



# City of Madison

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

## Agenda - Approved COMMON COUNCIL

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Tuesday, April 8, 2008

6:30 PM

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

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### SPEAKING GUIDELINES

*If you need an interpreter, translator, materials in alternate formats or other accommodations to access this service, activity or program, please call the phone number below at least three business days prior to the meeting.*

*Si necesita un intérprete, un traductor, materiales en formatos alternativos u otros arreglos para acceder a este servicio, actividad o programa, comuníquese al número de teléfono que figura a continuación tres días hábiles como mínimo antes de la reunión.*

*Yog hais tias koj xav tau ib tug neeg txhais lus, ib tug neeg txhais ntawv, cov ntawv ua lwm hom ntawv los sis lwm cov kev pab kom siv tau cov kev pab, cov kev ua ub no (activity) los sis qhov kev pab cuam, thov hu rau tus xov tooj hauv qab yam tsawg peb hnuv ua hauj lwm ua ntej yuav tuaj sib tham.*

*Если Вам необходима помощь устного или письменного переводчика, а также если Вам требуются материалы в иных форматах либо у Вас имеются особые пожелания в связи с доступом к данной услуге, мероприятию или программе, пожалуйста, позвоните по указанному ниже телефону и сообщите об этом не менее чем за три рабочих дня до соответствующей встречи.*

*Please contact the Office of the Common Council at 266-4071, TTY/Textnet 866-704-2340.*

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

**NOTIFIED ABSENCES: None**

### OPENING REMARKS

**SUSPENSION OF RULES**

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

**HONORING RESOLUTIONS**

1. [09852](#) Proclaiming April 2008 as Child Abuse Prevention Month.  
**Sponsors:** Marsha A. Rummel and Michael E. Verveer  
**Legislative History**  
4/2/08 Council Office RECOMMEND TO COUNCIL TO ADOPT  
UNDER SUSPENSION OF RULES 2.04,  
2.05, 2.24, & 2.25 - MISC. ITEMS
  
2. [09721](#) To declare the week of April 21 through April 25 as ARBOR WEEK 2008.  
**Sponsors:** Michael Schumacher and Joseph R. Clausius  
**Legislative History**  
4/1/08 Parks Division RECOMMEND TO COUNCIL TO ADOPT  
UNDER SUSPENSION OF RULES 2.04,  
2.05, 2.24, & 2.25 - MISC. ITEMS
  
3. [09823](#) Proclaiming April 19, 2008 Earth Day Clean-up Day and endorsing and encouraging citizen participation in the clean-up events at City of Madison Parks.  
**Sponsors:** Joseph R. Clausius and Michael Schumacher  
**Legislative History**  
4/2/08 Parks Division RECOMMEND TO COUNCIL TO ADOPT  
UNDER SUSPENSION OF RULES 2.04,  
2.05, 2.24, & 2.25 - MISC. ITEMS

**EARLY PUBLIC COMMENT****PETITIONS AND COMMUNICATIONS**

*None received by the agenda deadline.*

**SPECIAL ORDER OF BUSINESS AT 6:45 PM****PRESENTATION OF CONSENT AGENDA**

At this time, a consent agenda will be moved with the recommended action listed for each item EXCEPT:

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.

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

### REPORT OF PLAN COMMISSION

4. [08819](#) Creating Section 28.06(2)(a)3338. 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. Proposed Use: Hyatt Place Hotel at Capitol West; 4th Aldermanic District: 333 West Washington Avenue.
- Sponsors:** Common Council By Request
- Legislative History**
- |         |   |   |
|---------|---|---|
| 1/15/08 | Attorney's Office/Approval Group<br>Plan Commission; Public Hearings: Plan Commission 2-11-08; Common Council 2-26-08 | Referred for Introduction   |
| 1/22/08 | COMMON COUNCIL<br>Due back at the 2/26/08 Common Council Meeting.   | Refer For Public Hearing to the PLAN COMMISSION                         |
| 2/11/08 | PLAN COMMISSION<br>Referred pending a recommendation by the Urban Design Commission.                                  | RECOMMEND TO COUNCIL TO REREFER - PUBLIC HEARING to the PLAN COMMISSION |
| 2/26/08 | COMMON COUNCIL  | Rerefer for Recessed Public Hearing to the PLAN COMMISSION              |

NOTE: THE PLAN COMMISSION WILL CONSIDER ID# 08819 AT THEIR 4/7/08 MEETING. RECOMMENDATION WILL MADE FROM THE COUNCIL FLOOR.

## PUBLIC HEARINGS - BEGIN AT 6:45 PM

### REPORT OF ALCOHOL LICENSE REVIEW COMMITTEE

5. [09390](#) Public Hearing - New License  
Pietro's Pizza, Inc. • dba Pietro's Pizza  
1441 Regent St. • Agent: Pietro Pipitone • Estimated Capacity: 18  
Class B Beer, Class C Wine  
Aldermanic District 13(Alder Kerr) • Police Sector 303
- Legislative History**
- |         |   |                           |
|---------|---|---------------------------|
| 2/28/08 | ALCOHOL LICENSE REVIEW COMMITTEE<br>Alcohol License Review Committee, Public Hearing, Common Council Meeting 4/8/2008 | Referred for Introduction |
|---------|---|---------------------------|

3/4/08 COMMON COUNCIL Refer For Public Hearing to the ALCOHOL  
LICENSE REVIEW COMMITTEE  
Due back at the 4/8/08 Common Council Meeting.

3/19/08 ALCOHOL LICENSE RECOMMEND TO COUNCIL TO GRANT -  
REVIEW COMMITTEE PUBLIC HEARING

6. [09393](#)

Public Hearing - New License  
Pietro's Pizza, Inc. • dba Pietro's Pizza  
1026 N Sherman Ave. • Agent: Pietro Pipitone • Estimated Capacity: 50  
Class B Beer, Class C Wine  
Aldermanic District 12 (Alder Rhodes-Conway) • Police Sector 503

Legislative History

2/28/08 ALCOHOL LICENSE Referred for Introduction  
REVIEW COMMITTEE  
Alcohol License Review Committee Public Hearing , Common Council Meeting 4/8/2008

3/4/08 COMMON COUNCIL Refer For Public Hearing to the ALCOHOL  
LICENSE REVIEW COMMITTEE  
Due back at the 4/8/08 Common Council Meeting.

3/19/08 ALCOHOL LICENSE RECOMMEND TO COUNCIL TO GRANT -  
REVIEW COMMITTEE PUBLIC HEARING

7. [09395](#)

Public Hearing - New License  
Pug Mahones, LLC • dba Pug Mahones• 85% alcohol, 15% food  
1304 E Washington Ave. • Agent: Jennifer Kane • Estimated Capacity: 99  
Class B Combination Liquor & Beer  
Aldermanic District 2 (Alder Konkel) • Police Sector 409

Legislative History

2/28/08 ALCOHOL LICENSE Referred for Introduction  
REVIEW COMMITTEE  
Alcohol License Review Committee Public Hearing, Common Council Meeting 4/8/2008

3/4/08 COMMON COUNCIL Refer For Public Hearing to the ALCOHOL  
LICENSE REVIEW COMMITTEE  
Due back at the 4/8/08 Common Council Meeting.

3/19/08 ALCOHOL LICENSE RECOMMEND TO COUNCIL TO GRANT -  
REVIEW COMMITTEE PUBLIC HEARING

8. [09398](#)

Public Hearing - New License  
Celina Chhay • dba Mekong Restaurant • 10% alcohol, 90% food  
600 Williamson St, Ste G • Estimated Capacity: 45  
Class B Beer  
Aldermanic District 6 (Alder Rummel) • Police Sector 408

Legislative History

2/28/08 ALCOHOL LICENSE Referred for Introduction  
REVIEW COMMITTEE  
Alcohol License Review Committee, Common Council Public Hearing 4/8/2008

3/4/08 COMMON COUNCIL Refer For Public Hearing to the ALCOHOL  
LICENSE REVIEW COMMITTEE  
Due back at the 4/8/08 Common Council Meeting.

3/19/08 ALCOHOL LICENSE RECOMMEND TO COUNCIL TO GRANT -  
REVIEW COMMITTEE PUBLIC HEARING  
Approve with condition that applicant meet with neighborhood association at the next  
possible opportunity.

9. [09399](#)

Public Hearing - New License  
Trek Hospitality, LLC • dba Mansion Hill Inn• 1% alcohol, 99% food  
424 N Pinckney St. • Agent: Mark Joslyn • Estimated Capacity: 40  
Class B Combination Liquor & Beer  
Aldermanic District 4 (Alder Verveer) • Police Sector 408 • Density Area

Legislative History

2/28/08 ALCOHOL LICENSE Referred for Introduction  
REVIEW COMMITTEE  
Alcohol License Review Committee Public Hearing, Common Council Meeting 4/8/2008

3/4/08 COMMON COUNCIL Refer For Public Hearing to the ALCOHOL  
LICENSE REVIEW COMMITTEE  
Due back at the 4/8/08 Common Council Meeting.

3/19/08 ALCOHOL LICENSE RECOMMEND TO COUNCIL TO GRANT -  
REVIEW COMMITTEE PUBLIC HEARING

10. [09401](#)

Public Hearing - New License  
GD 3, LLC • dba The Great Dane • 38% alcohol, 60% food, 2% other  
357 Price Pl. • Agent: Theodore Peterson • Capacity: 300  
Wholesale Beer  
Aldermanic District 11(Alder Gruber ) • Police Sector 108

Legislative History

2/28/08 ALCOHOL LICENSE Referred for Introduction  
REVIEW COMMITTEE  
Alcohol License Review Committee Public Hearing, Common Council Meeting 4/8/2008

3/4/08 COMMON COUNCIL Refer For Public Hearing to the ALCOHOL  
LICENSE REVIEW COMMITTEE  
Due back at the 4/8/08 Common Council Meeting.

3/19/08 ALCOHOL LICENSE RECOMMEND TO COUNCIL TO GRANT -  
REVIEW COMMITTEE PUBLIC HEARING

**REPORT OF BOARD OF PUBLIC WORKS**11. [09531](#)

Approving plans, specifications, and schedule of assessments for the  
installation of traffic signals at Tree Lane-Gammon Road intersection. (9th &  
19th AD)

Sponsors: BOARD OF PUBLIC WORKS

Legislative History

3/26/08 BOARD OF PUBLIC WORKS RECOMMEND TO COUNCIL TO ADOPT - PUBLIC HEARING

12. [09543](#) Approving Plans, Specifications, And Schedule Of Assessments For South Few Street and South Baldwin Street Reconstruction Assessment District - 2008. (6th AD)

**Sponsors:** BOARD OF PUBLIC WORKS

**Legislative History**

3/26/08 BOARD OF PUBLIC WORKS RECOMMEND TO COUNCIL TO ADOPT - PUBLIC HEARING

13. [09544](#) Approving Plans, Specifications, And Schedule Of Assessments For Rugby Row, Vista Road and Eton Ridge Reconstruction Assessment District - 2008. (10th AD)

**Sponsors:** BOARD OF PUBLIC WORKS

**Legislative History**

3/26/08 BOARD OF PUBLIC WORKS RECOMMEND TO COUNCIL TO ADOPT - PUBLIC HEARING

**END OF PUBLIC HEARINGS**

**BUSINESS PRESENTED BY THE MAYOR**

14. [09876](#) 2008 State of the City Address.

15. [09545](#) Report of the Mayor submitting citizen committee appointments (introduced 3-18-2008; action 4-8-2008).

**Sponsors:** David J. Cieslewicz

**Legislative History**

3/12/08 Mayor's Office Referred for Introduction  
Common Council Meeting of April 8, 2008.

3/18/08 COMMON COUNCIL Refer to a future Meeting to Confirm to the COMMON COUNCIL  
Confirm at the 4/8/08 Common Council Meeting.

16. [09580](#) Amending the composition of the Room Tax Oversight (TOT) Committee and appointing Thomas Ziarnik to the alternate position.

**Sponsors:** David J. Cieslewicz and Michael Schumacher

**Legislative History**

3/12/08 Mayor's Office RECOMMEND TO COUNCIL TO ADOPT UNDER SUSPENSION OF RULES 2.04, 2.05, 2.24, & 2.25 - MISC. ITEMS

2/3 vote required.

17. [09809](#) Report of the Mayor regarding appointments to the Vending Oversight Committee.  
Legislative History  
 4/1/08 Mayor's Office Referred for Introduction  
 Common Council Meeting 4/22/08
18. [09865](#) Report of the Mayor submitting alder committee appointments.  
Sponsors: David J. Cieslewicz  
Legislative History  
 4/2/08 Mayor's Office RECOMMEND TO COUNCIL TO CONFIRM
19. [09866](#) Report of the Mayor submitting citizen committee appointments (introduced 4-8-2008; action 4-22-2008)  
Sponsors: David J. Cieslewicz  
Legislative History  
 4/2/08 Mayor's Office Referred for Introduction  
 Common Council meeting of April 22, 2008

## REPORTS OF OFFICERS

### REPORT OF ALCOHOL LICENSE REVIEW COMMITTEE

20. [08194](#) Operator License Application  
 Kevin Walsh - Establishment where employed: Wiggle's  
Legislative History  
 12/19/07 ALCOHOL LICENSE REVIEW COMMITTEE Rerefer to the ALCOHOL LICENSE REVIEW COMMITTEE  
 1/16/08 ALCOHOL LICENSE REVIEW COMMITTEE Rerefer to the ALCOHOL LICENSE REVIEW COMMITTEE  
 2/20/08 ALCOHOL LICENSE REVIEW COMMITTEE Refer to the ALCOHOL LICENSE REVIEW COMMITTEE  
 3/19/08 ALCOHOL LICENSE REVIEW COMMITTEE RECOMMEND TO COUNCIL TO PLACE ON FILE WITHOUT PREJUDICE -REPORT OF OFFICER
21. [09257](#) Operator License Application  
 Todd Wagester - Establishment where employed: None.  
Legislative History  
 2/20/08 ALCOHOL LICENSE REVIEW COMMITTEE Refer to the ALCOHOL LICENSE REVIEW COMMITTEE

3/19/08 ALCOHOL LICENSE REVIEW COMMITTEE RECOMMEND TO COUNCIL TO GRANT - REPORT OF OFFICER

22. [09258](#)

Operator License Application

Jamie Lamoreaux - Establishment where employed: Good Times.

Legislative History

2/20/08 ALCOHOL LICENSE REVIEW COMMITTEE Refer to the ALCOHOL LICENSE REVIEW COMMITTEE

3/19/08 ALCOHOL LICENSE REVIEW COMMITTEE RECOMMEND TO COUNCIL TO PLACE ON FILE - REPORT OF OFFICER

23. [09259](#)

Operator License Application

Cedric Jackson - Establishment where employed: Good Times.

Legislative History

2/20/08 ALCOHOL LICENSE REVIEW COMMITTEE RECOMMEND TO COUNCIL TO GRANT - REPORT OF OFFICER

3/4/08 COMMON COUNCIL Rerefer to the ALCOHOL LICENSE REVIEW COMMITTEE

3/19/08 ALCOHOL LICENSE REVIEW COMMITTEE RECOMMEND TO COUNCIL TO GRANT - REPORT OF OFFICER

24. [09260](#)

Change of License Premise

Samba LLC • dba Samba Brazilian Grill • Est. Capacity 339

240 W. Gilman Street • Agent: Jongyeon Lee

Class B Combination Liquor & Beer • 40% Alcohol, 60% food

Aldermanic District 8 (Alder Judge) • Police Sector 403

Request to add outdoor seating area to premise.

Legislative History

2/20/08 ALCOHOL LICENSE REVIEW COMMITTEE Refer to the ALCOHOL LICENSE REVIEW COMMITTEE



- 3/19/08 ALCOHOL LICENSE RECOMMEND TO COUNCIL TO GRANT -  
REVIEW COMMITTEE REPORT OF OFFICER
- With the following conditions:
1. Licensee will train all staff regarding these conditions.
  2. Licensee and all current and future staff will make arrangements to attend Madison Police Department Tavern Training.
  3. Establishment will install and maintain fencing and shrubbery around the patio area sufficient to reduce patio noise and conceal the patio area from neighboring properties. Fencing and shrubbery will not obstruct the view from Gilman Street.
  4. In accordance with Section 38.02 of the Madison General Ordinances, the patio area must meet the definition of a restaurant, as determined separately from the adjoining indoor establishment.
  5. Patio area has a maximum capacity of 42 people at all times.
  6. After 11:00 p.m., no new patrons will be seated in the patio area on Friday and Saturday.  
After 10:00 p.m., no new patrons will be seated in the patio area Sunday thru Thursday.
  7. Upon request, the licensee will meet with neighbors prior to opening of the patio area each year.
  8. There will be no amplified music or amplified noise of any kind in the patio area.
  9. There will be no sales or service of alcohol in the parking lot.
  10. Establishment must notify Wisconsin Lutheran Chapel in writing at least two weeks in advance of any request to change the license premise.

