utilizing Emerging Neighborhoods Funds as identified in the 2006 adopted Operating Budget.
A motion was made by Council President Van Rooy, seconded by President Pro Tem Rosas, to Adopt. The motion passed by acclamation.
Enactment No: RES-06-00137

REPORT OF BOARD OF PUBLIC WORKS

43. [01520](#) Accepting curb and gutter, sidewalk, and other public infrastructure improvements constructed by private contract for 123 West Washington Avenue (Lorraine Hotel Renovation), Private Contract No. 1950. (4th AD)
A motion was made by Council President Van Rooy, seconded by President Pro Tem Rosas, to Adopt. The motion passed by acclamation.
Enactment No: RES-06-00138
44. [02126](#) Rescinding Resolution 05-00781 and Accepting Improvements and Assessing Benefits (as revised) for Reston Heights, Phases 1, 2 and 3 Street Light Improvement District. (3rd AD)
A motion was made by Council President Van Rooy, seconded by President Pro Tem Rosas, to Adopt. The motion passed by acclamation.
Enactment No: RES-06-00139
45. [02284](#) Approving plans, specifications, and schedule of assessments for the installation of street lights in Heather Glenn Phase 1 (7th Ald. District).
A motion was made by Council President Van Rooy, seconded by President Pro Tem Rosas, to Adopt. The motion passed by acclamation.
Enactment No: RES-06-00140
46. [02285](#) Approving plans, specifications, and schedule of assessments for the installation of street lights in Ice Age Falls Phase 5 and 6 (7th Ald. District).
A motion was made by Council President Van Rooy, seconded by President Pro Tem Rosas, to Adopt. The motion passed by acclamation.
Enactment No: RES-06-00141
47. [02286](#) Approving plans, specifications and schedule of assessments for street lights -- Cardinal Glenn Phase 1 (9th Ald. District).
A motion was made by Council President Van Rooy, seconded by President Pro Tem Rosas, to Adopt. The motion passed by acclamation.
Enactment No: RES-06-00142
48. [02776](#) Accepting sanitary sewer constructed by Private Contract In Sherman-Rigney Plat, Private Contract No. 2008. (18th AD).
A motion was made by Council President Van Rooy, seconded by President Pro Tem Rosas, to Adopt. The motion passed by acclamation.
Enactment No: RES-06-00143
49. [02788](#) Accepting improvements and assessing benefits for Hillpoint Pond-Watts Road Street Light Improvement District (9th AD).
A motion was made by Council President Van Rooy, seconded by President Pro Tem Rosas, to Adopt. The motion passed by acclamation.
Enactment No: RES-06-00144

50. [02789](#) Authorizing the Mayor and City Clerk to execute Addendum No. 2 to the Contract for Professional Services with Strand Associates Inc. to review/study the condition of the Lake Wingra Dam. (15th AD)
- A motion was made by Council President Van Rooy, seconded by President Pro Tem Rosas, to Adopt. The motion passed by acclamation.**
- Enactment No:** RES-06-00145
51. [02796](#) Accepting bituminous pavement constructed by private contract in Lost Creek - Phase III, Private Contract 1917. (16th AD)
- A motion was made by Council President Van Rooy, seconded by President Pro Tem Rosas, to Adopt. The motion passed by acclamation.**
- Enactment No:** RES-06-00146
52. [02797](#) Accepting bituminous pavement constructed by private contract in Grandview Commons - Phase V, Private Contract No. 1919. (3rd AD)
- A motion was made by Council President Van Rooy, seconded by President Pro Tem Rosas, to Adopt. The motion passed by acclamation.**
- Enactment No:** RES-06-00147
53. [02798](#) Accepting bituminous pavement constructed by private contract in The Crossing Phase IV, Private Contract No. 1812. (1st AD)
- A motion was made by Council President Van Rooy, seconded by President Pro Tem Rosas, to Adopt. The motion passed by acclamation.**
- Enactment No:** RES-06-00148
54. [02804](#) Accepting storm sewer constructed by private contract in Shopko Drive Certified Survey Map, Private Contract No. 1958. (15th AD)
- A motion was made by Council President Van Rooy, seconded by President Pro Tem Rosas, to Adopt. The motion passed by acclamation.**
- Enactment No:** RES-06-00149
55. [02805](#) Accepting sanitary sewer constructed by Private Contract In Shopko Drive Certified Survey Map, Private Contract No. 1958. (15th AD)
- A motion was made by Council President Van Rooy, seconded by President Pro Tem Rosas, to Adopt. The motion passed by acclamation.**
- Enactment No:** RES-06-00150
56. [02821](#) Improvements accepted for water main by private contract to serve: The Meadowlands - Phase I. (3rd AD)
- A motion was made by Council President Van Rooy, seconded by President Pro Tem Rosas, to Adopt. The motion passed by acclamation.**
- Enactment No:** RES-06-00151