25. [09410](#) Change of Licensed Premise  
Ultramart Foods LLC • Pick'n Save  
6655 McKee Rd. • Agent: Eddie Roberson  
Class A Liquor & Class A Beer  
Aldermanic District 7 (Alder Brandon ) • Police Sector 119  
Request to include entire store in premise.

Legislative History

- 3/19/08 ALCOHOL LICENSE RECOMMEND TO COUNCIL TO GRANT -  
REVIEW COMMITTEE REPORT OF OFFICER

26. [09411](#) Change of Licensed Premise  
Ultra Mart Foods LLC • Copps Food Center  
261 Junction Rd. • Agent: Timothy Smith  
Class A Liquor & Class A Beer  
Aldermanic District 9 (Alder Skidmore ) • Police Sector 128  
Request to include entire store in premise.

Legislative History

- 3/19/08 ALCOHOL LICENSE RECOMMEND TO COUNCIL TO GRANT -  
REVIEW COMMITTEE REPORT OF OFFICER

27. [09412](#) Change of Corporate Control -- 1 new officer  
CEC Entertainment, Inc• Chuck E. Cheese  
438 Grand Canyon Dr.  
Class B Beer & Class C Wine  
Aldermanic District 19(Alder Clear ) • Police Sector 113  
Legislative History  
3/19/08 ALCOHOL LICENSE RECOMMEND TO COUNCIL TO GRANT -  
REVIEW COMMITTEE REPORT OF OFFICER
28. [09432](#) Change of Licensed Premise  
Woodman's Food Market, Inc• Woodman's Food Market, Inc •  
3817 Milwaukee St. • Agent: Daniel N Fredrickson  
Class A Liquor & A Beer • 5 % Alcohol, 95 % food  
Aldermanic District 15 (Alder ) • Police Sector 610  
Request to remodel.  
Legislative History  
3/19/08 ALCOHOL LICENSE RECOMMEND TO COUNCIL TO GRANT -  
REVIEW COMMITTEE REPORT OF OFFICER
29. [09444](#) Change of Corporate Control -- 1 new officer  
Sucre, LLC• Sucre Patisserie and Dessert Lounge• 10% alcohol, 90% food  
20 W Mifflin St. • Agent: Maureen Punky Egan  
Class B Combination Liquor & Beer  
Aldermanic District 4 (Alder Verveer ) • Police Sector 406  
Legislative History  
3/19/08 ALCOHOL LICENSE RECOMMEND TO COUNCIL TO GRANT -  
REVIEW COMMITTEE REPORT OF OFFICER
30. [09469](#) Change of Corporate Control -- 1 new officer  
Cardinal Cafe & Bar, Inc. • Cardinal Cafe & Bar • 100% alcohol, 0% food  
418 E Wilson St. • Agent: Corey L Rogers  
Class B Combination Liquor & Beer  
Aldermanic District 6 (Alder Rummel ) • Police Sector 406  
Legislative History  
3/19/08 ALCOHOL LICENSE RECOMMEND TO COUNCIL TO GRANT -  
REVIEW COMMITTEE REPORT OF OFFICER
31. [09833](#) Alcohol License Review Committee Report of Operator License Applications  
April 2, 2008. See attached report for list of operators.  
Legislative History  
4/1/08 ALCOHOL LICENSE RECOMMEND TO COUNCIL TO GRANT -  
REVIEW COMMITTEE REPORT OF OFFICER

## REPORT OF CITY ATTORNEY

32. [09053](#) Melli, Walker, Pease & Ruhly, S.C., attorney for J. & B. Grell, 4502 Marsh Rd., Madison - excessive assessment - \$4,881.17 plus interest and reduction of the second installment payment to \$3,818.54.
- Legislative History
- |         |                   |   |
|---------|-------------------|---|
| 2/5/08  | COMMON COUNCIL    | Refer to the Attorney's Office                      |
| 3/20/08 | Attorney's Office | RECOMMEND TO COUNCIL TO DENY -<br>REPORT OF OFFICER |
- See attached City Attorney Report
33. [09054](#) Foley & Lardner, LLP attorney for Greentree Glen, LLC, c/o Midwest Affordable Housing Corp., 1560 East Blackthorne Pl., Whitefish Bay, WI - unlawful taxation - \$72,463.27 plus interest.
- Legislative History
- |         |                   |   |
|---------|-------------------|---|
| 2/5/08  | COMMON COUNCIL    | Refer to the Attorney's Office                      |
| 3/20/08 | Attorney's Office | RECOMMEND TO COUNCIL TO DENY -<br>REPORT OF OFFICER |
- See attached City Attorney Report.
34. [09057](#) Whyte Hirschboeck Dudek, S.C., attorney for Presbyterian Student Center Foundation, 439 N. Murray St., Madison - unlawful taxation - \$88,349 plus interest.
- Legislative History
- |        |                   |   |
|--------|-------------------|---|
| 2/5/08 | Attorney's Office | RECOMMEND TO COUNCIL TO DENY -<br>REPORT OF OFFICER |
|--------|-------------------|---|
- See attached City Attorney Report.
- |        |                |                                |
|--------|----------------|--------------------------------|
| 2/5/08 | COMMON COUNCIL | Refer to the Attorney's Office |
|--------|----------------|--------------------------------|
35. [09059](#) Future Madison Wexford, Inc., 7012 Tree Ln., Madison - unlawful taxation - \$68,928.70.
- Legislative History
- |         |                   |   |
|---------|-------------------|---|
| 2/5/08  | COMMON COUNCIL    | Refer to the Attorney's Office                      |
| 3/20/08 | Attorney's Office | RECOMMEND TO COUNCIL TO DENY -<br>REPORT OF OFFICER |
- See attached report of City Attorney
36. [09062](#) Future Madison Eastpointe, Inc., 3041 Webb Ave., Madison - unlawful taxation - \$2,059.95.
- Legislative History
- |        |                |                                |
|--------|----------------|--------------------------------|
| 2/5/08 | COMMON COUNCIL | Refer to the Attorney's Office |
|--------|----------------|--------------------------------|

- 3/20/08 Attorney's Office RECOMMEND TO COUNCIL TO DENY -  
REPORT OF OFFICER  
See attached City Attorney Report
37. [09064](#) Future Madison Eastpointe, Inc., 3033 Webb Ave., Madison - unlawful taxation -  
\$2,059.95.  
**Legislative History**
- 2/5/08 COMMON COUNCIL Refer to the Attorney's Office
- 3/20/08 Attorney's Office RECOMMEND TO COUNCIL TO DENY -  
REPORT OF OFFICER  
See attached City Attorney Report
38. [09065](#) Wisconsin Housing Preservation Corp., 1910 Post Rd., Madison - unlawful  
taxation - \$58,506.38.  
**Legislative History**
- 2/5/08 Attorney's Office RECOMMEND TO COUNCIL TO DENY -  
REPORT OF OFFICER  
See attached City Attorney Report
- 2/5/08 COMMON COUNCIL Refer to the Attorney's Office
39. [09066](#) Future Madison Eastpointe, Inc., 3029 Webb Ave., Madison - unlawful taxation -  
\$2,059.95.  
**Legislative History**
- 2/5/08 COMMON COUNCIL Refer to the Attorney's Office
- 3/20/08 Attorney's Office RECOMMEND TO COUNCIL TO DENY -  
REPORT OF OFFICER  
See attached City Attorney Report.
40. [09069](#) Reinhart, Boerner, Van Deuren, S.C., attorney for Walgreen Co., 2909 E.  
Washington Ave. and 3710 E. Washington Ave., Madison - excessive  
assessment - \$143,208.58 plus interest.  
**Legislative History**
- 2/5/08 COMMON COUNCIL Refer to the Attorney's Office
- 3/20/08 Attorney's Office RECOMMEND TO COUNCIL TO DENY -  
REPORT OF OFFICER  
See attached City Attorney Report

## REPORT OF BOARD OF ESTIMATES

41. [07302](#) Amending the 2008 Parks Division Capital budget to increase the appropriation for tennis court repair and renovation by \$5,432 and to annually accept donations from the adult tennis league teams for that purpose.
- Sponsors:** Michael Schumacher and Joseph R. Clausius
- Legislative History**
- |         |                                      |  |
|---------|--------------------------------------|--|
| 3/12/08 | Parks Division<br>Board of Estimates | Referred for Introduction  |
| 3/18/08 | COMMON COUNCIL                       | Refer to the BOARD OF ESTIMATES  |
| 3/31/08 | BOARD OF ESTIMATES                   | RECOMMEND TO COUNCIL TO ADOPT<br>(15 VOTES REQUIRED) - REPORT OF OFFICER |
42. [08905](#) Approving the selection and purchase of Morning Pride firefighter safety gear from Jefferson Fire & Safety.
- Sponsors:** Paul E. Skidmore and Lauren Cnare
- Legislative History**
- |         |                                       |  |
|---------|---------------------------------------|--|
| 3/11/08 | Fire Department<br>Board of Estimates | Referred for Introduction                            |
| 3/18/08 | COMMON COUNCIL                        | Refer to the BOARD OF ESTIMATES                      |
| 3/31/08 | BOARD OF ESTIMATES                    | RECOMMEND TO COUNCIL TO ADOPT -<br>REPORT OF OFFICER |
43. [09338](#) Approving the transfer of \$25,000 from the Contingent Reserve to the State of Wisconsin for the purpose of studying the future of many of the coal-fired heat and power plants in Madison in partnership with the State of Wisconsin Department of Administration, the University of Wisconsin-Madison, and Dane County.
- Sponsors:** Satya V. Rhodes Conway
- Legislative History**
- |         |   |   |
|---------|---|---|
| 2/26/08 | Mayor's Office<br>Board of Estimates                                    | Referred for Introduction                                 |
| 3/18/08 | COMMON COUNCIL<br>Additional Referral(s): Commission on the Environment | Refer to the BOARD OF ESTIMATES                           |
| 3/18/08 | BOARD OF ESTIMATES  | Refer to the COMMISSION ON THE ENVIRONMENT                |
| 3/31/08 | BOARD OF ESTIMATES  | RECOMMEND TO COUNCIL TO PLACE ON FILE - REPORT OF OFFICER |

44. [09490](#) Amending the 2008 Fleet Service Capital Budget for coverage from the insurance fund for the replacement of a refuse truck destroyed by a fire.
- Sponsors:** David J. Cieslewicz
- Legislative History**
- |         |                                     |  |
|---------|-------------------------------------|--|
| 3/6/08  | Fleet Service<br>Board of Estimates | Referred for Introduction  |
| 3/18/08 | COMMON COUNCIL                      | Refer to the BOARD OF ESTIMATES  |
| 3/31/08 | BOARD OF ESTIMATES                  | RECOMMEND TO COUNCIL TO ADOPT<br>(15 VOTES REQUIRED) - REPORT OF OFFICER |
45. [09529](#) Approving the Fire Department to conduct Reading Rocks fund raising program to purchase rocking chairs from Ayers Furniture for elementary schools with reading corners.
- Sponsors:** Paul E. Skidmore and Lauren Cnare
- Legislative History**
- |         |                                       |  |
|---------|---------------------------------------|--|
| 3/11/08 | Fire Department<br>Board of Estimates | Referred for Introduction                            |
| 3/18/08 | COMMON COUNCIL                        | Refer to the BOARD OF ESTIMATES                      |
| 3/31/08 | BOARD OF ESTIMATES                    | RECOMMEND TO COUNCIL TO ADOPT -<br>REPORT OF OFFICER |
46. [09546](#) Authorizing the Mayor and City Clerk, as the operator of publicly owned transit services (Transit Operator), to enter into an agreement with the Wisconsin Department of Transportation (WisDOT) and the Madison Area Transportation Planning Board [A Metropolitan Planning Organization (MPO)] for continuing transportation planning for the Madison Metropolitan Area.
- Sponsors:** Satya V. Rhodes Conway, Joseph R. Clausius, Robbie Webber and Paul E. Skidmore
- Legislative History**
- |         |   |  |
|---------|---|--|
| 3/11/08 | Department of Planning and<br>Community and Economic<br>Development<br>Board of Estimates | Referred for Introduction                            |
| 3/18/08 | COMMON COUNCIL  | Refer to the BOARD OF ESTIMATES                      |
| 3/31/08 | BOARD OF ESTIMATES  | RECOMMEND TO COUNCIL TO ADOPT -<br>REPORT OF OFFICER |

47. [09547](#) Authorizing the Mayor and City Clerk to enter into an agreement with the Capital Area Regional Planning Commission (CARPC) for the Madison Area Transportation Planning Board (TPB) to provide transportation planning work activities to the CARPC in calendar year 2008 and amending the 2008 adopted operating budget of the Planning Division to recognize additional revenues of \$25,000.
- Sponsors:** Satya V. Rhodes Conway, Joseph R. Clausius, Robbie Webber and Paul E. Skidmore
- Legislative History**
- |         |   |   |
|---------|---|---|
| 3/11/08 | Department of Planning and<br>Community and Economic<br>Development<br>Board of Estimates | Referred for Introduction   |
| 3/18/08 | COMMON COUNCIL  | Refer to the BOARD OF ESTIMATES   |
| 3/31/08 | BOARD OF ESTIMATES  | RECOMMEND TO COUNCIL TO ADOPT<br>(15 VOTES REQUIRED) - REPORT OF<br>OFFICER |
48. [09548](#) Authorizing the Mayor, City Clerk and Chief of Police to accept a Targeting Violent Crimes Justice Assistance Grant from the Department of Justice, Office of Justice Programs, in the amount of \$330,000 and to utilize these funds to develop and manage a violent career criminal intelligence system.
- Sponsors:** David J. Cieslewicz
- Legislative History**
- |         |   |  |
|---------|---|--|
| 3/11/08 | Police Department<br>Board of Estimates | Referred for Introduction                            |
| 3/18/08 | COMMON COUNCIL                          | Refer to the BOARD OF ESTIMATES                      |
| 3/31/08 | BOARD OF ESTIMATES                      | RECOMMEND TO COUNCIL TO ADOPT -<br>REPORT OF OFFICER |
49. [09549](#) Authorizing an exception to the Bassett Neighborhood Small Cap TIF Loan program for the project described herein to exceed 15% of purchase price and/or conversion costs and authorizing the Mayor and City Clerk to execute a loan agreement to fund a \$60,000 Bassett Neighborhood Small Cap TIF Loan to Matthew Sweeney ("Borrower") to purchase and renovate the property located at 306-308 S. Broom Street to convert it from a rental to owner-occupied housing.
- Sponsors:** Michael E. Verveer
- Legislative History**
- |         |  |                                 |
|---------|--|---------------------------------|
| 3/11/08 | Community and Economic<br>Development Unit<br>Board of Estimates | Referred for Introduction       |
| 3/18/08 | COMMON COUNCIL   | Refer to the BOARD OF ESTIMATES |

3/31/08 BOARD OF ESTIMATES RECOMMEND TO COUNCIL TO ADOPT -  
REPORT OF OFFICER

50. [09551](#) Authorizing the Mayor, City Clerk and Chief of Police to accept an award of thermal viewing equipment through the Department of Homeland Security's Commercial Equipment Direct Assistance Program (CEDAP).

**Sponsors:** David J. Cieslewicz

**Legislative History**

3/11/08 Police Department Referred for Introduction  
Board of Estimates

3/18/08 COMMON COUNCIL Refer to the BOARD OF ESTIMATES

3/31/08 BOARD OF ESTIMATES RECOMMEND TO COUNCIL TO ADOPT -  
REPORT OF OFFICER

51. [09565](#) Designating the Wisconsin State Journal as the official newspaper of the City of Madison.

**Sponsors:** David J. Cieslewicz

**Legislative History**

3/12/08 Attorney's Office Referred for Introduction  
Board of Estimates

3/18/08 COMMON COUNCIL Refer to the BOARD OF ESTIMATES

3/31/08 BOARD OF ESTIMATES RECOMMEND TO COUNCIL TO ADOPT -  
REPORT OF OFFICER

52. [09649](#) SUBSTITUTE - To establish the Downtown Hotel Feasibility Study Committee and to designate and confirm its members. Additionally, to amend the 2008 ~~Capital Budget TID25 Wilson Street Corridor~~ Room Tax Fund Operating Budget to purchase services for a Downtown Hotel Feasibility Study.