57. [02822](#) Improvements accepted for water main by private contract to serve: Twin Oaks (16th AD).
A motion was made by Council President Van Rooy, seconded by President Pro Tem Rosas, to Adopt. The motion passed by acclamation.
Enactment No: RES-06-00152
58. [02823](#) Approving plans and specifications and authorizing the Board of Public Works to advertise and receive bids for the Walnut Street Water Main Installation. (5th AD)
A motion was made by Council President Van Rooy, seconded by President Pro Tem Rosas, to Adopt. The motion passed by acclamation.
Enactment No: RES-06-00153
59. [02827](#) Accepting bituminous pavement constructed by private contract in Dallas Drive Certified Survey Map, Private Contract No. 1880 (7th AD).
A motion was made by Council President Van Rooy, seconded by President Pro Tem Rosas, to Adopt. The motion passed by acclamation.
Enactment No: RES-06-00154
60. [02829](#) Accepting street improvements, excluding the bituminous pavement, constructed by private contract in Grandview Commons Phase IX, Private Contract No. 1970. (3rd AD)
A motion was made by Council President Van Rooy, seconded by President Pro Tem Rosas, to Adopt. The motion passed by acclamation.
Enactment No: RES-06-00155
61. [02830](#) Accepting street improvements, excluding the bituminous pavement, constructed by private contract in Second Addition to Mid Town Commons, Private Contract No. 2002. (1st AD)
A motion was made by Council President Van Rooy, seconded by President Pro Tem Rosas, to Adopt. The motion passed by acclamation.
Enactment No: RES-06-00156
62. [02832](#) Accepting street improvements constructed by private contract in Grandview Commons Phase IV, Private Contract No. 1918. (3rd AD)
A motion was made by Council President Van Rooy, seconded by President Pro Tem Rosas, to Adopt. The motion passed by acclamation.
Enactment No: RES-06-00157
63. [02833](#) Accepting street improvements constructed by private contract in Liberty Place - Phase II, Private Contract No. 1965. (16th AD)
A motion was made by Council President Van Rooy, seconded by President Pro Tem Rosas, to Adopt. The motion passed by acclamation.
Enactment No: RES-06-00158

64. [02835](#) Accepting storm sewer constructed by private contract in Grandview Commons - Phase IV, Private Contract No. 1918 (3rd AD).
A motion was made by Council President Van Rooy, seconded by President Pro Tem Rosas, to Adopt. The motion passed by acclamation.
Enactment No: RES-06-00159
65. [02836](#) Accepting storm sewer constructed by private contract in Liberty Place - Phase II, Private Contract No. 1965. (16th AD)
A motion was made by Council President Van Rooy, seconded by President Pro Tem Rosas, to Adopt. The motion passed by acclamation.
Enactment No: RES-06-00160
66. [02838](#) Accepting storm sewer constructed by private contract in Grandview Commons - Phase IX, Private Contract No. 1970. (3rd AD)
A motion was made by Council President Van Rooy, seconded by President Pro Tem Rosas, to Adopt. The motion passed by acclamation.
Enactment No: RES-06-00161
67. [02839](#) Accepting storm sewer constructed by private contract in Second Addition to Mid Town Commons, Private Contract No. 2002. (1st AD)
A motion was made by Council President Van Rooy, seconded by President Pro Tem Rosas, to Adopt. The motion passed by acclamation.
Enactment No: RES-06-00162
68. [02840](#) Declaring the City of Madison's intention to exercise its police powers establishing the Mifflin and Seventh Streets Reconstruction Assessment District - 2006. (12th AD)
A motion was made by Council President Van Rooy, seconded by President Pro Tem Rosas, to Adopt. The motion passed by acclamation.
Enactment No: RES-06-00163
69. [02841](#) Accepting sanitary sewer constructed by Private Contract In Grandview Commons - Phase IV, Private Contract No. 1918 (3rd AD).
A motion was made by Council President Van Rooy, seconded by President Pro Tem Rosas, to Adopt. The motion passed by acclamation.
Enactment No: RES-06-00164
70. [02842](#) Accepting sanitary sewer constructed by Private Contract In Liberty Place - Phase II, Private Contract No. 1965. (16th AD)
A motion was made by Council President Van Rooy, seconded by President Pro Tem Rosas, to Adopt. The motion passed by acclamation.
Enactment No: RES-06-00165

71. [02843](#) Accepting sanitary sewer constructed by Private Contract In Grandview Commons - Phase IX, Private Contract No. 1970. (3rd AD)
A motion was made by Council President Van Rooy, seconded by President Pro Tem Rosas, to Adopt. The motion passed by acclamation.
Enactment No: RES-06-00166
72. [02844](#) Accepting sanitary sewer constructed by Private Contract In Second Addition to Mid Town Commons, Private Contract No. 2002. (1st AD)
A motion was made by Council President Van Rooy, seconded by President Pro Tem Rosas, to Adopt. The motion passed by acclamation.
Enactment No: RES-06-00167
73. [02845](#) Awarding Public Works Contracts for bids opened February 3, 2006.
A motion was made by Council President Van Rooy, seconded by President Pro Tem Rosas, to Adopt. The motion passed by acclamation.
Enactment No: RES-06-00168
74. [02847](#) Approving plans and specifications and authorizing the Board of Public Works to advertise and receive bids for Local Road Traffic Calming & Arterial Pedestrian Enhancements-2006. (City-Wide)
A motion was made by Council President Van Rooy, seconded by President Pro Tem Rosas, to Adopt. The motion passed by acclamation.
Enactment No: RES-06-00169
75. [02853](#) Approving plans and specifications and authorizing the Board of Public Works to advertise and receive bids for the Midvale Boulevard Box Culvert, Contract No. 5916 (11th AD).
A motion was made by Council President Van Rooy, seconded by President Pro Tem Rosas, to Adopt. The motion passed by acclamation.
Enactment No: RES-06-00170
76. [02854](#) Authorizing the Mayor and City Clerk to execute a contract with a consultant 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.
A motion was made by Council President Van Rooy, seconded by President Pro Tem Rosas, to Adopt. The motion passed by acclamation.
Enactment No: RES-06-00171