**Sponsors:** David J. Cieslewicz and Marsha A. Rummel

**Legislative History**

3/18/08 Attorney's Office Referred for Introduction  
Board of Estimates

3/18/08 COMMON COUNCIL Refer to the BOARD OF ESTIMATES

3/31/08 BOARD OF ESTIMATES RECOMMEND TO COUNCIL TO ADOPT  
(15 VOTES REQUIRED) - REPORT OF  
OFFICER

**REPORT OF BOARD OF PARK COMMISSIONERS**



53. [09422](#) To authorize the Mayor and City Clerk to enter into a one (1) year Agreement with the possibility of a one (1) year renewal term between the City of Madison and the Madison Metropolitan School District, Madison School & Community Recreation for the operation of a Pontoon Boat Program for persons with disabilities.

**Sponsors:** Joseph R. Clausius, Brenda K. Konkel and Michael Schumacher

**Legislative History**

3/12/08	BOARD OF PARK COMMISSIONERS	RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER
3/12/08	Parks Division Board of Park Commissioners	Referred for Introduction
3/18/08	COMMON COUNCIL	Refer to the BOARD OF PARK COMMISSIONERS

54. [09428](#) To extend the closing hours at Olbrich Botanical Gardens to 11:30 p.m. on Saturday, June 21, 2008 for the 21st annual Rhapsody in Bloom benefit dinner and dance.

**Sponsors:** Joseph R. Clausius, Michael Schumacher and Marsha A. Rummel

**Legislative History**

3/12/08	BOARD OF PARK COMMISSIONERS	RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER
3/12/08	Parks Division Board of Park Commissioners	Referred for Introduction
3/18/08	COMMON COUNCIL	Refer to the BOARD OF PARK COMMISSIONERS

## REPORT OF BOARD OF PUBLIC WORKS

55. [08864](#) Approving plans and specifications and authorizing the Mayor and City Clerk to execute an agreement with Dane County and the Town of Burke for Portage Road and Hanson Road Resurfacing. (17th AD)

**Sponsors:** BOARD OF PUBLIC WORKS

**Legislative History**

1/23/08	BOARD OF PUBLIC WORKS	Refer to the BOARD OF PUBLIC WORKS
2/20/08	BOARD OF PUBLIC WORKS	Refer to the BOARD OF PUBLIC WORKS
3/26/08	BOARD OF PUBLIC WORKS	RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER

56. [09156](#) Authorizing the Mayor and City Clerk to accept Public Water Main easements located within Lots 1 and 2, The American Center Plat, and to execute the partial release of a Public Water Main Easement located in Lot 2, the American Center Plat.
- Sponsors:** BOARD OF PUBLIC WORKS and PLAN COMMISSION
- Legislative History**
- |         |   |  |
|---------|---|--|
| 2/8/08  | Community and Economic Development Unit<br>Board of Public Works, Plan Commission | Referred for Introduction  |
| 2/26/08 | COMMON COUNCIL  | Refer to the BOARD OF PUBLIC WORKS   |
| 2/26/08 | BOARD OF PUBLIC WORKS   | Refer to the PLAN COMMISSION   |
| 3/10/08 | PLAN COMMISSION   | Return to Lead with the Recommendation for Approval to the BOARD OF PUBLIC WORKS |
| 3/26/08 | BOARD OF PUBLIC WORKS   | RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER                                |
57. [09267](#) Authorizing the Mayor and City Clerk to execute a Subterranean Lease with Pinckney Investment Group, LLC, the owner of property located at 1 South Pinckney Street, to accommodate the existing encroachments of a subterranean parking structure and subterranean office, storage and mechanical spaces into the South Pinckney Street, East Washington Avenue, and South Webster Street public rights-of-way; and authorizing the Mayor and City Clerk to execute a Notice of Termination of Leases pertaining to two existing leases for such subterranean encroachments.
- Sponsors:** Michael E. Verveer
- Legislative History**
- |         |   |  |
|---------|---|--|
| 2/19/08 | Community and Economic Development Unit<br>Board of Public Works, Plan Commission | Referred for Introduction  |
| 2/26/08 | COMMON COUNCIL  | Refer to the BOARD OF PUBLIC WORKS   |
| 2/26/08 | BOARD OF PUBLIC WORKS   | Refer to the PLAN COMMISSION   |
| 3/10/08 | PLAN COMMISSION   | Return to Lead with the Recommendation for Approval to the BOARD OF PUBLIC WORKS |
| 3/26/08 | BOARD OF PUBLIC WORKS   | RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER                                |

58. [09306](#) Accepting a 15-foot wide Public Sanitary Sewer Easement from the Anderson Living Trust, across property located at 5132 Spring Court.
- Sponsors:** Mark Clear
- Legislative History**
- |         |   |  |
|---------|---|--|
| 2/26/08 | Community and Economic Development Unit<br>Board of Public Works, Plan Commission | Referred for Introduction  |
| 3/4/08  | COMMON COUNCIL<br>Additional Referral(s): Plan Commission                         | Refer to the BOARD OF PUBLIC WORKS   |
| 3/4/08  | BOARD OF PUBLIC WORKS   | Refer to the PLAN COMMISSION   |
| 3/10/08 | PLAN COMMISSION   | Return to Lead with the Recommendation for Approval to the BOARD OF PUBLIC WORKS |
| 3/26/08 | BOARD OF PUBLIC WORKS   | RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER                                |
59. [09449](#) Approving temporary construction work with associated noise impacts between the hours of 7:00 PM and 7:00 AM on the Buckeye Road (CTH AB) overpass & approaches over I 39/90. (16th AD)
- Sponsors:** BOARD OF PUBLIC WORKS
- Legislative History**
- |         |                       |   |
|---------|-----------------------|---|
| 3/26/08 | BOARD OF PUBLIC WORKS | RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER |
|---------|-----------------------|---|
60. [09459](#) Awarding Public Works Contract No. 5788, Monroe Street, Little Street, N. Randall Avenue & Randall Court Reconstruction Assessment District - 2008.
- Sponsors:** BOARD OF PUBLIC WORKS
- Legislative History**
- |         |                       |   |
|---------|-----------------------|---|
| 3/26/08 | BOARD OF PUBLIC WORKS | RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER |
|---------|-----------------------|---|
61. [09460](#) Awarding Public Works Contract No. 6094, Kendall Avenue, Chestnut Street, and Walnut Street Reconstruction Assessment District - 2008 and Forest Street (300) Block Drainage Assessment District.
- Sponsors:** BOARD OF PUBLIC WORKS
- Legislative History**
- |         |                       |   |
|---------|-----------------------|---|
| 3/26/08 | BOARD OF PUBLIC WORKS | RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER |
|---------|-----------------------|---|

62. [09461](#) Awarding Public Works Contract No. 6097, Resurfacing 2008 - Asphalt Paving.  
**Sponsors:** BOARD OF PUBLIC WORKS  
**Legislative History**  
3/26/08 BOARD OF PUBLIC WORKS RECOMMEND TO COUNCIL TO ADOPT -  
REPORT OF OFFICER
63. [09467](#) Awarding Public Works Contract No. 6098, Resurfacing 2008 - Utility Casting  
Adjusting and Curb & Gutter Repair - 2008.  
**Sponsors:** BOARD OF PUBLIC WORKS  
**Legislative History**  
3/26/08 BOARD OF PUBLIC WORKS RECOMMEND TO COUNCIL TO ADOPT -  
REPORT OF OFFICER
64. [09468](#) Awarding Public Works Contract No. 6099, Resurfacing 2008 - Grinding and  
Pulverizing.  
**Sponsors:** BOARD OF PUBLIC WORKS  
**Legislative History**  
3/26/08 BOARD OF PUBLIC WORKS RECOMMEND TO COUNCIL TO ADOPT -  
REPORT OF OFFICER
65. [09470](#) Awarding Public Works Contract No. 6100, Annual Construction and  
Reconstruction of Concrete Sidewalk and Incidental Concrete Curb and Gutter  
Work Ordered (Districts 3 & 16) by the Common Council.  
**Sponsors:** BOARD OF PUBLIC WORKS  
**Legislative History**  
3/26/08 BOARD OF PUBLIC WORKS RECOMMEND TO COUNCIL TO ADOPT -  
REPORT OF OFFICER
66. [09471](#) Awarding Public Works Contract No. 6123, East Main Street and North  
Dickinson Street Reconstruction Assessment District - 2008.  
**Sponsors:** BOARD OF PUBLIC WORKS  
**Legislative History**  
3/26/08 BOARD OF PUBLIC WORKS RECOMMEND TO COUNCIL TO ADOPT -  
REPORT OF OFFICER
67. [09472](#) Awarding Public Works Contract No. 6138, Repairing & Sealing Pavement  
Cracks, Local Streets - 2008.  
**Sponsors:** BOARD OF PUBLIC WORKS  
**Legislative History**  
3/26/08 BOARD OF PUBLIC WORKS RECOMMEND TO COUNCIL TO ADOPT -  
REPORT OF OFFICER

68. [09473](#) Awarding Public Works Contract No. 6139, Repairing & Sealing Pavement Cracks, Major Streets - 2008.  
**Sponsors:** BOARD OF PUBLIC WORKS  
**Legislative History**  
3/26/08 BOARD OF PUBLIC WORKS RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER
69. [09474](#) Awarding Public Works Contract No. 6160, Park Paving - 2008.  
**Sponsors:** BOARD OF PUBLIC WORKS  
**Legislative History**  
3/26/08 BOARD OF PUBLIC WORKS RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER
70. [09475](#) Awarding Public Works Contract No. 6183, Tennis Court Reconstruction/Resurfacing - 2008.  
**Sponsors:** BOARD OF PUBLIC WORKS  
**Legislative History**  
3/26/08 BOARD OF PUBLIC WORKS RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER
71. [09477](#) Awarding Public Works Contract No. 6197, CIPP Rehab of Sanitary Sewers - 2008.  
**Sponsors:** BOARD OF PUBLIC WORKS  
**Legislative History**  
3/26/08 BOARD OF PUBLIC WORKS RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER
72. [09478](#) Awarding Public Works Contract No. 6198, 2008-2010 Semi-Permanent (Epoxy) Pavement Markings.  
**Sponsors:** BOARD OF PUBLIC WORKS  
**Legislative History**  
3/26/08 BOARD OF PUBLIC WORKS RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER
73. [09479](#) Awarding Public Works Contract No. 6199, Resurfacing 2008 - Asphalt Base Patching and Base Patch Grinding.  
**Sponsors:** BOARD OF PUBLIC WORKS  
**Legislative History**  
3/26/08 BOARD OF PUBLIC WORKS RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER

74. [09480](#) Awarding Public Works Contract No. 6209, Greentree Landfill PV Installation 2008.  
**Sponsors:** BOARD OF PUBLIC WORKS  
**Legislative History**  
3/26/08 BOARD OF PUBLIC WORKS RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER
75. [09481](#) Awarding Public Works Contract No. 6210, Demetral Landfill PV Installation 2008.  
**Sponsors:** BOARD OF PUBLIC WORKS  
**Legislative History**  
3/26/08 BOARD OF PUBLIC WORKS RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER
76. [09506](#) Assessing Benefits - Coldspring Avenue Reconstruction Assessment District - 2007. (15th AD)  
**Sponsors:** BOARD OF PUBLIC WORKS  
**Legislative History**  
3/26/08 BOARD OF PUBLIC WORKS RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER
77. [09520](#) Declaring the City of Madison's intention to exercise its police powers establishing the South Few Street and South Baldwin Street Reconstruction Assessment District - 2008. (6th AD)  
**Sponsors:** BOARD OF PUBLIC WORKS  
**Legislative History**  
3/26/08 BOARD OF PUBLIC WORKS RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER
78. [09533](#) Authorizing the Mayor and City Clerk to enter into an Amendment No. 1 to the contract between the City of Madison and Strand Associates, Inc. for additional engineering design services for the Gettle Avenue Lift Station Improvements, Contract No. 6075. (19th AD)  
**Sponsors:** BOARD OF PUBLIC WORKS  
**Legislative History**  
3/26/08 BOARD OF PUBLIC WORKS RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER
79. [09552](#) Awarding Public Works Contract No. 6191, Alicia Ashman Library PV Installation 2008.  
**Sponsors:** BOARD OF PUBLIC WORKS  
**Legislative History**

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- |  |         |                       |   |
|--|---------|-----------------------|---|
|  | 3/26/08 | BOARD OF PUBLIC WORKS | RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER |
|--|---------|-----------------------|---|
80. [09553](#) Awarding Public Works Contract No. 6168, Restoration Landscaping 2008.
- Sponsors:** BOARD OF PUBLIC WORKS
- Legislative History**
- |  |         |                       |   |
|--|---------|-----------------------|---|
|  | 3/26/08 | BOARD OF PUBLIC WORKS | RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER |
|--|---------|-----------------------|---|
81. [09554](#) Awarding Public Works Contract No. 6184, Grading and Seeding in Thut, Dominion and Lost Creek Park - 2008.
- Sponsors:** BOARD OF PUBLIC WORKS
- Legislative History**
- |  |         |                       |   |
|--|---------|-----------------------|---|
|  | 3/26/08 | BOARD OF PUBLIC WORKS | RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER |
|--|---------|-----------------------|---|
82. [09555](#) Awarding Public Works Contract No. 6201, Street Tree Installation - 2008.
- Sponsors:** BOARD OF PUBLIC WORKS
- Legislative History**
- |  |         |                       |   |
|--|---------|-----------------------|---|
|  | 3/26/08 | BOARD OF PUBLIC WORKS | RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER |
|--|---------|-----------------------|---|
83. [09560](#) Declaring the City of Madison's intention to exercise its police powers establishing the Eastmorland Park Drainageway Assessment District (Woodman's Food Market). (15th AD)
- Sponsors:** BOARD OF PUBLIC WORKS
- Legislative History**
- |  |         |                       |   |
|--|---------|-----------------------|---|
|  | 3/26/08 | BOARD OF PUBLIC WORKS | RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER |
|--|---------|-----------------------|---|
84. [09561](#) Approving plans and specifications and authorizing the Board of Public Works to advertise and receive bids for CCB Central District Police Remodel - Phase 4, Contract No. 6189. (6th AD)
- Sponsors:** BOARD OF PUBLIC WORKS
- Legislative History**
- |  |         |                       |   |
|--|---------|-----------------------|---|
|  | 3/26/08 | BOARD OF PUBLIC WORKS | RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER |
|--|---------|-----------------------|---|

85. [09562](#) Approving plans and specifications for public improvements necessary for the Subdivision known as Tradesmen Commerce Park and authorizing construction to be undertaken by the Developer, Private Contract No. 2189. (16th AD)
- Sponsors:** BOARD OF PUBLIC WORKS
- Legislative History**
- |         |                       |   |
|---------|-----------------------|---|
| 3/26/08 | BOARD OF PUBLIC WORKS | RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER |
|---------|-----------------------|---|
86. [09564](#) Approving future phase contract for public improvements necessary for the Subdivision known as Midtown Center and authorizing construction to be undertaken by the Developer, Private Contract No. 2170. (1st AD)
- Sponsors:** BOARD OF PUBLIC WORKS
- Legislative History**
- |         |                       |   |
|---------|-----------------------|---|
| 3/26/08 | BOARD OF PUBLIC WORKS | RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER |
|---------|-----------------------|---|
87. [09566](#) Improvements accepted for Building Demolition, 3052 E. Washington Avenue, Contract No. 5952. (17th AD)
- Sponsors:** BOARD OF PUBLIC WORKS
- Legislative History**
- |         |                       |   |
|---------|-----------------------|---|
| 3/26/08 | BOARD OF PUBLIC WORKS | RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER |
|---------|-----------------------|---|
88. [09591](#) Improvements accepted for Water Main by Private Contract to serve: East Towne Mall Sewer/Water Relocation (Barnes & Noble) Contract #1940 (17th AD).
- Sponsors:** BOARD OF PUBLIC WORKS
- Legislative History**
- |         |                       |   |
|---------|-----------------------|---|
| 3/26/08 | BOARD OF PUBLIC WORKS | RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER |
|---------|-----------------------|---|
89. [09602](#) Approving plans and specifications and authorizing the Board of Public Works to advertise and receive bids for Starkweather Creek BMPs - 2008, Contract No. 6174. (6th & 15th ADs)
- Sponsors:** BOARD OF PUBLIC WORKS
- Legislative History**
- |         |                       |   |
|---------|-----------------------|---|
| 3/26/08 | BOARD OF PUBLIC WORKS | RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER |
|---------|-----------------------|---|