77. [02855](#) Approving plans and specifications for public improvements required to serve Phase II of the Subdivision known as Blackhawk Church Town Center Plat and authorizing construction to be undertaken by the Developer, Private Contract No. 2071. (9th AD)
A motion was made by Council President Van Rooy, seconded by President Pro Tem Rosas, to Adopt. The motion passed by acclamation.
Enactment No: RES-06-00172
78. [02856](#) Approving plans and specifications for public improvements required to serve Phase XIV of the Subdivision known as Grandview Commons and authorizing construction to be undertaken by the Developer, Private Contract No. 2077. (3rd AD)
A motion was made by Council President Van Rooy, seconded by President Pro Tem Rosas, to Adopt. The motion passed by acclamation.
Enactment No: RES-06-00173
79. [02857](#) Approving plans and specifications for public improvements necessary for the Subdivision known as Interstate Commerce Park and authorizing construction to be undertaken by the Developer, Private Contract No. 2073 (17th AD).
A motion was made by Council President Van Rooy, seconded by President Pro Tem Rosas, to Adopt. The motion passed by acclamation.
Enactment No: RES-06-00174
80. [02860](#) Authorizing the Mayor and City Clerk to execute Addendum No. 1 to the Development Agreement for 702 North Midvale Boulevard PUD (Hilldale Center), Contract No. 2029 (11th AD).
A motion was made by Council President Van Rooy, seconded by President Pro Tem Rosas, to Adopt. The motion passed by acclamation.
Enactment No: RES-06-00175
81. [02861](#) Authorizing the Mayor and City Clerk to execute an agreement with the State of Wisconsin Department of Transportation for East Washington Avenue Segment 3 real estate acquisition. (15th AD)
A motion was made by Council President Van Rooy, seconded by President Pro Tem Rosas, to Adopt. The motion passed by acclamation.
Enactment No: RES-06-00176
82. [02862](#) Accepting sidewalk improvements constructed by private contract in the American Center Plat Third Addition, Private Contract No. 1837 (17th AD).
A motion was made by Council President Van Rooy, seconded by President Pro Tem Rosas, to Adopt. The motion passed by acclamation.
Enactment No: RES-06-00177

83. [02887](#) Accepting sidewalk improvements constructed by Private Contract in the Vernon Road Certified Survey Map, Private Contract No. 1999 (17th AD).
A motion was made by Council President Van Rooy, seconded by President Pro Tem Rosas, to Adopt. The motion passed by acclamation.
Enactment No: RES-06-00178
84. [02888](#) Accepting street improvements, excluding the bituminous pavement, constructed by private contract in Southern Ridge, Private Contract No. 1987 (1st AD).
A motion was made by Council President Van Rooy, seconded by President Pro Tem Rosas, to Adopt. The motion passed by acclamation.
Enactment No: RES-06-00179
85. [02889](#) Accepting sanitary sewer constructed by Private Contract In Southern Ridge, Private Contract No. 1987. (1st AD)
A motion was made by Council President Van Rooy, seconded by President Pro Tem Rosas, to Adopt. The motion passed by acclamation.
Enactment No: RES-06-00180
86. [02891](#) Accepting storm sewer constructed by private contract in Southern Ridge, Private Contract No. 1987. (1st AD)
A motion was made by Council President Van Rooy, seconded by President Pro Tem Rosas, to Adopt. The motion passed by acclamation.
Enactment No: RES-06-00181
87. [02892](#) Approving plans and specifications and authorizing the Board of Public Works to advertise and receive bids for Felland Road Neighborhood Sewer Assessment District, Contract No. 5836. (17th AD)
A motion was made by Council President Van Rooy, seconded by President Pro Tem Rosas, to Adopt. The motion passed by acclamation.
Enactment No: RES-06-00182
88. [02897](#) Accepting storm sewer constructed by private contract in Tancho Business Park, Private Contract No. 2034 (17th AD).
A motion was made by Council President Van Rooy, seconded by President Pro Tem Rosas, to Adopt. The motion passed by acclamation.
Enactment No: RES-06-00183
89. [02907](#) Ordering property owners to repair or replace substandard and defective sidewalks in the 2nd and 6th Aldermanic Districts. (2nd & 6th ADs)
A motion was made by Council President Van Rooy, seconded by President Pro Tem Rosas, to Adopt. The motion passed by acclamation.
Enactment No: RES-06-00184