90. [09603](#) Approving plans and specifications and authorizing the Board of Public Works to advertise and receive bids for Chip Sealing 2008 - East, Contract No. 6119. (17th AD)
- Sponsors:** BOARD OF PUBLIC WORKS
- Legislative History**
- |         |                       |   |
|---------|-----------------------|---|
| 3/26/08 | BOARD OF PUBLIC WORKS | RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER |
|---------|-----------------------|---|
91. [09604](#) Approving plans and specifications and authorizing the Board of Public Works to advertise and receive bids for Chip Sealing 2008 - West, Contract No. 6120. (9th & 19th ADs)
- Sponsors:** BOARD OF PUBLIC WORKS
- Legislative History**
- |         |                       |   |
|---------|-----------------------|---|
| 3/26/08 | BOARD OF PUBLIC WORKS | RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER |
|---------|-----------------------|---|
92. [09606](#) Declaring the City of Madison's intention to exercise its police powers establishing the Northeast Neighborhood Sewer Interceptor Extension - 2008. (3rd AD)
- Sponsors:** BOARD OF PUBLIC WORKS
- Legislative History**
- |         |                       |   |
|---------|-----------------------|---|
| 3/26/08 | BOARD OF PUBLIC WORKS | RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER |
|---------|-----------------------|---|
93. [09611](#) Approving plans and specifications and authorizing the Board of Public Works to advertise and receive bids for Sayle Street Warehouse Building - Phase 1 Creek Restoration, Contract No. 6188. (4th AD)
- Sponsors:** BOARD OF PUBLIC WORKS
- Legislative History**
- |         |                       |   |
|---------|-----------------------|---|
| 3/26/08 | BOARD OF PUBLIC WORKS | RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER |
|---------|-----------------------|---|
94. [09612](#) Approving plans and specifications and authorizing the Board of Public Works to advertise and receive bids for Fire Station No. 12. (9th AD)
- Sponsors:** BOARD OF PUBLIC WORKS
- Legislative History**
- |         |                       |   |
|---------|-----------------------|---|
| 3/26/08 | BOARD OF PUBLIC WORKS | RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER |
|---------|-----------------------|---|

95. [09613](#) Authorizing the Mayor and City Clerk to enter into agreements with the Wisconsin Department of Transportation for the design and construction of STH 113 and approving the plan for resurfacing STH 113 (First St to Knutson Dr). (12th, 15th & 18th ADs)
- Sponsors:** BOARD OF PUBLIC WORKS
- Legislative History**
- |         |                       |   |
|---------|-----------------------|---|
| 3/26/08 | BOARD OF PUBLIC WORKS | RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER |
|---------|-----------------------|---|
96. [09615](#) Improvements accepted for Transit Garage Vertical Lifting Door including Installation, Contract No. 6091. (6th AD)
- Sponsors:** BOARD OF PUBLIC WORKS
- Legislative History**
- |         |                       |   |
|---------|-----------------------|---|
| 3/26/08 | BOARD OF PUBLIC WORKS | RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER |
|---------|-----------------------|---|

#### REPORT OF CITY CLERK

97. [09724](#) Secondhand Dealer License  
Nebraska Book Company dba Madison Textbooks  
1806 Wright Street
- Legislative History**
- |         |                |   |
|---------|----------------|---|
| 3/25/08 | Clerk's Office | RECOMMEND TO COUNCIL TO GRANT - REPORT OF OFFICER |
|---------|----------------|---|

## REPORT OF HOUSING COMMITTEE

98. [07615](#) SECOND SUBSTITUTE - Amending Sections 32.07(5), (7), (9) and (14) of the Madison General Ordinances to require landlords to obtain, maintain, and provide or make available, upon request, photographic evidence of damage, waste or neglect being charged against a tenant's security deposit.

**Sponsors:** Eli Judge

**Legislative History**

9/25/07	Attorney's Office/Approval Group	Approved As To Form
9/25/07	Attorney's Office	Fiscal Note Required / Approval to the Comptroller's Office/Approval Group
9/26/07	Comptroller's Office/Approval Group <i>Bohrod</i>	Approved Fiscal Note By The Comptroller's Office to the Attorney's Office
9/26/07	Attorney's Office <i>Housing Committee</i>	Referred for Introduction
10/2/07	COMMON COUNCIL	Refer to the HOUSING COMMITTEE
11/2/07	HOUSING COMMITTEE	Refer to the LANDLORD AND TENANT ISSUES SUBCOMMITTEE
12/20/07	LANDLORD AND TENANT ISSUES SUBCOMMITTEE	Return to Lead with the Following Recommendation(s) to the HOUSING COMMITTEE

The Landlord & Tenant Issues Subcommittee voted to return Ordinance 07615 to the Housing Committee with the recommendation for approval, with the following amendment:

Insert language in the Ordinance on it being subject to photographic evidence as some items cannot be photographed (i.e. smells).

3/5/08 HOUSING COMMITTEE RECOMMEND TO COUNCIL WITH THE FOLLOWING RECOMMENDATIONS - REPORT OF OFFICER

A motion was made by Judge, seconded by Ejercito, to amend the Ordinance, Section 32.07(14), to say a landlord may withhold from a tenant's security deposit (and he thinks this is already in it). However, at the end it would say, the failure of a landlord to take, provide to the tenant, or obtain a photograph documenting a specific claim of damage, waste or neglect, that was able to be photographed only precludes the landlord from withholding from the tenant's security deposit for the specific claim in question and does not otherwise affect the landlord's ability to recover for such damage, waste or neglect.

The amendment to the motion passed by the following vote:

Yes - Brink, Day, Ejercito, Judge, Konkel, LeTourneau, Porterfield, Rutten, Sparer, Wilcox

No - Villacrez

Abstain - Hirsch

Absent - Hassel & Mandeville

Excused - Munson

LeTourneau thinks paragraph 7(b) should be amended, where it says in the underlined section, "...and a notice that the tenant will be provided a copy of the photograph documenting any damage, waste or neglect of the premises being charged to the tenant if requested..." She thinks it should be in writing. She thinks the tenant should request a copy of the photographs in writing, within 30 days.

A motion was made by Letourneau, seconded by Sparer, to change the wording to, "if requested in a written report". The motion passed by voice vote/other, with Hirsch abstaining.

A motion was made by Sparer, seconded by Judge, to add in Section 4, which amends Subsection 14 of the Ordinance, in the parenthesis where it discusses exceptions to the requirement. Sparer would add, "...and if the tenant accepts in writing responsibility for an item of damage, no photograph is required as to that item." Judge clarified that it be in writing and Sparer indicated that he said in writing.

The motion passed by voice vote/other, with Hirsch abstaining.

## REPORT OF PED BIKE MOTOR VEHICLE COMMISSION

99. [08798](#) Adopting the Platinum Biking City Planning Committee's report, "Making Madison the Best Place in the Country to Bicycle," and recommendations contained therein.

**Sponsors:** Mark Clear, Robbie Webber, Brian L. Solomon, Satya V. Rhodes Conway, David J. Cieslewicz, Judy Compton, Larry Palm, Michael Schumacher and Joseph R. Clausius

**Legislative History**

1/14/08 Traffic Engineering Division Referred for Introduction  
Pedestrian/Bicycle/Motor Vehicle Commission, Board of Estimates, Board of Public Works, Long Range Transportation Planning Commission, Board of Park Commissioners, Plan Commission, Transit and Parking Commission, Public Safety Review Board, Board of Health for Madison and Dane County

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1/22/08	COMMON COUNCIL	Refer to the PEDESTRIAN/BICYCLE/MOTOR VEHICLE COMMISSION
	Additional Referral(s): Board of Estimates, Board of Public Works, Long Range Transportation Planning Commission, Board of Park Commissioners, Plan Commission, Transit and Parking Commission, Public Safety Review Board, Board of Health for Madison and Dane County	
1/22/08	PEDESTRIAN/BICYCLE/MOTOR VEHICLE COMMISSION	Refer to the BOARD OF ESTIMATES
1/22/08	PEDESTRIAN/BICYCLE/MOTOR VEHICLE COMMISSION	Refer to the BOARD OF PUBLIC WORKS
1/22/08	PEDESTRIAN/BICYCLE/MOTOR VEHICLE COMMISSION	Refer to the LONG RANGE TRANSPORTATION PLANNING COMMISSION
1/22/08	PEDESTRIAN/BICYCLE/MOTOR VEHICLE COMMISSION	Refer to the BOARD OF PARK COMMISSIONERS
1/22/08	PEDESTRIAN/BICYCLE/MOTOR VEHICLE COMMISSION	Refer to the PLAN COMMISSION
1/22/08	PEDESTRIAN/BICYCLE/MOTOR VEHICLE COMMISSION	Refer to the TRANSIT AND PARKING COMMISSION
1/22/08	PEDESTRIAN/BICYCLE/MOTOR VEHICLE COMMISSION	Refer to the BOARD OF HEALTH FOR MADISON AND DANE COUNTY
1/22/08	PEDESTRIAN/BICYCLE/MOTOR VEHICLE COMMISSION	Refer to the PUBLIC SAFETY REVIEW BOARD
1/28/08	BOARD OF ESTIMATES	Return to Lead with the Recommendation for Approval to the PEDESTRIAN/BICYCLE/MOTOR VEHICLE COMMISSION

2/12/08	TRANSIT AND PARKING COMMISSION	Return to Lead with the Following Recommendation(s) to the PEDESTRIAN/BICYCLE/MOTOR VEHICLE COMMISSION
	The Transit and Parking Commission recommended Adoption of the resolution and the report with the following recommendations:	
	<ol style="list-style-type: none"> <li>1) To add the Parking Utility to the list of responsible parties with regard to public parking needs, esp. bike racks in ramps. (See Report pages 33-35)</li> <li>2) To consider putting a bike station at the new Gov East ramp; located near several big employers and slated for replacement anyway, a bike station should be part of the study and discussion for replacing that ramp. (See Report page 33)</li> <li>3) To ask Metro to provide bike lockers at Transfer Points; a logical location for people to go to for a large number of buses, more people would use these facilities if they knew there was a more secure place to keep their bikes during the day. (See Report page 37)</li> <li>4) To ask Metro to train drivers on interacting with bicyclists. (See Report page 51)</li> </ol>	
2/21/08	LONG RANGE TRANSPORTATION PLANNING COMMISSION	Return to Lead with the Recommendation for Approval to the PEDESTRIAN/BICYCLE/MOTOR VEHICLE COMMISSION
	The Commission voted unanimously to recommend adoption of Resolution ID 08798, on the motion submitted by Mike Rewey/Ald. Satya Rhodes-Conway. Chair Mark Shahan asked that the Commission's comments be forwarded to PBMVC for their consideration.	
3/5/08	BOARD OF PUBLIC WORKS	Return to Lead with the Recommendation for Approval to the PEDESTRIAN/BICYCLE/MOTOR VEHICLE COMMISSION
3/10/08	PLAN COMMISSION	Return to Lead with the Recommendation for Approval to the PEDESTRIAN/BICYCLE/MOTOR VEHICLE COMMISSION
3/11/08	PUBLIC SAFETY REVIEW BOARD	Return to Lead with the Recommendation for Approval to the PEDESTRIAN/BICYCLE/MOTOR VEHICLE COMMISSION
3/12/08	BOARD OF PARK COMMISSIONERS	Return to Lead with the Recommendation for Approval to the TRANSIT AND PARKING COMMISSION
3/20/08	BOARD OF HEALTH FOR MADISON AND DANE COUNTY	Return to Lead with the Recommendation for Approval to the PEDESTRIAN/BICYCLE/MOTOR VEHICLE COMMISSION

3/25/08 PEDESTRIAN/BICYCLE/MOTOR VEHICLE COMMISSION RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER

Motion by Compton/Skidmore to recommend adoption of the report with the recommendation that oversight of the report be the responsibility of the PBMVC, with a further recommendation that the Mayor look into providing a committee with the purpose of report oversight, said committee to report to the PBMVC.

Ross recommended that the motion be separated out; have one motion recommending adoption of the report and then a second motion recommending the creation of an oversight committee. He felt this would be much "cleaner" in reporting back to the Common Council.

Friendly amendment by Crandall to separate out the two parts of the motion, accepted by Compton and Skidmore.

Strawser referenced the memo from Ald. Webber that was distributed at the meeting. He felt some of Webber's written comments had merit but he did not have time to thoroughly review them. Ross indicated the Commission could take a few minutes to review Webber's memo, but Compton and Skidmore suggested adopting the report as proposed, noting that Webber can add her comments from the Council floor.

Ross pointed out that the TPC had recommended four changes as outlined in the History section of the legislative file, and it was up to the PBMVC as lead whether to incorporate them into the report. PBMVC members did not discuss the TPC's recommendations.

Motion to adopt the Report carried unanimously.

Motion by Compton/Conroy that oversight for implementation of the Report recommendations be with the PBMVC, with a recommendation to the Mayor that a committee (ad hoc, subcommittee or other) be formed from the current Platinum Biking Committee to oversee the report and report back to the PBMVC.

Members asked staff to check with the City Attorney whether this should be an ad hoc committee or a subcommittee. Strawser felt that the PBMVC or a subcommittee of the PBMVC should oversee the long-term management of the report. Skidmore clarified that the PBMVC would be the lead agency, however, the Mayor could appoint a subcommittee to report to the PBMVC with technical information. The PBMVC would have the final say, but the new committee would make recommendations as to what is appropriate.

Motion carried unanimously.

100. [09271](#) Creating Section 12.541(60) entitled "Controlled Intersections" of the Madison General Ordinances.

**Sponsors:** Marsha A. Rummel

**Legislative History**

2/19/08	Attorney's Office/Approval Group Pedestrian/Bicycle/Motor Vehicle Commission	Referred for Introduction
2/26/08	COMMON COUNCIL	Refer to the PEDESTRIAN/BICYCLE/MOTOR VEHICLE COMMISSION
3/25/08	PEDESTRIAN/BICYCLE/MOTOR VEHICLE COMMISSION	RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER

## REPORT OF PLAN COMMISSION

101. [07651](#) Amending Sections 31.05(2)(b) and 31.11 of the Madison General Ordinances to remove the prohibition on relocating or replacing advertising street graphics.
- Sponsors:** Jed Sanborn and Thuy Pham-Remmele
- Legislative History**
- |          |  |   |
|----------|--|---|
| 10/2/07  | Attorney's Office/Approval Group   | Approved As To Form   |
| 10/2/07  | Attorney's Office  | Fiscal Note Required / Approval to the Comptroller's Office/Approval Group  |
| 10/2/07  | Comptroller's Office/Approval Group<br><i>Bohrod</i>   | Fiscal Note Pending to the Attorney's Office  |
| 10/2/07  | Attorney's Office<br><i>Plan Commission, Urban Design Commission, Economic Development Commission. Public Hearings November 7 UDC, November 19 PC, December 4 CC</i> | Referred for Introduction   |
| 10/16/07 | COMMON COUNCIL   | Refer For Public Hearing to the PLAN COMMISSION<br>Additional Referral(s): Urban Design Commission, Economic Development Commission, Downtown Coordinating Committee. Due back at the 12/4/07 Common Council Meeting.   |
| 10/16/07 | PLAN COMMISSION  | Refer For Public Hearing to the URBAN DESIGN COMMISSION<br>Due back at the 12/4/07 Common Council Meeting.  |
| 10/16/07 | PLAN COMMISSION  | Refer to the ECONOMIC DEVELOPMENT COMMISSION<br>Due back at the 12/4/07 Common Council Meeting.   |
| 10/16/07 | PLAN COMMISSION  | Refer to the DOWNTOWN COORDINATING COMMITTEE<br>Due back at the 12/4/07 Common Council Meeting.   |
| 11/1/07  | URBAN DESIGN COMMISSION  | Refer to the URBAN DESIGN COMMISSION<br>The motion requested that information be made available as part of the consideration at the special meeting by the Commission detailing the following:  |
|          |  | <ul style="list-style-type: none"> <li>· Location of existing billboards.</li> <li>· Numbers of billboards relocated since 1987 and what reasons (especially redevelopment).</li> <li>· A map where billboards are located versus potential locations within the expansion areas (Urban Design Districts and annexed lands).</li> <li>· The billboard companies were requested to provide locations in both the City and adjoining communities.</li> <li>· Ald. Sanborn noted support to maintaining the prohibition of billboards on the Isthmus (the existing no advertising area) and consideration in other sensitive areas.</li> </ul> |
| 12/4/07  | COMMON COUNCIL   | Rerefer for Recessed Public Hearing to the PLAN COMMISSION<br>Additional Referral(s): Urban Design Commission, Downtown Coordinating Committee  |



12/5/07

ECONOMIC  
DEVELOPMENT  
COMMISSIONReturn to Lead with the Following  
Recommendation(s) to the PLAN  
COMMISSION

Kitty Noonan, ACA, gave a brief history of the street graphic ordinance. The proposed ordinance would do two things:

1. Eliminate the ban on relocating billboards, allowing them to be moved.
2. Make annexed lands and urban design districts available for locating billboards.

Matt Tucker, Zoning Administrator, presented two maps of where billboards are currently allowed to relocate and new areas where the proposed ordinance would allow them to relocate.

The following people registered and spoke in support of amending the ordinance: Jason Saari representing Adams Outdoor advertising, Scott Petlewski representing Adams Outdoor Advertising, Tony Hickory representing Lamar Advertising, Kathi Kilgore representing Adams Outdoor Advertising, Chris Engensberger representing Adams Outdoor Advertising and Alder Jed Sanborn representing District 1. Their comments covered these areas:

- Billboards currently may not be in the best places to advertise but they can not move the existing billboards
- Existing billboards may be holding back development or redevelopment especially at Union Corners, Villager Mall and Regent Street. The ordinance would allow them to negotiate to move billboards in long-term leases that are in the way of development.
- New billboards would use recycled materials and be more esthetically pleasing while emitting less light pollution.
- The billboard industry feels they are being phased out; billboard industry employees give back to the community.

It was recognized that even if all of the billboards were eliminated, the City still has a substantial amount of signage. Will removing all of the billboards really have an impact on the landscape?

Question to the speakers from the EDC:

Is there any data on how billboard advertising contributes to business growth?

Answer from the speakers: No firms will talk about their return on investments. Billboards add awareness about businesses.

Question: Will this ordinance mediate future litigations between the sign companies and the City?

Answer: According to Ms. Noonan, it would not change the potential for future litigation. According to other speakers present it would reduce the likelihood of future litigation.

Question: Does Adams Outdoor Advertising want this ordinance to change the appearance of the billboards?

Answer: This ordinance states that billboards can't be enlarged.

Question: Does the Urban Design Commission or Plan Commission have written reports?

Answer: These commissions have not met to discuss this topic yet.

The EDC discussed the possibility of referring this back to their January meeting to get the Plan Commission and the Urban Design Commission comments on the proposed ordinance. Staff said there will not be enough time for the EDC to get a second look at this before it goes on to the Common Council agenda.

**Vicky Selkove made a motion that the EDC refer discussion on this ordinance to the January meeting. This motion failed due to lack of second.**

Question: This is a fundamental change that this ordinance is increasing areas of the City where billboard placement could occur. Why did new districts/areas get suggested for adding billboards?

Answer: Urban Design Districts are expanding and the sign companies want to take advantage of the expanding areas of the City. The City is expanding, as such; newly

annexed lands should be allowed to have billboards.

There was further discussion that this motion is consistent in the EDC's role to support economic development, and not to judge urban design. This motion supports objectives of allowing development or redevelopment to occur while not giving specific design recommendations.

12/12/07	URBAN DESIGN COMMISSION	Return to Lead with the Recommendation to Place on File to the PLAN COMMISSION
	The Commission noted the following:	
	<ul style="list-style-type: none"> <li>· Billboards detract from aesthetics of the City. Don't see reason to allow to change.</li> <li>· The opportunity is there for developers and outdoor advertising companies to agree to the removal of signs.</li> <li>· Allowance provides for placement in areas where not allowed. No notification process to involve neighbors or neighborhoods.</li> <li>· Compromises have already been made with original ordinance, therefore no need to provide for any additional.</li> <li>· Unfair to allow placement of billboards in other areas of City where people understood their non-allowance.</li> <li>· The ordinance amendment benefits a small group of people at a detriment to a large group of people.</li> <li>· The existing ordinance is what was wanted and what should be kept.</li> <li>· Industry needs to bring a lot more to the table to consider ordinance amendment.</li> <li>· The amendment provides for billboard surprise. New billboards in neighborhoods outside of a neighborhood process.</li> </ul>	
12/17/07	PLAN COMMISSION	RECOMMEND TO COUNCIL WITH THE FOLLOWING RECOMMENDATIONS - REPORT OF OFFICER
	The Plan Commission referred this matter until all referral bodies have acted on this ordinance.	
3/20/08	DOWNTOWN COORDINATING COMMITTEE	Return to Lead with the Recommendation to Place on File without Prejudice to the PLAN COMMISSION
3/24/08	PLAN COMMISSION	RECOMMEND TO COUNCIL TO PLACE ON FILE WITHOUT PREJUDICE -REPORT OF OFFICER

102. [09558](#)

Authorizing the Mayor and City Clerk to execute a lease with Robert Weichmann for approximately 37 acres of City-owned land within Interstate Commerce Park, located north of Hoepker Road and west of Interstate 90-94.

**Sponsors:** Joseph R. Clausius

**Legislative History**

3/11/08	Community and Economic Development Unit Plan Commission	Referred for Introduction
3/18/08	COMMON COUNCIL	Refer to the PLAN COMMISSION

3/24/08 PLAN COMMISSION RECOMMEND TO COUNCIL TO ADOPT -  
REPORT OF OFFICER

### REPORT OF DEPARTMENT OF PLANNING AND COMMUNITY AND ECONOMIC DEVELOPMENT

103. [09799](#) Approving a Certified Survey Map of property owned by the Board of Regents of the University of Wisconsin System at 1301 University Avenue. 8th Ald. Dist.
- Sponsors:** Common Council By Request
- Legislative History**
- |        |   |  |
|--------|---|--|
| 4/1/08 | Department of Planning and Community and Economic Development | RECOMMEND TO COUNCIL TO ADOPT UNDER SUSPENSION OF RULES 2.04, 2.05, 2.24, & 2.25 - REPORT OF OFFICER |
|--------|---|--|
104. [09800](#) Re-approving the final plat of "Midtown Center" located at 8102 Mid Town Road. 1st Ald. Dist.
- Sponsors:** Common Council By Request
- Legislative History**
- |        |   |  |
|--------|---|--|
| 4/1/08 | Department of Planning and Community and Economic Development | RECOMMEND TO COUNCIL TO ADOPT UNDER SUSPENSION OF RULES 2.04, 2.05, 2.24, & 2.25 - REPORT OF OFFICER |
|--------|---|--|

### REPORT OF PUBLIC SAFETY REVIEW BOARD

105. [04272](#) THIRD SUBSTITUTE - Creating Section 12.792 entitled "Neighborhood Electric Vehicles Allowed" to permit and regulate the operation of such vehicles on Madison streets and amending Section 1.08(3)(a) of the Madison General Ordinances to establish a bail deposit amount for violations of the section.
- Sponsors:** Mark Clear, Brian L. Solomon, Julia S. Kerr, Paul E. Skidmore and Judy Compton
- Legislative History**
- |        |   |  |
|--------|---|--|
| 8/1/06 | Attorney's Office/Approval Group  | Approved As To Form  |
| 8/1/06 | Attorney's Office   | Fiscal Note Required / Approval to the Comptroller's Office/Approval Group |
| 8/1/06 | COMMON COUNCIL  | Refer to the PUBLIC SAFETY REVIEW BOARD                                    |
|        | <i>Additional Referral(s): Pedestrian-Motor-Vehicle Commission, Municipal Judge</i> |  |
| 8/1/06 | PUBLIC SAFETY REVIEW BOARD  | Refer to the PEDESTRIAN/BICYCLE/MOTOR VEHICLE COMMISSION                   |
| 8/2/06 | Comptroller's Office/Approval Group<br><i>Bohrod</i>                                | Fiscal Note Pending to the Attorney's Office                               |

8/2/06	Attorney's Office <i>Public Safety Review Board; Pedestrian/Bicycle/Motor Vehicle Commission/Municipal Judge (for review of bail deposit amounts)</i>	Referred for Introduction
8/3/06	PUBLIC SAFETY REVIEW BOARD <i>fiscal note should be approved on substitute &amp; returned to PSRB</i>	Fiscal Note Required / Approval to the Comptroller's Office/Approval Group
9/26/06	PEDESTRIAN/BICYCLE/MOTOR VEHICLE COMMISSION	Refer to the PEDESTRIAN/BICYCLE/MOTOR VEHICLE COMMISSION
2/26/07	Attorney's Office/Approval Group <i>Substitute.</i>	Approved As To Form
3/21/07	PEDESTRIAN/BICYCLE/MOTOR VEHICLE COMMISSION	Return to Lead with the Following Recommendation(s) to the PUBLIC SAFETY REVIEW BOARD
4/30/07	Comptroller's Office/Approval Group  <i>Bohrod</i>	Approved Fiscal Note By The Comptroller's Office (SUBSTITUTES) to the PUBLIC SAFETY REVIEW BOARD
6/12/07	PUBLIC SAFETY REVIEW BOARD  <i>Allow these vehicles on 25mph streets only.</i>	RECOMMEND TO COUNCIL WITH THE FOLLOWING RECOMMENDATIONS - REPORT OF OFFICER
6/19/07	COMMON COUNCIL  <i>Additional Referral(s): Pedestrian/Bicycle/Motor Vehicle Commission 1 Registrant(s) in support wishing to speak.</i>	Rerefer to the PUBLIC SAFETY REVIEW BOARD
6/19/07	PUBLIC SAFETY REVIEW BOARD	Refer to the PEDESTRIAN/BICYCLE/MOTOR VEHICLE COMMISSION
7/3/07	Attorney's Office/Approval Group	Approved As To Form
7/3/07	Attorney's Office  <i>2nd Substitute.</i>	Fiscal Note Required / Approval to the Comptroller's Office/Approval Group
7/3/07	Comptroller's Office/Approval Group  <i>Simon</i>	Approved Fiscal Note By The Comptroller's Office (SUBSTITUTES) to the PUBLIC SAFETY REVIEW BOARD
7/10/07	PUBLIC SAFETY REVIEW BOARD	Rerefer to the PUBLIC SAFETY REVIEW BOARD
7/24/07	PEDESTRIAN/BICYCLE/MOTOR VEHICLE COMMISSION	Refer to the PEDESTRIAN/BICYCLE/MOTOR VEHICLE COMMISSION
8/14/07	PUBLIC SAFETY REVIEW BOARD	Refer to the PUBLIC SAFETY REVIEW BOARD
9/17/07	PUBLIC SAFETY REVIEW BOARD	Rerefer to the PUBLIC SAFETY REVIEW BOARD
10/11/07	PUBLIC SAFETY REVIEW BOARD	Rerefer to the PUBLIC SAFETY REVIEW BOARD

11/19/07	PUBLIC SAFETY REVIEW BOARD	Refer to the PUBLIC SAFETY REVIEW BOARD
1/8/08	PUBLIC SAFETY REVIEW BOARD	Rerefer to the PUBLIC SAFETY REVIEW BOARD
3/11/08	PUBLIC SAFETY REVIEW BOARD	RECOMMEND TO COUNCIL WITH THE FOLLOWING RECOMMENDATIONS - REPORT OF OFFICER

**REPORT OF RISK MANAGER**

106. [05911](#) George H. Senteny, Hupy and Abraham, S.C., attorney for A. Bazey, 211 Nautilus Dr., # 3, Madison - personal injury and damages - \$150,000.00.
- Legislative History
- |         |                |  |
|---------|----------------|--|
| 3/20/07 | COMMON COUNCIL | Refer to the Risk Manager                            |
| 4/2/08  | Risk Manager   | RECOMMEND TO COUNCIL TO DISALLOW - REPORT OF OFFICER |
107. [08800](#) W. Weeden, 3030 Maple Grove Dr., Madison - property damage - \$55.00.
- Legislative History
- |         |                |  |
|---------|----------------|--|
| 1/22/08 | COMMON COUNCIL | Refer to the Risk Manager                            |
| 4/2/08  | Risk Manager   | RECOMMEND TO COUNCIL TO DISALLOW - REPORT OF OFFICER |
108. [08811](#) S. Mills, 2430 Fox Ave., Madison - vehicle damage - \$323.68.
- Legislative History
- |         |                |  |
|---------|----------------|--|
| 1/22/08 | COMMON COUNCIL | Refer to the Risk Manager                            |
| 4/2/08  | Risk Manager   | RECOMMEND TO COUNCIL TO DISALLOW - REPORT OF OFFICER |
109. [08961](#) S. Bengtson, 661 Mendota Ct., Apt. 904E, Madison - vehicle damage - \$70.00.
- Legislative History
- |        |                |  |
|--------|----------------|--|
| 2/5/08 | COMMON COUNCIL | Refer to the Risk Manager                            |
| 4/2/08 | Risk Manager   | RECOMMEND TO COUNCIL TO DISALLOW - REPORT OF OFFICER |
110. [08963](#) G. Einum, 17 Weeping Birch Cir., Madison - vehicle damage - \$241.83.
- Legislative History

- |      |                       |   |   |
|------|-----------------------|---|---|
|      | 2/5/08                | COMMON COUNCIL  | Refer to the Risk Manager                               |
|      | 4/2/08                | Risk Manager  | RECOMMEND TO COUNCIL TO DISALLOW<br>- REPORT OF OFFICER |
| 111. | <a href="#">09037</a> | T. August for K. NeSmith, 8958 N. Port Washington Rd., Milwaukee - personal injury - \$1,216.00.                              |   |
|      |                       | <u>Legislative History</u>  |   |
|      | 2/5/08                | COMMON COUNCIL  | Refer to the Risk Manager                               |
|      | 4/2/08                | Risk Manager  | RECOMMEND TO COUNCIL TO DISALLOW<br>- REPORT OF OFFICER |
| 112. | <a href="#">09042</a> | M. and S. Nicholson, 806 West Shore Dr., Madison - personal injury, loss of consortium, trespass and nuisance - \$300,000.00. |   |
|      |                       | <u>Legislative History</u>  |   |
|      | 2/5/08                | COMMON COUNCIL  | Refer to the Risk Manager                               |
|      | 4/2/08                | Risk Manager  | RECOMMEND TO COUNCIL TO DISALLOW<br>- REPORT OF OFFICER |
| 113. | <a href="#">09383</a> | J. M. Baker, N3586 Tipperary Rd., Poynette - vehicle damage - \$448.28.   |   |
|      |                       | <u>Legislative History</u>  |   |
|      | 3/4/08                | COMMON COUNCIL  | Refer to the Risk Manager                               |
|      | 4/2/08                | Risk Manager  | RECOMMEND TO COUNCIL TO DISALLOW<br>- REPORT OF OFFICER |
| 114. | <a href="#">09388</a> | J. Preston, 2341 Williams Point Dr., Stoughton - vehicle damage - \$106.50.   |   |
|      |                       | <u>Legislative History</u>  |   |
|      | 3/4/08                | COMMON COUNCIL  | Refer to the Risk Manager                               |
|      | 4/2/08                | Risk Manager  | RECOMMEND TO COUNCIL TO DISALLOW<br>- REPORT OF OFFICER |
| 115. | <a href="#">09425</a> | V. Pickerell, 1001 Menomonie Ln., Madison - vehicle damage - \$369.25.  |   |
|      |                       | <u>Legislative History</u>  |   |
|      | 3/18/08               | COMMON COUNCIL  | Refer to the Risk Manager                               |
|      | 4/2/08                | Risk Manager  | RECOMMEND TO COUNCIL TO DISALLOW<br>- REPORT OF OFFICER |