90. [02908](#) Approving plans and specifications and authorizing the Board of Public Works to advertise and receive bids for the Annual Construction and Reconstruction of Concrete Sidewalk and Incidental Concrete Curb and Gutter Work Installed At the **Request** of the Property Owner. (Various ADs)
- A motion was made by Council President Van Rooy, seconded by President Pro Tem Rosas, to Adopt. The motion passed by acclamation.**
- Enactment No:** RES-06-00185
91. [02909](#) Approving plans and specifications and authorizing the Board of Public Works to advertise and receive bids for the Annual Construction and Reconstruction of Concrete Sidewalk and Incidental Concrete Curb and Gutter Work Ordered by the Common Council. (2nd & 6th ADs)
- A motion was made by Council President Van Rooy, seconded by President Pro Tem Rosas, to Adopt. The motion passed by acclamation.**
- Enactment No:** RES-06-00186
92. [02910](#) Accepting street improvements constructed by private contract in Liberty Place - Phase I, Private Contract No. 1927. (16th AD)
- A motion was made by Council President Van Rooy, seconded by President Pro Tem Rosas, to Adopt. The motion passed by acclamation.**
- Enactment No:** RES-06-00187
93. [02911](#) Accepting storm sewer constructed by private contract in Liberty Place - Phase I, Private Contract No. 1927. (16th AD)
- A motion was made by Council President Van Rooy, seconded by President Pro Tem Rosas, to Adopt. The motion passed by acclamation.**
- Enactment No:** RES-06-00188
94. [02916](#) Accepting storm sewer constructed by private contract in Prairie Point Phase 2A, Private Contract No. 1992. (9th AD)
- A motion was made by Council President Van Rooy, seconded by President Pro Tem Rosas, to Adopt. The motion passed by acclamation.**
- Enactment No:** RES-06-00189
95. [02917](#) Accepting sanitary sewer constructed by Private Contract In Prairie Point Phase 2A, Private Contract No. 1992 (9th AD).
- A motion was made by Council President Van Rooy, seconded by President Pro Tem Rosas, to Adopt. The motion passed by acclamation.**
- Enactment No:** RES-06-00190

96. [02918](#) Accepting sanitary sewer constructed by Private Contract In Liberty Place - Phase I, Private Contract No. 1927 (16th AD).
A motion was made by Council President Van Rooy, seconded by President Pro Tem Rosas, to Adopt. The motion passed by acclamation.
Enactment No: RES-06-00191
97. [02926](#) Accepting street improvements, excluding the bituminous pavement, constructed by private contract in Cardinal Glenn - Phase I, Private Contract No. 2028 (9th AD)
A motion was made by Council President Van Rooy, seconded by President Pro Tem Rosas, to Adopt. The motion passed by acclamation.
Enactment No: RES-06-00192
98. [02927](#) Accepting street improvements, excluding the bituminous pavement, constructed by private contract in Prairie Point Phase 2A, Private Contract No. 1992 (9th AD).
A motion was made by Council President Van Rooy, seconded by President Pro Tem Rosas, to Adopt. The motion passed by acclamation.
Enactment No: RES-06-00193
99. [02928](#) Accepting sanitary sewer constructed by private contract in Cardinal Glenn - Phase I, Private Contract No. 2028 (9th AD).
A motion was made by Council President Van Rooy, seconded by President Pro Tem Rosas, to Adopt. The motion passed by acclamation.
Enactment No: RES-06-00194
100. [02929](#) Accepting storm sewer constructed by private contract in Cardinal Glenn - Phase I, Private Contract No. 2028. (9th AD)
A motion was made by Council President Van Rooy, seconded by President Pro Tem Rosas, to Adopt. The motion passed by acclamation.
Enactment No: RES-06-00195
101. [02930](#) Authorizing the Mayor and City Clerk to execute Addendum No. 1 to the Contract For Subdivision Improvements For Hawks Meadow, Contract No. 2050. (1st AD)
A motion was made by Council President Van Rooy, seconded by President Pro Tem Rosas, to Adopt. The motion passed by acclamation.
Enactment No: RES-06-00196
102. [02931](#) Improvements accepted for Cantwell Court Reconstruction Street Assessment District, Dewey Court/Schley Pass Reconstruction Street Assessment District - 2001, Contract No. 5109 (6th AD).
A motion was made by Council President Van Rooy, seconded by President Pro Tem Rosas, to Adopt. The motion passed by acclamation.
Enactment No: RES-06-00197

103. [02932](#) Declaring the City of Madison's intention to exercise its police powers establishing the Struck Street Assessment District-2006 (1st AD).
A motion was made by Council President Van Rooy, seconded by President Pro Tem Rosas, to Adopt. The motion passed by acclamation.
Enactment No: RES-06-00198
104. [02933](#) Authorizing the Mayor and City Clerk to apply for and accept a grant from Dane County and to purchase services from Earth & Water Works, LLC for installation of a rain garden. (6th AD)
A motion was made by Council President Van Rooy, seconded by President Pro Tem Rosas, to Adopt. The motion passed by acclamation.
Enactment No: RES-06-00199