116. [09462](#) R. Moen, 2831 Harvey St., Madison - vehicle damage - \$370.19.  
Legislative History  
3/18/08 COMMON COUNCIL Refer to the Risk Manager  
4/2/08 Risk Manager RECOMMEND TO COUNCIL TO DISALLOW  
- REPORT OF OFFICER
117. [09463](#) W. Drew, 5559 Surrey Ln., Madison - vehicle damage - \$438.64.  
Legislative History  
3/18/08 COMMON COUNCIL Refer to the Risk Manager  
4/2/08 Risk Manager RECOMMEND TO COUNCIL TO DISALLOW  
- REPORT OF OFFICER
118. [09465](#) T. Ramer, 1418 Wayridge Dr., # 101, Madison - vehicle damage - \$88.30.  
Legislative History  
3/18/08 COMMON COUNCIL Refer to the Risk Manager  
4/2/08 Risk Manager RECOMMEND TO COUNCIL TO DISALLOW  
- REPORT OF OFFICER
119. [09521](#) S. Barr, 1750 Fordem Ave., #402, Madison - vehicle damage - \$765.02.  
Legislative History  
3/18/08 COMMON COUNCIL Refer to the Risk Manager  
4/2/08 Risk Manager RECOMMEND TO COUNCIL TO DISALLOW  
- REPORT OF OFFICER
120. [09525](#) J. Dyar, 1209 S. Midvale Blvd., Apt. D, Madison - vehicle damage - \$1,312.36.  
Legislative History  
3/18/08 COMMON COUNCIL Refer to the Risk Manager  
4/2/08 Risk Manager RECOMMEND TO COUNCIL TO DISALLOW  
- REPORT OF OFFICER
121. [09527](#) J. Cerasani, 3557 Sargent St., Madison - vehicle damage - \$185.42.  
Legislative History  
3/18/08 COMMON COUNCIL Refer to the Risk Manager  
4/2/08 Risk Manager RECOMMEND TO COUNCIL TO DISALLOW  
- REPORT OF OFFICER

## ORDINANCES & RESOLUTIONS REFERRED TO THIS MEETING

### RESOLUTIONS

122. [09535](#) Establishing a Glass-Free Zone for the West Mifflin Street area 10:00 a.m. on May 3, 2008 through 6:00 a.m. on May 4, 2008.
- Sponsors:** Michael E. Verveer
- Legislative History**
- |         |   |  |
|---------|---|--|
| 3/11/08 | Attorney's Office/Approval Group<br>Common Council Meeting 4/8/08 | Referred for Introduction                                |
| 3/18/08 | COMMON COUNCIL  | Refer to a future Meeting to Adopt to the COMMON COUNCIL |
- Adopt at the 4/8/08 Common Council Meeting.
123. [09539](#) Adopting a Community and Neighborhood Development Program Funding Framework as a guide to the CDBG Commission for the development of its funding recommendations for the 2009-2010 budgets.
- Sponsors:** Thuy Pham-Remmele
- Legislative History**
- |         |   |  |
|---------|---|--|
| 3/12/08 | COMMUNITY DEVELOPMENT BLOCK GRANT COMMISSION<br>Common Council Meeting 4/8/08 | Referred for Introduction                                |
| 3/18/08 | COMMON COUNCIL  | Refer to a future Meeting to Adopt to the COMMON COUNCIL |
- Adopt at the 4/8/08 Common Council Meeting.
124. [09659](#) Recognizing the contributions of Madison City Channel to the community, requesting development of a plan to identify alternative funding options for Madison City Channel and calling on the State Legislature to pass legislation protecting existing funding for Madison City Channel.
- Sponsors:** Judy Compton, David J. Cieslewicz, Mark Clear, Michael Schumacher, Joseph R. Clausius, Larry Palm, Tim Bruer, Satya V. Rhodes Conway, Michael E. Verveer, Tim Gruber, Brenda K. Konkel, Lauren Cnare, Robbie Webber, Marsha A. Rummel and Paul E. Skidmore
- Legislative History**
- |         |                |  |
|---------|----------------|--|
| 3/18/08 | COMMON COUNCIL | Refer to a future Meeting to Adopt to the COMMON COUNCIL |
|---------|----------------|--|
- Adopt at the 4/8/08 Common Council Meeting.
- |         |   |                           |
|---------|---|---------------------------|
| 3/18/08 | Council Office<br>Common Council Meeting 4/8/08 | Referred for Introduction |
|---------|---|---------------------------|

### RECONSIDERATIONS

*Note: Ald. Gruber requested that ID# 06956 be placed on the 4/8/08 Agenda for reconsideration.*



125. [06956](#)

AMENDED SUBSTITUTE - Renumbering Section 28.04(22) to Section 28.12(12) and amending new Section 28.12(12); renumbering current Section 28.04(23)-(27) to Section 28.04(22)-(26), respectively; renumbering current Section 28.12(12) and (13) to Section 28.12(13) and (14) of the Madison General Ordinances to change various provisions of the ordinance regulating the demolition of buildings.

**Sponsors:** Brenda K. Konkol

**Legislative History**

7/9/07	Attorney's Office/Approval Group	Approved As To Form
7/9/07	Attorney's Office	Fiscal Note Required / Approval to the Comptroller's Office/Approval Group
7/11/07	Comptroller's Office/Approval Group <i>Bohrod</i>	Fiscal Note Pending to the Attorney's Office
7/12/07	Attorney's Office <i>Plan Commission, Landmarks Commission; Public Hearings: Plan Commission, 8/6/07; Common Council, 9/4/07</i>	Referred for Introduction
7/17/07	COMMON COUNCIL <i>Additional Referral(s): Landmark Commission. Due back at the 9/4/07 Common Council Meeting.</i>	Refer For Public Hearing to the PLAN COMMISSION
7/17/07	PLAN COMMISSION <i>Due back at the 9/4/07 Common Council Meeting.</i>	Refer to the LANDMARKS COMMISSION
8/6/07	PLAN COMMISSION <i>Referred pending a recommendation from the Landmarks Commission.</i>	RECOMMEND TO COUNCIL TO REREFER - PUBLIC HEARING to the PLAN COMMISSION
8/20/07	LANDMARKS COMMISSION <i>Some Commission members and members of the public could not be in attendance, therefore this item was not discussed.</i>	Rerefer to the LANDMARKS COMMISSION
9/4/07	COMMON COUNCIL	Rerefer for Recessed Public Hearing to the PLAN COMMISSION
9/5/07	LANDMARKS COMMISSION <i>Mr. Levitan suggested that there be an amendment to the proposed ordinance that for those sites listed in section 28.04(22)(d) the owner would be required to notify the pertinent parties 60-days before submission of the request for a demolition permit. Further that in Sec. 28.04(22)(b)2. the words "except for application submitted pursuant to (d) below" be stricken.</i>	Rerefer to the LANDMARKS COMMISSION
9/19/07	LANDMARKS COMMISSION	Refer to the LANDMARKS COMMISSION
10/10/07	LANDMARKS COMMISSION	Rerefer to the LANDMARKS COMMISSION

10/24/07	LANDMARKS COMMISSION	Rerefer to the LANDMARKS COMMISSION
10/29/07	LANDMARKS COMMISSION	Rerefer to the LANDMARKS COMMISSION
12/3/07	LANDMARKS COMMISSION	Rerefer to the LANDMARKS COMMISSION
1/14/08	LANDMARKS COMMISSION	Rerefer to the LANDMARKS COMMISSION
1/28/08	LANDMARKS COMMISSION	Return to Lead with the Following Recommendation(s) to the PLAN COMMISSION

2/11/08

PLAN COMMISSION

RECOMMEND TO COUNCIL TO ADOPT -  
RECESSED PUBLIC HEARING

The Plan Commission recommended approval of the ordinance recommended by the Landmarks Commission with the following changes: (Additional language recommended by the Plan Commission is underlined.)

1. **Section 28.04 (22) - Title.** That all terms related to types of demolition (razing, demolition, removal, and wrecking) be included in the title. Subsequent references could be shortened to "demolition", provided a definition of "demolition" is added to include these terms.
2. **Section 28.04 (22) (a) - Statement of Purpose.** That the last sentence be amended to read "The purpose of this section is to aid in the implementation of adopted City plans, protect neighborhood character, preserve historic buildings, encourage reuse of existing buildings, encourage the relocation of existing buildings that are suitable for continued use at another location, and to discourage demolition by neglect."
3. **Section 28.04 (22) (b) 1 - Application for Permit.** That the phrases "the documented age of the building" and "and a plan for recycling materials from the building(s) to be demolished" be removed from the sixth sentence. With new language recommended, the last sentence of this section should read: "An application for a permit also shall include a site plan for any proposed future use and a statement detailing the present and future use of the property and how long they have owned the property."
4. **Section 28.04 (22) (c) 1 b. - Standards.** That the following sentence replaces the second sentence. "Furthermore, the future use must be consistent with the character, massing and density of the neighborhood, or in cases in which the Comprehensive Plan or an adopted neighborhood plan addresses a neighborhood's character, massing and density, the project shall comply with these plans."
5. **Section 28.04 (22) (c) 1 d. - Standards.** That the statement be revised to reads as follows: "For buildings constructed prior to 1946, the City's historic preservation planner shall submit a report to the Plan Commission regarding the historic value of the property."
6. **Section 28.04 (22) (c) 1 e. - Standards.** That the first two sentences are deleted and the remaining sentence reads as follows: "If a demolition permit is approved, it shall not be issued until the reuse and recycling plan is approved."
7. **Section 28.04 (22) (c) 2. - Standards.** That the text be amended to clearly indicate that items c., d., and e. from Section 28.04 (22) (c) 1 apply to this section.

8. **Section 28.04 (22) (d) 1. - Exemptions.** That the phrase "or Neighborhood Conservation District." be added after "Historic District" in the first sentence.
9. **Section 28.04 (22) (d) 2. - Exemptions.** That this entire section be placed back into the ordinance.
10. **Section 28.04 (22) (e) -** That the phrase "Reuse and" be added to the term "Recycling Plan".
11. **Section 28.04 (22) (i)- Penalty.** That the statement including "fails to obtain a permit prior to a demolition" be separated into its own sentence and that an increased fine is established for this type of offense versus the penalty listed for failure to submit a reuse and recycling plan.

2/25/08

PLAN COMMISSION

RECOMMEND TO COUNCIL TO ADOPT -  
RECESSED PUBLIC HEARING

The Plan Commission recommended adoption of the proposed revisions to Section 28.04 (22) with the following amendments:

- On a motion by Bowser, seconded by Olson, staff was directed to draft a definition of 'demolition' to be added to Section 28.03 as a separate zoning text amendment within 60 days. This amendment passed by a vote of 7-1 (Aye: Ald. Kerr, Ald. Cnare, Ald. Gruber, Bowser, Olson, Heifetz, Basford; Nay: Boll; Non-Voting: Fey; Excused: Whitaker).

- On a motion by Heifetz, seconded by Basford, the statement of purpose in section (a) was amended to add ", discourage demolition by neglect and allow the property owner to have a decision on approval or disapproval of the proposed use of the property before he or she takes the irrevocable step of demolishing or moving his or her existing building or buildings" to the end of the proposed text. This amendment passed by acclamation.

- On a motion by Basford, seconded by Boll, section (b)2 was revised to read as follows: "Except for applications submitted pursuant to (d), below, at least thirty (30) days prior to filing an application for a demolition or removal permit, the applicant shall notify the Alderperson of the district where the demolition or removal is proposed. For buildings constructed before 1946, this notice shall be at least 60 days prior to filing an application for a demolition or removal permit. The applicant also shall notify any neighborhood association registered within the City that serves the area where the demolition or removal is proposed, any business association that serves the area and is listed by the City, and any person registered with the Department of Planning and Community and Economic Development to receive notice of proposed demolitions or removals. Notification shall be by mail, or electronic mail, with a copy to the Director of the Department of Planning and Community and Economic Development. Failure to provide such notification shall not invalidate any action on the application taken by the Plan Commission or Common Council but may delay consideration of the application. The notice requirement for all but the registered persons may be waived, if approved by the Alderperson, President of the Neighborhood Association, and Director of the Department of Planning and Community and Economic Development." This amendment passed by a vote of 6-2 (Aye: Ald. Cnare, Ald. Gruber, Bowser, Olson, Boll, Basford; Nay: Ald. Kerr, Heifetz; Non-Voting: Fey; Excused: Whitaker).

- On a motion by Ald. Gruber, seconded by Olson, section (c)1.b was revised as follows: "The Plan Commission finds that both the requested demolition or removal and the proposed use are compatible with the purpose of this section and the intent and purpose expressed in the Zoning Code for the zoning district in which the property is located. Furthermore, the proposed future use must be consistent with the Comprehensive Plan, an adopted neighborhood plan and Neighborhood Conservation District. If no neighborhood plan or conservation district exists, the future use must be compatible with the neighborhood's character, massing and density. When making this finding the Commission shall consider and may give decisive weight to any relevant facts including but not limited to the effects the proposed demolition or removal and proposed use of the subject property would have on the normal and orderly development and

improvement of surrounding properties, the reasonableness of efforts to relocate the building, including but not limited to the costs of relocation, the structural soundness of the building, and the limits that the location of the building would place on efforts to relocate it, and the availability of affordable housing." This amendment passed by acclamation and superseded two earlier amendments to revise this section.

- On a motion by Ald. Gruber, seconded by Basford, section (c)1.d was revised as follows: "The City's historic preservation planner shall submit a report regarding the historic value of the property to the Plan Commission and the Landmarks Commission. The Landmarks Commission may submit an advisory report to the Plan Commission for its consideration." This amendment passed by acclamation.

- On a motion by Boll, seconded by Basford, section (c)1.e was revised as follows: "If a demolition or removal permit is approved, it shall not be issued until the reuse and recycling plan is approved by the Recycling Coordinator." This amendment passed by acclamation.

- On a motion by Ald. Kerr, seconded Bowser, section (c)2 was amended to add: "The Plan Commission may also approve a demolition permit for a non-residential building with no proposed use when it has concluded that the existing zoning of the property relative to the use, scale and massing and overall site design is adequate to ensure that the development of the property will occur in conformance with the City's adopted plans. The provisions in 28.04 (22)(c)1c-e shall also apply to this subsection." This amendment passed by a vote of 7-1 (Aye: Ald. Kerr, Ald. Cnare, Ald. Gruber, Bowser, Olson, Heifetz, Basford; Nay: Boll; Non-Voting: Fey; Excused: Whitaker).

- On a motion by Boll, seconded by Heifetz, section (d)2, which reads "Demolition or removal permits may be issued without the prior approval referred to in Subdivision (c) above, provided that the building proposed to be demolished or removed is owned by the City of Madison and the project necessitating the demolition or removal has been recommended by the Plan Commission and approved by the Common Council" was removed. This amendment passed by acclamation.

- On a motion by Ald. Kerr, seconded by Bowser, proposed section (g), Demolition by Fire, was revised as follows: "For any permit approved for demolition by fire, written notice of the date of the proposed demolition shall be provided to all owners and residents of properties and the district alder within five hundred (500) feet of the boundaries of the property on which the demolition will occur. Such notice shall be provided at least five (5) days prior to the date of the proposed demolition." This amendment passed by acclamation.

- On a motion by Ald. Kerr, seconded by Bowser, a new section (g) was added that reads as follows and specifies the hearing procedures for demolition permits similar to Section 28.12 (f) regarding conditional uses: "Notice of Hearing on Application . Notice of the time, place and purpose of such hearing shall be given by publication as a Class 2 Notice under the Wisconsin Statutes in the official City paper. Notice of the time, place and purpose of such public hearing shall also be sent to the applicant, the Zoning Administrator, the alderperson of the ward in which the property

affected is located, and the owners of record, as listed in the office of the City Assessor, who are owners of property in whole or in part situated within two hundred (200) feet of the boundaries of the properties affected, said notice to be sent at least ten (10) days prior to the date of such public hearing. The applicant shall immediately post a copy of such notice in a conspicuous manner in a common or central location of each rental building where all residents/occupants are likely to see the notice or mail a copy of the notice to each rental unit within the area entitled to notice. The applicant has the option of making the required mailing her/himself and may use labels purchased from the City or the applicant may pay the City to do the mailing. The applicant also shall post a sign, obtained from the Department of Planning and Community and Economic Development, on the property that is the subject of the application. The sign shall list the times and locations of public hearings before the Plan Commission and Common Council to consider the application. It shall be posted at least seven (7) days prior to the first public hearing and shall be located in a position on the property so that it can be read from the sidewalk or other public right-of-way. If the property abuts more than one (1) public-right-of-way, a sign shall be placed facing each public right-of-way. The sign shall be removed within seven (7) days of the last hearing listed on the sign. Failure to post a notice in a rental building at least forty-eight (48) hours before the scheduled hearing or to mail a copy of the notice to each rental unit at least five (5) days before the scheduled hearing or to post a sign on the property listing the times and locations of public hearings at least seven (7) days prior to the first public hearing shall subject the applicant to a forfeiture of not less than fifty dollars (\$50) nor more than one hundred dollars (\$100). Failure to post or mail such notices shall not affect the validity of the approval action taken." This amendment passed by acclamation.

3/18/08

## COMMON COUNCIL Adopt and Close the Public Hearing

With the following amendment(s): add 'No demolition by fire shall be allowed on days an Air Quality watch or Air Quality Advisory has been issued by the Department of Natural Resources for particulate pollution' at the end of 1(g), Demolition by Fire; add 'the applicant shall provide' and strike 'shall be provided' in the first sentence of 1(g); strike 'five hundred (500) feet and replace with 'one thousand (1000) feet in 1(g); strike 'must' and replace with 'should', strike 'and' and replace with 'or' and strike 'If no neighborhood plan or neighborhood conservation district exists, the proposed use shall be compatible with the neighborhood's character, massing, and density' in Section 1(b); change all references in the ordinance from '1946' to '1940' and strike 'For buildings constructed prior to 1946' in Section 1(c) 1.d. The motion passed by voice vote/other.

A motion was made by Ald. Konkkel, seconded by Ald. Rummel to Adopt the following amendment: add "No demolition by fire shall occur if there are residences within 500 feet of the structure to be burned" at the end of Section 1(g). The motion FAILED by voice vote/other.

A motion was made by Ald. Compton, seconded by Ald. Sanborn to Adopt the following amendment: strike 'sixty (60) days notice of demolition' and replace with 'thirty (30) days notice of demolition' in Section 1(b) 2. The motion FAILED by voice vote/other.

## INTRODUCTION OF NEW BUSINESS FOR REFERRAL WITHOUT DEBATE

### ORDINANCES

126. [09713](#) Creating Section 28.06(2)(a)3345. of the Madison General Ordinances rezoning property from Temp A Agriculture to R1 Single-Family Residence District and creating Section 28.06(2)(a)3346. of the Madison General Ordinances rezoning property from Temp A Agriculture to C Conservancy District. Proposed Use: 47 Single-Family Lots & 2 Outlots; 18th Aldermanic District: 5898 North Sherman Avenue.
- Sponsors:** Common Council By Petition
- Legislative History**
- 3/25/08 Attorney's Office/Approval Referred for Introduction  
Group  
Plan Commission; Public Hearing Dates: Plan Commission, 5/5/08; Common Council 5/20/08
127. [09719](#) Amending Section 3.54(1)(p) of the Madison General Ordinances by deleting the class of Paratransit Program Manager in Compensation Group 44, Range 10 and recreating said class in Compensation Group 44, Range 12; and creating the classes of Transit Operations General Supervisor and Transit Maintenance General Supervisor in Compensation Group 44, Range 10, thereof.
- Sponsors:** David J. Cieslewicz
- Legislative History**
- 3/25/08 Attorney's Office/Approval Referred for Introduction  
Group  
Board of Estimates, Personnel Board
128. [09801](#) Amending Sections 19.09 and 29.18 of the Madison General Ordinances to eliminate the Heating and Electrical Licensing Committee of the Board of Building Code, Fire Code and Licensing Appeals.
- Sponsors:** Michael E. Verveer
- Legislative History**
- 4/1/08 Attorney's Office/Approval Referred for Introduction  
Group  
Board of Building Code, Fire Code and Licensing Appeals
129. [09802](#) Amending Sections 31.03(2), 31.04(2)(b) and creating Section 32.04(2)(c) and (d) of the Madison General Ordinances to revise the procedure for the Urban Design Commission to conduct a Comprehensive Design Review for the approval of certain street graphics (signs) on private property, and creating a timeline and modifying the appeal process for UDC decisions under Chapter 31.
- Sponsors:** Tim Bruer and Marsha A. Rummel
- Legislative History**



4/1/08 Attorney's Office/Approval Referred for Introduction  
Group  
Urban Design Commission

130. [09844](#) Amending Secs. 16.23(8)(f), 16.23(9)(e), 20.08(6)(a), 20.09(1)(f) and 20.11(1) of the Madison General Ordinances relating to the imposition and collection of subdivision service costs, fees in lieu of parkland acquisition and impact fees.

**Sponsors:** David J. Cieslewicz

**Legislative History**

4/2/08 Attorney's Office/Approval Referred for Introduction  
Group  
Board of Estimates; Public Hearing: Common Council 5/6/08

## RESOLUTIONS

131. [09409](#) To authorize a contract between the City and the Madison Metropolitan School District for the provision of programming by Madison School and Community Recreation at Warner Park Community Recreation Center for 2008.

**Sponsors:** Satya V. Rhodes Conway and Joseph R. Clausius

**Legislative History**

3/13/08 BOARD OF PARK Referred for Introduction  
COMMISSIONERS  
Board of Estimates

132. [09430](#) To authorize the Mayor and City Clerk to execute a three-year contract with the Isthmus Water Ski Club LTD. for the 2008 through 2010 seasons.

**Sponsors:** Joseph R. Clausius and Michael Schumacher

**Legislative History**

3/26/08 Parks Division Referred for Introduction  
Board of Estimates

133. [09431](#) To authorize the Mayor and City Clerk to execute a three-year contract with the MAD-City Ski Team, Inc. for the 2008 through 2010 seasons.

**Sponsors:** Joseph R. Clausius and Michael Schumacher

**Legislative History**

3/26/08 Parks Division Referred for Introduction  
Board of Estimates

134. [09439](#) To authorize the Mayor and City Clerk to enter into a Use Agreement with the YMCA of Dane County, Inc. for the YMCA's non-exclusive use of Elver Park for a summer day camp in 2008 with the possibility of a one-year renewal.

**Sponsors:** Joseph R. Clausius, Jed Sanborn and Michael Schumacher

**Legislative History**

3/26/08 Parks Division Referred for Introduction  
Board of Estimates

135. [09503](#) To authorize the City to enter into a one (1) year agreement with the possibility of two additional one-year renewal terms with Madison Metropolitan School District for the use of city park land for adult baseball and softball programs by the Madison School Community Recreation.
- Sponsors:** Joseph R. Clausius and Michael Schumacher
- Legislative History**
- |        |                                      |                           |
|--------|--------------------------------------|---------------------------|
| 4/1/08 | Parks Division<br>Board of Estimates | Referred for Introduction |
|--------|--------------------------------------|---------------------------|
136. [09513](#) To acknowledge the hosting of a rowing regatta on Lake Wingra on April 26, 2008 by Camp Randall Rowing Club, Inc. thereby providing the Madison community with additional public information about the event.
- Sponsors:** Joseph R. Clausius and Michael Schumacher
- Legislative History**
- |         |   |                           |
|---------|---|---------------------------|
| 3/14/08 | BOARD OF PARK<br>COMMISSIONERS<br>Board of Park Commissioners | Referred for Introduction |
|---------|---|---------------------------|
137. [09559](#) Vacating a portion of unimproved Wheeler Road right-of-way from existing improved Wheeler Road to the southerly prolongation of the westerly line of Lot Eleven (11), 1st Addition to Cherokee Park being located in part of the Southeast ¼ of the Southwest ¼ and part of the Southwest ¼ of the Southeast 1/4 of Section 24, Town 08 North, Range 09 East, City of Madison, Dane County, Wisconsin.
- Sponsors:** Michael Schumacher
- Legislative History**
- |         |  |                           |
|---------|--|---------------------------|
| 3/11/08 | Engineering Division<br>Board of Public Works, Plan Commission, Common Council Meeting 5/6/08 for Public Hearing | Referred for Introduction |
|---------|--|---------------------------|
138. [09570](#) To adjust the Child Care Assistance income guidelines to keep them in line with the poverty guidelines published by the U.S. Department of Health and Human Services and adopted by the State and to reflect inflationary increases.
- Sponsors:** Brenda K. Konkel
- Legislative History**
- |        |   |                           |
|--------|---|---------------------------|
| 4/2/08 | Community Services Office<br>Board of Estimates | Referred for Introduction |
|--------|---|---------------------------|
139. [09592](#) Authorizing a loan from the Special Assessment Revolving Fund to the Water and Sewer Utilities, and disbursement of \$423,400 to the Town of Burke, and amending the 2008 Capital Budget to cover the acquisition costs for plant and for the operation of the Burke Utility District #1 in accordance with Exhibit 9, of the Cooperative Plan Agreement.
- Sponsors:** David J. Cieslewicz
- Legislative History**
- |         |  |                           |
|---------|--|---------------------------|
| 3/27/08 | Engineering Division<br>Board of Estimates | Referred for Introduction |
|---------|--|---------------------------|

140. [09643](#) Authorizing the Mayor and the City Clerk to execute a release of Public Sanitary Sewer and Water Main Easements and accept replacement Sanitary Sewer and Water Main Easements from Madison Joint Venture across property located at 89 East Towne Mall.

**Sponsors:** Joseph R. Clausius

**Legislative History**

3/17/08 Community and Economic Development Unit Referred for Introduction  
Board of Public Works

141. [09652](#) Authorizing the Board of Health for Madison and Dane County on behalf of Public Health-Madison and Dane County to accept up to \$45,000 from the Wisconsin Department of Family Services for HIV Prevention Services for the period of January 1, 2008 to December 31, 2008 and authorizing the Director to sign for Public Health-Madison and Dane County.

**Sponsors:** Lauren Cnare and Larry Palm

**Legislative History**

3/24/08 Health Department Referred for Introduction  
Board of Estimates, Board of Health for Madison and Dane County

142. [09665](#) Resolution that the positions (#1772, #1786, and #1802) of Waterworks Maintenance Worker in Compensation Group 16, Range 09, (occupied by T. Arenson, J. Green, and J. Bakken, respectively) in the permanent salary detail of the Water Utility budget are repealed and recreated as positions of Waterworks Operator 1 in Compensation Group 16, Range 12, thereof.

**Sponsors:** David J. Cieslewicz

**Legislative History**

4/1/08 Human Resources Department Referred for Introduction  
Board of Estimates, Personnel Board

143. [09667](#) Resolution that the three positions of Transit Operations Supervisor in Compensation Group 44, Range 08, are repealed and recreated as three positions of Transit Operations General Supervisor in Compensation Group 44, Range 10; that one position of Transit Maintenance Supervisor in Compensation Group 44, Range 08 is repealed and recreated as a position of Transit Maintenance General Supervisor in Compensation Group 44, Range 10; and that the position (#2753) of Paratransit Program Manager (occupied by C. Martin) in Compensation Group 44, Range 10 is repealed and recreated as a position of Paratransit Program Manager in Compensation Group 44, Range 12, in the permanent salary detail of the Metro Transit operating budget.

**Sponsors:** David J. Cieslewicz

**Legislative History**

3/28/08 Human Resources Department Referred for Introduction  
Board of Estimates, Personnel Board

144. [09714](#) Authorizing the Transit General Manager to exercise contracting options in the agreements with Badger Bus Lines, Badger Cab, and Transit Solutions for the purpose of providing Supplemental Paratransit Services to Metro Transit for the calendar years 2009 and 2010.
- Sponsors:** Robbie Webber, Jed Sanborn and Brian L. Solomon
- Legislative History**
- |        |  |                           |
|--------|--|---------------------------|
| 4/1/08 | MADISON METRO<br>TRANSIT SYSTEM                    | Referred for Introduction |
|        | Transit and Parking Commission, Board of Estimates |                           |
145. [09722](#) Approving plans and specifications and authorizing the Mayor and City Clerk to enter into agreements with the Wisconsin Department of Transportation for the construction of East Washington Avenue Segment Four (STH 30 Interchange). (15th & 17th ADs)
- Sponsors:** Joseph R. Clausius and Larry Palm
- Legislative History**
- |         |   |                           |
|---------|---|---------------------------|
| 3/26/08 | Engineering Division                      | Referred for Introduction |
|         | Board of Public Works, Board of Estimates |                           |
146. [09726](#) Approving City participation in a program to sell and distribute all-hazards radios.
- Sponsors:** Paul E. Skidmore and Lauren Cnare
- Legislative History**
- |        |                    |                           |
|--------|--------------------|---------------------------|
| 4/1/08 | Fire Department    | Referred for Introduction |
|        | Board of Estimates |                           |
147. [09728](#) Expressing appreciation to Public Health employees represented by SEIU Local 1199 for their dedicated years of service to the residents of the City of Madison.
- Sponsors:** David J. Cieslewicz and Lauren Cnare
- Legislative History**
- |        |   |                           |
|--------|---|---------------------------|
| 4/2/08 | Health Department                       | Referred for Introduction |
|        | Board of Health for Madison Dane County |                           |
148. [09730](#) Amending the Composition of the Sustainable Design and Energy Committee.
- Sponsors:** Judy Compton and Satya V. Rhodes Conway
- Legislative History**
- |         |   |                           |
|---------|---|---------------------------|
| 3/27/08 | SUSTAINABLE DESIGN<br>AND ENERGY<br>COMMITTEE | Referred for Introduction |
|         | Common Council Meeting 4/22/08                |                           |

149. [09739](#) To SUSPEND the handcrafted goods vending restrictions on May 10, 2008 from 8:00 a.m. to 5:00 p.m. during Cars on State and authorizing the Greater State Street Business Association, as sponsor of the special event, to select vendors and vending sites for the duration of this special event on the 100-400 blocks of State St. and the 100-200 blocks of N. Henry St.

**Sponsors:** Michael E. Verveer

**Legislative History**

4/1/08 STREET USE STAFF Referred for Introduction  
TEAM  
Street Use Staff Team, Downtown Coordinating Committee, Vending Oversight Committee, Common Council Meeting 5/6/08 for Public Hearing

150. [09740](#) To SUSPEND the handcrafted goods and personally prepared food vending restrictions on June 7, 2008 during the 29th Anniversary COWS ON THE CONCOURSE and authorizing the Dane County Dairy Promotion Committee, as sponsor of the special event, to select vendors, vending sites and performers for the duration of the event on the 10 blocks of E. & W. Main St. and the 100 & 200 blocks of Martin Luther King, Jr. Blvd.

**Sponsors:** Michael E. Verveer

**Legislative History**

4/1/08 STREET USE STAFF Referred for Introduction  
TEAM  
Street Use Staff Team, Downtown Coordinating Committee, Vending Oversight Committee, Common Council Meeting 5/6/08 for Public Hearing

151. [09741](#) To SUSPEND the handcrafted goods, personally prepared food vending restrictions on June 25, July 2, 9, 16, 23 and 30, 2008 (rain dates June 26, July 3, 10, 17, 24 and 31, 2008) from 3:00 p.m. to 11:59 p.m. during CONCERTS ON THE SQUARE and authorizing the Wisconsin Chamber Orchestra, as sponsor of the special event, to select vendors and vending sites for the duration of this special event on the 10 blocks of E. & W. Main St. and N. & S. Pinckney and the 100 blocks of E. Washington and MLK Jr. Blvd.

**Sponsors:** Michael E. Verveer

**Legislative History**

4/1/08 STREET USE STAFF Referred for Introduction  
TEAM  
Street Use Staff Team, Downtown Coordinating Committee, Vending Oversight Committee, Common Council Meeting 5/6/08 for Public Hearing

152. [09742](#) To SUSPEND the handcrafted goods, personally prepared food vending restrictions and INVALIDATE Mall/Concourse vending licenses from 6:00 p.m. July 11 to 9:00 p.m. July 13, 2008 in the areas specified below for the benefit of the Madison Museum of Contemporary Art, so that the 50th Annual ART FAIR ON THE SQUARE may occur.

**Sponsors:** Michael E. Verveer

**Legislative History**

4/1/08 STREET USE STAFF Referred for Introduction  
 TEAM  
 Street Use Staff Team, Downtown Coordinating Committee, Vending Oversight  
 Committee, Common Council Meeting 5/6/08 for Public Hearing

153. [09743](#) Authorizing the Madison Museum of Contemporary Art, as sponsor of the 50th Annual ART FAIR ON THE SQUARE, EXCLUSIVE RIGHTS to select vendors, salespersons, vending sites and performers for the duration of this special event, 6:00 p.m. July 11 to 9:00 p.m. July 13, 2008, within the perimeter of the area, defined in the companion resolution, involved in the event.