REPORT OF PLAN COMMISSION

105. [02562](#) Authorizing the Mayor and City Clerk to execute appropriate documents to release a use restriction on the Brentwood Terrace Apartments located at 2018 North Sherman Avenue. 12th Ald. District.
A motion was made by Council President Van Rooy, seconded by President Pro Tem Rosas, to Adopt. The motion passed by acclamation.
Enactment No: RES-06-00200
106. [02766](#) Approving Certified Survey Map-Deep Residential Lot of the Keller property located at 5505 Greening Lane. 19th Ald. Dist.
A motion was made by Council President Van Rooy, seconded by President Pro Tem Rosas, to Adopt. The motion passed by acclamation.
Enactment No: RES-06-00201
107. [02872](#) Creating Section 15.01(554) of the Madison General Ordinances entitled "City Boundaries" and being part of the chapter entitled "Aldermanic Districts and Wards" annexing to the 3rd Aldermanic District the Water Utility Annexation and assigning a temporary zoning classification of A Agriculture District, creating Section 15.02(136) of the Madison General Ordinances to assign the attached property to Ward 136, and amending Section 15.03(3) to add Ward 136 to the 3rd Aldermanic District.
A motion was made by Council President Van Rooy, seconded by President Pro Tem Rosas, to Adopt. The motion passed by the following vote:
- Excused:** 2 - Olson and Thomas
- Aye:** 18 - Benford, Sanborn, Brandon, Bruer, Cnare, Compton, Golden, King, Konkel, Gruber, Knox, Jr., Rosas, Palm, Skidmore, Van Rooy, Verveer, Radomski and Webber
- No:** 0 -
- Non Voting:** 1 - Cieslewicz
- Enactment No:** ORD-06-00018

108. [02922](#) Approving a Certified Survey Map of property owned by Reston Corporation at 6801 Littlemore Drive. 3rd Ald. Dist.
A motion was made by Council President Van Rooy, seconded by President Pro Tem Rosas, to Adopt. The motion passed by acclamation.
Enactment No: RES-06-00202
109. [02923](#) Approving a Certified Survey Map of property owned by Wingra Park, LLC at 1605-1609 South Park Street. 13th Ald. Dist.
A motion was made by Council President Van Rooy, seconded by President Pro Tem Rosas, to Adopt. The motion passed by acclamation.
Enactment No: RES-06-00203
110. [02924](#) Approving a Certified Survey Map of property owned by Forte Properties, LLC at 2110-2112 Canterbury Road. 7th Ald. Dist.
A motion was made by Council President Van Rooy, seconded by President Pro Tem Rosas, to Adopt. The motion passed by acclamation.
Enactment No: RES-06-00204
111. [02925](#) Approving a Certified Survey Map of property owned by Miller Construction, Inc. at 3848-3864 Maple Grove Drive. 7th Ald. Dist.
A motion was made by Council President Van Rooy, seconded by President Pro Tem Rosas, to Adopt. The motion passed by acclamation.
Enactment No: RES-06-00205

REPORT OF RISK MANAGER

112. [02793](#) NOTICE OF CLAIM: Koppes Drywall, Inc., 4906 Femrite - property damage - \$780.28.
A motion was made by Council President Van Rooy, seconded by President Pro Tem Rosas, to Deny. The motion passed by acclamation.
113. [02850](#) NOTICE OF CLAIM: USAA Casualty Insurance Company for K. Damon - property damage - \$6,108.37.
A motion was made by Council President Van Rooy, seconded by President Pro Tem Rosas, to Deny. The motion passed by acclamation.

REPORT OF TRANSIT/ PARKING COMMISSION

114. [02701](#) Authorizing the Mayor and City Clerk to enter into an agreement with Dane County to provide \$19,280 in assistance to Metro Transit for transit information services, promotion efforts and operations for the calendar year 2006; and \$12,850 to the Madison Area Metropolitan Planning Organization (MPO) and Planning Unit to support the 2006 County Specialized Transportation coordination activities for the calendar year 2006.
- A motion was made by Council President Van Rooy, seconded by President Pro Tem Rosas, to Adopt. The motion passed by acclamation.**
- Enactment No:** RES-06-00206

REPORT OF VENDING OVERSIGHT COMMITTEE

115. [02806](#) Authorizing the adoption of amendments to the "Regulations Governing Vending on the State Street Mall/Capitol Concourse" to declare that CD's are not handcrafted goods for purposes of arts and crafts vending, to change the vehicle loading times for food carts on the Mall/Concourse and to require a 10-gallon minimum trash can for Mall/Concourse food vendors.
- A motion was made by Ald. Verveer, seconded by Council President Van Rooy, to Rerefer to the VENDING OVERSIGHT COMMITTEE. The motion passed by acclamation.**
116. [02874](#) Amending Section 9.13(6)(j)1.a. of the Madison General Ordinances to allow Merchant Vendors to display merchandise on the sidewalks on certain federal holidays.
- A motion was made by Ald. Verveer, seconded by Council President Van Rooy, to Rerefer to the VENDING OVERSIGHT COMMITTEE. The motion passed by acclamation.**

REFERRED TO THIS MEETING

APPOINTMENTS

117. [02807](#) Report of the Mayor submitting citizen committee appointments (introduction 2-7-06; action 2-21-06)
- A motion was made by Council President Van Rooy, seconded by Ald. Verveer, to Confirm. The motion passed by acclamation.**

REPORTS

118. [02715](#) Report dated January 12, 2006 re: Board, Committee, Commission, Ad Hoc Committee & Subcommittee Members who have not filed the Statement of Interests Form.
- A motion was made by Council President Van Rooy, seconded by President Pro Tem Rosas, to Accept the report and revoke the appointments to committees/commissions for non-filers. The motion passed by acclamation.**

RESOLUTIONS

119. [02883](#) Honoring Ray Fisher for 28 years of service to the City of Madison.
A motion was made by Council President Van Rooy, seconded by President Pro Tem Rosas, to Adopt. The motion passed by acclamation.
Enactment No: RES-06-00207

NEW BUSINESS - Referred on a motion made by President Van Rooy, seconded by President Pro Tem Rosas.