**Sponsors:** Michael E. Verveer

**Legislative History**

4/1/08 STREET USE STAFF Referred for Introduction  
 TEAM  
 Street Use Staff Team, Downtown Coordinating Committee, Vending Oversight  
 Committee, Common Council Meeting 5/6/08 for Public Hearing

154. [09744](#) To SUSPEND the handcrafted goods, personally prepared food vending restrictions and INVALIDATE certain Mall/Concourse vending licenses from 6:00 p.m. July 11, to 9:00 p.m. July 13, 2008 on the 200 block of Martin Luther King, Jr. Blvd. for the benefit of WI Alliance of Artists & Craftspeople, so that ART FAIR OFF THE SQUARE may occur.

**Sponsors:** Michael E. Verveer

**Legislative History**

4/1/08 STREET USE STAFF Referred for Introduction  
 TEAM  
 Street Use Staff Team, Downtown Coordinating Committee, Vending Oversight  
 Committee, Common Council Meeting 5/6/08 for Public Hearing

155. [09745](#) Authorizing the WI Alliance of Artists and Craftspeople, as sponsor of the ART FAIR OFF THE SQUARE, EXCLUSIVE rights to select vendors, salespersons, vending sites and performers for the duration of the ART FAIR OFF THE SQUARE, from 6:00 p.m. July 11 to 9:00 p.m. July 13, 2008 on the 200 block of Martin Luther King Jr. Blvd.

**Sponsors:** Michael E. Verveer

**Legislative History**

4/1/08 STREET USE STAFF Referred for Introduction  
 TEAM  
 Street Use Staff Team, Downtown Coordinating Committee, Vending Oversight  
 Committee, Common Council Meeting 5/6/08 for Public Hearing

156. [09746](#) To SUSPEND the handcrafted goods, personally prepared food vending restrictions and INVALIDATE Mall/Concourse vending licenses on July 18, 19 and 20, 2008 in the areas specified below for the benefit of the Greater State St. Business Association (GSSBA), so that MAXWELL ST. DAYS may occur.

**Sponsors:** Michael E. Verveer

**Legislative History**

4/1/08 STREET USE STAFF Referred for Introduction  
TEAM  
Street Use Staff Team, Downtown Coordinating Committee, Vending Oversight Committee, Common Council Meeting 5/6/08 for Public Hearing

157. [09747](#) Authorizing the Greater State Street Business Association (GSSBA), as sponsor of MAXWELL ST. DAYS, EXCLUSIVE rights to select vendors, salespersons, vending sites and performers for the duration of MAXWELL ST. DAYS, July 18, 19 and 20, 2008 within the perimeter of the area involved in the event.

**Sponsors:** Michael E. Verveer

**Legislative History**

4/1/08 STREET USE STAFF Referred for Introduction  
TEAM  
Street Use Staff Team, Downtown Coordinating Committee, Vending Oversight Committee, Common Council Meeting 5/6/08 for Public Hearing

158. [09748](#) To SUSPEND the handcrafted goods and personally prepared food vending restrictions on August 6, 13, 20, 27 and September 3, 2008 during the Jazz @ 5 concert series and authorizing Jazz @ 5 Inc., as sponsor of the special event, to select vendors, vending sites and performers within the 100 block of State St. for the duration of the special event

**Sponsors:** Michael E. Verveer

**Legislative History**

4/1/08 STREET USE STAFF Referred for Introduction  
TEAM  
Street Use Staff Team, Downtown Coordinating Committee, Vending Oversight Committee, Common Council Meeting 5/6/08 for Public Hearing

159. [09749](#) To SUSPEND the handcrafted goods, personally prepared food vending restrictions and INVALIDATE certain Mall/Concourse vending licenses from 1:00 p.m. August 30 to 11:59 p.m. on August 31, 2008 in the areas specified below for the benefit of Madison Festivals Inc., so that TASTE OF MADISON may occur.

**Sponsors:** Michael E. Verveer

**Legislative History**

4/1/08 STREET USE STAFF Referred for Introduction  
TEAM  
Street Use Staff Team, Downtown Coordinating Committee, Vending Oversight Committee, Common Council Meeting 5/6/08 for Public Hearing

160. [09750](#) Authorizing Madison Festivals Inc. , as sponsor of the TASTE OF MADISON, EXCLUSIVE rights to select vendors, salespersons, vending sites and performers for the duration of the TASTE OF MADISON, from 1:00 p.m. August 30 to 11:59 p.m. on August 31, 2008, within the perimeter of the area involved in the event.

**Sponsors:** Michael E. Verveer

**Legislative History**

4/1/08 STREET USE STAFF Referred for Introduction  
TEAM  
Street Use Staff Team, Downtown Coordinating Committee, Vending Oversight Committee, Common Council Meeting 5/6/08 for Public Hearing

161. [09751](#) To SUSPEND the handcrafted goods and personally prepared food vending restrictions Saturday, September 13, 2008 during the Food for Thought Festival and authorizing the Dane County REAP Food Group, as sponsor of the event, to select vendors, vending sites and performers for the duration of the event on the 100 block of Martin Luther King, Jr. Blvd.

**Sponsors:** Michael E. Verveer

**Legislative History**

4/1/08 STREET USE STAFF Referred for Introduction  
TEAM  
Street Use Staff Team, Downtown Coordinating Committee, Vending Oversight Committee, Common Council Meeting 5/6/08 for Public Hearing

162. [09752](#) To SUSPEND the handcrafted goods and personally prepared food vending restrictions on June 14, 2008 during Safety Saturday and authorizing the Madison Fire Department, as sponsor of the special event, to select vendors, vending sites and performers for the duration of the event on the 10 blocks of E. & W. Main St. and the 100 & 200 blocks of Martin Luther King, Jr. Blvd.

**Sponsors:** Michael E. Verveer

**Legislative History**

4/1/08 STREET USE STAFF Referred for Introduction  
TEAM  
Street Use Staff Team, Downtown Coordinating Committee, Vending Oversight Committee, Common Council Meeting 5/6/08 for Public Hearing

163. [09762](#) To SUSPEND the handcrafted goods and personally prepared food vending restrictions on May 31, 2008 during Wisconsin Chinese culture day and authorizing the Madison Area Chinese Community Organization (MACCO), as sponsor of the special event, to select vendors, vending sites and performers for the duration of the event on the 100 block of Martin Luther King, Jr. Blvd.

**Sponsors:** Michael E. Verveer

**Legislative History**

4/1/08 STREET USE STAFF Referred for Introduction  
TEAM  
Street Use Staff Team, Downtown Coordinating Committee, Vending Oversight Committee, Common Council Meeting 5/6/08 for Public Hearing

164. [09784](#) Amending the 2008 Library Capital Budget to transfer \$8,000 from the New Far West Branch Library project to the Sequoya Branch Expansion project.

**Sponsors:** Larry Palm

**Legislative History**

4/2/08 Comptroller's Office Referred for Introduction  
Board of Estimates



165. [09785](#) Accepting the proposal of Common Wealth Development for the redevelopment of the Garver Feed Mill and directing City staff to negotiate a development agreement with Common Wealth Development.
- Sponsors:** Marsha A. Rummel
- Legislative History**
- |         |  |                           |
|---------|--|---------------------------|
| 3/31/08 | Community and Economic Development Unit  | Referred for Introduction |
|         | Board of Estimates, Board of Park Commissioners, Landmarks Commission, Plan Commission |                           |
166. [09808](#) Approving City acceptance and expenditure of funds raised by "City of Madison Mounted Police Partners" to equip and train a Mounted Police Unit for the Police Department.
- Sponsors:** Michael E. Verveer
- Legislative History**
- |        |                    |                           |
|--------|--------------------|---------------------------|
| 4/1/08 | Police Department  | Referred for Introduction |
|        | Board of Estimates |                           |
167. [09812](#) Amending the 2008 Parks Division Capital Budget for coverage from the insurance fund for the replacement of playground equipment destroyed by a fire.
- Sponsors:** Michael Schumacher
- Legislative History**
- |        |                    |                           |
|--------|--------------------|---------------------------|
| 4/1/08 | Parks Division     | Referred for Introduction |
|        | Board of Estimates |                           |
168. [09813](#) To amend the 2008 Parks Division Capital Budget to request additional funds in the amount of \$10,000 for additional costs for the installation of an Ultra Violet (UV) Water Purification System and to increase Parks budget expenditure authority for the same amount to cover the Installation costs.
- Sponsors:** Michael Schumacher
- Legislative History**
- |        |                    |                           |
|--------|--------------------|---------------------------|
| 4/1/08 | Parks Division     | Referred for Introduction |
|        | Board of Estimates |                           |
169. [09835](#) Authorizing the Mayor and City Clerk to enter into a Purchase Agreement with the Natural Heritage Land Trust, Inc. for Phase 1 of the City's acquisition of lands for the planned expansion of the Cherokee Marsh Conservation Park and amending the 2008 Capitol Budget to authorize the expenditure of \$605,000 for this acquisition.
- Sponsors:** David J. Cieslewicz and Michael Schumacher
- Legislative History**
- |        |   |                           |
|--------|---|---------------------------|
| 4/2/08 | Community and Economic Development Unit         | Referred for Introduction |
|        | Board of Estimates, Board of Park Commissioners |                           |

**LICENSES**

170. [09837](#) Public Hearing - New License  
NANU Venture, LLC • Restaurant Muramoto • 30% alcohol, 70% food  
225 King St • Agent: Shinji Muramoto • Estimated Capacity: 90  
Class B Combination Liquor & Beer  
Aldermanic District 6 (Rummel) • Police Sector 405 • Density Area  
**Legislative History**  
4/2/08 Clerk's Office Referred for Introduction  
Alcohol License Review Committee, Common Council Meeting 5/6/08 Public Hearing
171. [09840](#) Public Hearing - New License  
Applicant Lucky 7 Restaurant, LLC • dba Lucky 7 Restaurant• 30% alcohol,  
60% food, 10% other  
Address 2440 Perry St. • Agent: Angelica Gomez • Estimated Capacity: 30  
Class B Beer  
Aldermanic District 14 (Bruer) • Police Sector 309  
**Legislative History**  
4/2/08 Clerk's Office Referred for Introduction  
Alcohol License Review Committee, Common Council Meeting 5/6/08 for Public Hearing
172. [09845](#) Public Hearing - New License  
Applicant The Frequency, LLC • dba The Frequency• 100% alcohol, 0% food  
Address 121 W Main St. • Agent: Darwin Sampson • Estimated Capacity: 100  
Class B Combination Liquor & Beer  
Aldermanic District 4 (Verveer ) • Police Sector 405 • Density Area  
**Legislative History**  
4/2/08 Clerk's Office Referred for Introduction  
Alcohol License Review Committee, Common Council 5/6/08
173. [09848](#) Public Hearing - New License  
Applicant William J. Scheer• dba Glenway Golf Course • 15% alcohol, 25%  
food, other 60%  
Address 3747 Glenway Street• Agent: William J Scheer • Estimated Capacity:  
50  
Class B Combination Liquor & Beer  
Aldermanic District 10 (Solomon ) • Police Sector 302  
**Legislative History**  
4/2/08 Clerk's Office Referred for Introduction  
Alcohol License Review Committee, Common Council Agenda 5/6/08

174. [09855](#) Public Hearing - New License  
 Applicant: Babs' French Quarter Kitchen, LLC • dba Babs French Quarter Kitchen • 80% alcohol, 20% food  
 Address: 1353 Williamson St. • Agent: Barbara L. Matthews • Estimated Capacity:  
 Class B Combination Liquor & Beer  
 Aldermanic District 6 (Rummel) • Police Sector 410

**Legislative History**

4/2/08 Clerk's Office Referred for Introduction  
 Alcohol License Review Committee, Common Council 5/6/08

175. [09859](#) Public Hearing - New License  
 Applicant: Lula, LLC • dba Talula • 30% alcohol, 70% food  
 Address: 802 Atlas Ave • Agent: Mary Reed • Estimated Capacity: 187  
 Class B Combination Liquor & Beer  
 Aldermanic District 3 (Cnare) • Police Sector 611

**Legislative History**

4/2/08 Clerk's Office Referred for Introduction  
 Alcohol License Review Committee, Common Council 5/6/08

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

176. [09595](#) J. Haugen, 152 Kroncke Dr., Sun Prairie - vehicle damage - \$69.59.
177. [09634](#) NOTICE OF CLAIM: J. Torud, 5425 Hazelcrest Dr., Madison - property damage - amount to be determined.
178. [09635](#) H. Clash, 5685 Norfolk Dr., Fitchburg - personal injury - \$20,000.00.
179. [09637](#) E. Bourgois, 2292 S. Thompson Dr., Madison - vehicle damage - \$3,280.15.
180. [09638](#) A. Serenko, 1310 Glacier Hill Dr., Madison - vehicle damage - \$571.50.
181. [09682](#) J. Telander, 3009 Worthington Ave., # 2, Madison, 53714 - reimbursement - \$125.00.
182. [09683](#) A. Olson, 817 Prospect Pl., Madison, 53703 - vehicle damage - \$257.77.
183. [09684](#) T. & S. Roemer, 5306 Big Bow Rd., Fitchburg, 53711 - vehicle damage - \$336.57.
184. [09685](#) A. Bass, 837 N. Gammon Rd., Unit B, Madison, 53717 - vehicle damage - \$2,198.58.

185. [09686](#) R. Wight, 217 Garnet Ln., Madison, 53714 - vehicle damage - \$64.00.
186. [09688](#) R. Hyslop, 2781 Crinkle Root Dr., Madison, 53711 - vehicle damage - \$805.15.
187. [09689](#) MG&E, P.O. Box 1231, Madison, 53701 - property damage - \$937.73.
188. [09690](#) J. Hallanger, 1255 N. 68th St., Wauwatosa, 53213 - vehicle damage - \$1,225.97.
189. [09691](#) C. Koberle, 4185 Twin Valley Rd., Middleton, 53562 - vehicle damage - \$89.60.
190. [09692](#) J. Walsh, 33 E. Main St., Ste. 700, Madison, 53703 - vehicle damage - \$250.00.
191. [09693](#) NOTICE OF CLAIM: L. & V. O'Hern, 2930 Lakeland Ave., Madison 53704 - property damage - amount to be determined.
192. [09715](#) NOTICE OF CLAIM: C. and P. Moore, 1305 Redan Dr., Verona - property damage - amount to be determined.
193. [09716](#) S. Enlow, 1 Raskin Cir., Madison - property damage - \$262.91.
194. [09717](#) J. Faust, 1011 Ganser Dr., Waunakee - vehicle damage - \$461.68.
195. [09755](#) K. Wynne, Integrity Insurance for D. Tatge, 801 Sue Ln., Clinton - vehicle damage - \$1,661.18.
196. [09756](#) B. Whitney, 1420 Security Rd., Beloit, 53511 - vehicle damage - \$8,984.10 plus rental vehicle.
197. [09757](#) M. Wojtaszek, 2924 Harvey St., #3B, Madison - vehicle damage - \$245.95.
198. [09758](#) L. Smith, 515 W. Washington Ave., #1, Madison - vehicle damage - \$434.92.
199. [09759](#) B. Tague, 5014 Milwaukee St., Madison - property damage - \$285.90.
200. [09791](#) M. McCormick, 4005 Tokay Blvd., Madison, 53711 - vehicle damage - \$300.49.
201. [09792](#) S. Sample, 422 Shepard Ter., Madison, 53705 - property damage - \$1072.07.
202. [09793](#) R. Carlson, 5214 Spicebush Ln., Madison, 53714 - property damage - \$767.00.
203. [09794](#) A. Lara, 4614 N. Sherman Ave., Madison, 53704 - vehicle damage - \$3,118.76.
204. [09797](#) V. Feldbruegge, 2709 Moland St., Madison, 53704 - vehicle damage - \$3,508.09.

205. [09798](#) Hometown Plumbing, LLC, 3610 Lexington Ave., Madison, 53714 - property damage - \$188.58.
206. [09819](#) Darla Saxby of American Family Insurance for T. & L. Hirsch, 14 N. Allen St., Madison, 53726 - vehicle damage - \$4,469.62.
207. [09820](#) Blattner, 2212 St. Paul Ave., Madison - property damage - \$406.25.
208. [09846](#) T. Tucci, 446 Moorland Rd., Madison, 53713 - vehicle damage - \$2,496.49.

**CLAIMS - REFER TO CITY ATTORNEY**

209. [09636](#) NOTICE OF CIRCUMSTANCES GIVING RISE TO CLAIM AND NOTICE OF CLAIM: Eric McLeod, Michael Best & Friedrich, attorney for Hawks Landing Golf Corp., Madison - property damage - amount to be determined.

**ANNOUNCEMENTS & INTRODUCTION OF ITEMS FROM THE FLOOR****ADJOURNMENT**