ORDINANCES

120. [02977](#) Amending Section 2.20 of the Madison General Ordinances to clarify procedures by which the Mayor may address the Common Council.
Adopt at the 3/7/06 Common Council Meeting.
Refer to a future Meeting to Adopt
121. [02995](#) Amending Section 28.04(25) of the Madison General Ordinances to change the equity distribution at sale and add exemptions to the inclusionary zoning ordinance.
Due back at the 4/4/06 Common Council Meeting.
Refer For Public Hearing to the PLAN COMMISSION
122. [02996](#) Creating Section 15.01(555) of the Madison General Ordinances entitled "City Boundaries" and being part of the chapter entitled "Aldermanic Districts and Wards" annexing to the 1st Aldermanic District the Ripple-Sonntag-Morley Annexation and assigning a temporary zoning classification of A Agriculture District, creating Section 15.02(137) of the Madison General Ordinances to assign the attached property to Ward 137, and amending Section 15.03(1) of the Madison General Ordinances to add Ward 137 to Aldermanic District 1.
Due back at the 3/21/06 Common Council Meeting.
Refer to the PLAN COMMISSION
123. [02997](#) Creating Section 28.06(2)(a)3165. of the Madison General Ordinances rezoning property from R5 General Residence District to PUD(GDP) Planned Unit Development (General Development Plan) District and creating Section 28.06(2)(a)3166. of the Madison General Ordinances rezoning property from PUD(GDP) Planned Unit Development (General Development Plan) District to PUD(SIP) Planned Unit Development (Specific Implementation Plan) District. Proposed Use: Demolish Existing 6-Unit Residential Building and Build 4-Story, 5-Unit Condominium on Waterfront Lot; 2nd Aldermanic District: [428 North Livingston St.](#)
Additional Referral(s): Landmarks Commission. Due back at the 4/4/06 Common Council Meeting.
Refer For Public Hearing to the PLAN COMMISSION

124. [03000](#) Amending Section 3.38(6)(f) of the Madison General Ordinances relating to procedure for approval of Compensation Group 19 incentive employment agreements.
Adopt at the 3/7/06 Common Council Meeting.

Refer to a future Meeting to Adopt

RESOLUTIONS

125. [02903](#) Approving a "Major" Change to Amend the Environmental Corridor within the Central Urban Service Area of Dane County for 10-14 Bellingrath Court. 16th Ald. Dist.
Additional Referral(s): Commission on the Environment

Refer to the PLAN COMMISSION

126. [02963](#) Authorizing the Mayor and Chief of Police to accept five (5) highway safety grants totaling \$57,000 from the Wisconsin Department of Transportation for the following activities in 2006: Speed and Aggressive Driving Enforcement (\$18,000); Alcohol Enforcement (\$25,000); Click It or Ticket (\$6,000); Pedestrian Enforcement (\$4,000) and Bicycle Enforcement (\$4,000).

Refer to the BOARD OF ESTIMATES

127. [02964](#) Authorizing the Mayor and Chief of Police to accept a Homeland Security Grant of \$13,896 for the purpose of sponsoring, with the Office of Justice Assistance, a Tactical Emergency Medical Support training program.

Refer to the BOARD OF ESTIMATES

128. [02969](#) Endorsing the City of Madison and County of Dane Joint Public Health Management Team.
Additional Referral(s): Board of Health for Madison and Dane County.

Refer to the BOARD OF ESTIMATES

129. [02973](#) Authorizing the Mayor and Chief of Police to accept donated funds in support of the Allied Computer and Education Project.

Refer to the BOARD OF ESTIMATES

130. [02979](#) Establishing a Glass-Free Zone for the West Mifflin Street area 10:00 a.m. on April 29, 2006 through 6:00 a.m. on April 30, 2006.
Adopt at the 3/7/06 Common Council Meeting.

Refer to a future Meeting to Adopt

131. [02980](#) Accepting the Community Plan To Prevent and End Homelessness in Dane County and directing City staff and Commissions to work with other funders and community groups to consider the recommended strategies as they develop and implement their programs.

Additional Referral(s): Community Development Authority

Refer to the COMMUNITY DEVELOPMENT BLOCK GRANT COMMISSION

132. [02982](#) Authorizing the Mayor, City Clerk and Chief of Police to apply for and accept an award from the State of Wisconsin Office of Justice Assistance in the amount of up to \$60,000 and to utilize these funds to continue payment of salary and benefits for the Police Management Information Specialist 2 position, for overtime related to implementation of these systems, and for additional technical services needed for the completion of the IBR project.

Refer to the BOARD OF ESTIMATES

133. [02983](#) Authorizing the Common Council to accept ownership of two neighborhood signs from the Burr Oaks Neighborhood Association.

Additional Referral(s): Transit and Parking Commission, Plan Commission

Refer to the BOARD OF PUBLIC WORKS

134. [02991](#) Authorizing the Mayor and City Clerk to enter into a Purchase Of Services contract with Madison Development Corporation for an amount not to exceed \$40,000 to assist in the preparation of a concept development plan, marketing development plan for the Wisconsin BioAg Gateway, and as match for the first phase of the State-funded market feasibility analysis of the Wisconsin BioAg Gateway. This regional economic development initiative will be located in Tax Incremental Finance District 24 in the Southeast Industrial Area.

Refer to the BOARD OF ESTIMATES

135. [02992](#) Authorizing the Grant of License to the State of Wisconsin Department of Administration for installation and maintenance of private underground telecommunication facilities in City of Madison public rights-of-way.

Additional Referral(s): Board of Public Works, Plan Commission

Refer to the BOARD OF ESTIMATES

136. [03004](#) Authorizing the Mayor and City Clerk to execute a five (5) year Use Agreement with the Northwoods League and the Madison Mallards Organization for nonexclusive use of Warner Park Stadium

Additional Referral(s): Board of Park Commissioners

Refer to the BOARD OF ESTIMATES

137. [03006](#) Authorizing the Planning Unit to increase its Operating Budget by \$120,000 for the recently approved Internet Rideshare Project. BY TITLE ONLY.
- A motion was made by Council President Van Rooy, seconded by Ald. Verveer, to Refer to the BOARD OF ESTIMATES. The motion failed by the following vote:**
- Excused:** 2 - Olson and Thomas
- Aye:** 11 - Benford, Sanborn, Cnare, Compton, Golden, King, Gruber, Knox, Jr., Van Rooy, Verveer and Webber
- No:** 7 - Brandon, Bruer, Konkell, Rosas, Palm, Skidmore and Radomski
- Non Voting:** 1 - Cieslewicz
- A motion was made by Ald. Konkell, seconded by Ald. Verveer, to Reconsider. The motion passed by acclamation.**
- A motion was made by Ald. Golden, seconded by Ald. Webber, to Refer to the BOARD OF ESTIMATES. The motion passed by the following vote:**
- Excused:** 1 - Thomas
- Aye:** 19 - Benford, Sanborn, Brandon, Bruer, Cnare, Compton, Golden, King, Konkell, Gruber, Olson, Knox, Jr., Rosas, Palm, Skidmore, Van Rooy, Verveer, Radomski and Webber
- No:** 0 -
- Non Voting:** 1 - Cieslewicz
138. [03008](#) Authorizing the City Comptroller to sign a Purchase Order Contract for purchase of services with The Natural Step (Canada) Inc., for independent Natural Step (TNS) Principles of Sustainability training for City decision makers; and amending the 2006 Inspection Unit Operating Budget to increase funding by \$20,000.
- Refer to the BOARD OF ESTIMATES**
139. [03011](#) Authorizing the Mayor and City Clerk to execute an Operating Agreement with John Haugen-Wente and Tom Cavanaugh to offer canoe/kayak/windsurfing/sailing lessons and canoe/kayak/windsurf/sailboat rental service and concessions to the general public at James Madison Park for the years 2006 through 2008.
- Board of Park Commissioners*
- Refer to the BOARD OF ESTIMATES**
140. [03013](#) Authorizing the Mayor and the City Clerk to execute Amendment No. 2 to the Professional Services Agreement with Black and Veatch Corporation for the preparation of the Utilities Water Master Plan and the Infrastructure Management Plan to include ongoing specialized work required by the Water Utility.
- Refer to the BOARD OF WATER COMMISSIONERS**

141. [03014](#) Authorizing the Mayor and City Clerk to enter into a grant contract with the Wisconsin Department of Transportation that requires the City's indemnification of the Wisconsin Department of Transportation.

Refer to the PEDESTRIAN/BICYCLE/MOTOR VEHICLE COMMISSION

142. [03018](#) Authorizing the Mayor and City Clerk / Treasurer to execute an Employment Agreement between the City of Madison and Heather L. Harris, as Overture Center for the Arts Group Sales Coordinator.

Due back at the 3/7/06 Common Council Meeting.

Refer to the BOARD OF ESTIMATES

LICENSES

143. [02816](#) Public Hearing - New License
Kelley Williamson Company • dba Mobil Mart
2601 Shopko Drive • Agent: Ron Trachtenberg • Class A Liquor

Due back at the 4/4/06 Common Council Meeting.

Refer For Public Hearing to the ALCOHOL LICENSE REVIEW COMMITTEE

144. [02817](#) Public Hearing - New License
Hot Soup II, LLC • trade name to be determined • estimated capacity 190
617 Williamson Street • Agent: John Gadau
Class B Combination Liquor & Beer • 33% alcohol, 67% food

Due back at the 4/4/06 Common Council Meeting.

Refer For Public Hearing to the ALCOHOL LICENSE REVIEW COMMITTEE

145. [02920](#) Public Hearing - New License
Stop-N-Go of University Avenue, Inc. • dba Stop-N-Go #287
3734 Speedway Road • Agent: John N. Becker • Class A Beer

Due back at the 4/4/06 Common Council Meeting.

Refer For Public Hearing to the ALCOHOL LICENSE REVIEW COMMITTEE

146. [02958](#) Public Hearing - Transfer of License
Coreana LLC • dba Coreana Restaurant • estimated capacity of 60
1401 University Avenue • Transfer from 35 University Square
Class B Beer, Class C Wine • Agent: James Lee • 1% alcohol, 99% food

Due back at the 4/4/06 Common Council Meeting.

Refer For Public Hearing to the ALCOHOL LICENSE REVIEW COMMITTEE

147. [02961](#) Public Hearing - New License
Madison Museum of Contemporary Art, Inc. • capacity of 1,818 plus rooftop
227 State Street • Agent: Stephen Fleischman
Class B Combination Liquor & Beer • 10% alcohol, 90% food
Due back at the 4/4/06 Common Council Meeting.
- Refer For Public Hearing to the ALCOHOL LICENSE REVIEW COMMITTEE**
148. [02967](#) Public Hearing - New License
Dream Lanes East, Inc. • dba Dream Lanes • capacity of 700
13 Atlas Court • Agent: Robin Goldberg
Class B Combination Liquor & Beer • 100% alcohol
Due back at the 4/4/06 Common Council Meeting.
- Refer For Public Hearing to the ALCOHOL LICENSE REVIEW COMMITTEE**
149. [03007](#) Public Hearing - New License
Moi Moi, Inc. • dba Buddha Lounge/Piano Bar • estimated capacity of 70
116 W. Mifflin Street • Agent: Jia Yi Syed
Class B Combination Liquor & Beer • 100% alcohol
Due back at the 4/4/06 Common Council Meeting.
- Refer For Public Hearing to the ALCOHOL LICENSE REVIEW COMMITTEE**
150. [03010](#) Public Hearing - New License
Silva Associated, LLC • dba La Raza Grocery Store • Agent: Efrain Diaz
2608 E. Washington Avenue • Class A Liquor, Class A Beer
Due back at the 4/4/06 Common Council Meeting.
- Refer For Public Hearing to the ALCOHOL LICENSE REVIEW COMMITTEE**

REPORTS

151. [02954](#) Report summarizing the discussion of the Pest Management Advisory Committee.
Additional Referral(s): Board of Public Works, Fire Chief, Transit and Parking Commission, Monona Terrace Community and Convention Board, Board of Park Commissioners, Planning and Development Director, Police Chief, Board of Health for Madison and Dane County
- Refer to the PEST MANAGEMENT ADVISORY COMMITTEE**

CLAIMS - REFER TO RISK MANAGER on a motion made by President Van Rooy, seconded by President Pro Tem Rosas.

152. [02912](#) NOTICE OF CLAIM: P. Gandolph, 809 Nancy Lane - personal injury - amount to be determined.

153. [02913](#) NOTICE OF CLAIM: USAA Insurance for A. Barone, 5372 Temple Court - property damage - \$1,446.64.
154. [02914](#) NOTICE OF CLAIM: Attorney Linda Newman Woito for M. Sumner, 7128 East Pass - personal injury - \$30,000.00.
155. [02934](#) NOTICE OF CLAIM: G. Hafermann, 705 Forest Edge Drive, Mazomanie - property damage - \$685.13.
156. [02974](#) NOTICE OF CLAIM: Knoche's Food Center & Old Fashioned Butcher Shop, 5372 Old Middleton Road - property damage - \$294.14.
157. [02975](#) NOTICE OF CLAIM: D. Williams, 120 Highland Avenue - property damage - \$165.60.
158. [02976](#) NOTICE OF CLAIM: R. Rinehart, 620 Malvern Hill Drive - property damage - \$78.16.

*****ADDENDUM*****

REPORT OF OFFICERS

REPORT OF BOARD OF PUBLIC WORKS

159. [02834](#) Approving plans and specifications and authorizing the Board of Public Works to advertise and receive bids for Quann Dog Park Fence - 2006, Contract No. 5941. (13th AD)
- A motion was made by Council President Van Rooy, seconded by Ald. Verveer, to Adopt. The motion passed by acclamation.**
- Enactment No: RES-06-00208**

ITEMS INTRODUCED FROM THE COUNCIL FLOOR

RESOLUTIONS

- [02794](#) Creating an Ad Hoc Long Range Metro Transit Planning Committee.
- Additional Referral(s): Economic Development Commission, Board of Estimates*
- A motion was made by Ald. Golden, seconded by Ald. Verveer, to Refer to the TRANSIT AND PARKING COMMISSION. The motion passed by acclamation.**

ORDINANCES

03037

Amending Section 23.05 of the Madison General Ordinances to create definitions of chewing tobacco and tobacco bars, and to permit chewing tobacco in all public places and to prohibit smoking of cigarettes in tobacco bars.

A motion was made by Ald. Verveer, seconded by Ald. Brandon, to Refer to the COMMON COUNCIL ORGANIZATIONAL COMMITTEE. The motion passed by acclamation.

03044

Amending Section 15.02(46) of the Madison General Ordinances by changing the polling location for Ward 46.

Adopt at the 3/7/06 Common Council Meeting.

A motion was made by Ald. King, seconded by Ald. Konkol, to Refer to a future Meeting to Adopt for March 7, 2006. The motion passed by acclamation.

ADJOURNMENT

A motion was made by Council President Van Rooy, seconded by President Pro Tem Rosas, to Adjourn at 6:59 p.m. The motion passed by acclamation.

I certify that the foregoing action of the Common Council was approved by the Mayor on the 23rd of February, 2006.

Ordinances published March 10th, 2006.

SHARON CHRISTENSEN, DEPUTY CITY CLERK