



# City of Madison

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

## Proceedings - 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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**Roll Call at 6:36 p.m., Mayor Cieslewicz in the Chair.  
Late: Ald. Skidmore (6:45 p.m.)**

**Present:** 20 -

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

**Excused:** 1 -

Jed Sanborn

### OPENING REMARKS

### SUSPENSION OF RULES

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

**A motion was made by Ald. Verveer, seconded by Ald. Bruer, to Suspend the Rules. The motion passed by voice vote/other.**

### HONORING RESOLUTIONS

1. [09852](#) Proclaiming April 2008 as Child Abuse Prevention Month.

**Sponsors:** Marsha A. Rummel and Michael E. Verveer

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

Enactment No: RES-08-00333

2. [09721](#) To declare the week of April 21 through April 25 as ARBOR WEEK 2008.

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

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

Enactment No: RES-08-00334

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

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

Enactment No: RES-08-00335

## **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 #: 14, 21, 23, 32, 98, 99, 105, 109, 125 and 4-19 (public hearing items) on a motion made by Ald. Verveer, seconded by Ald. Bruer.

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

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

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

Enactment No: ORD-08-00042

## **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

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

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

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

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

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

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  
with the following condition(s): the applicant should meet with the neighborhood association at the next possible opportunity.

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

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

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

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

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

#### 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

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

Enactment No: RES-08-00402

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

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

Enactment No: RES-08-00337

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

4 Registrant(s) in support wishing to speak.

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

Enactment No: RES-08-00338

**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  
  
**A motion was made by Ald. Verveer, seconded by Ald. Bruer, to Confirm. The motion passed by voice vote/other.**
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  
  
**A motion was made by Ald. Verveer, seconded by Ald. Bruer, to Adopt. The motion passed by the following vote:**  
**Excused:** 1 -  
Jed Sanborn  
**Ayes:** 19 -  
Brenda K. Konkel; Lauren Cnare; Michael E. Verveer; Robbie Webber; Marsha A. Rummel; Zachariah Brandon; Eli Judge; Paul E. Skidmore; Brian L. Solomon; Tim Gruber; Satya V. Rhodes Conway; Julia S. Kerr; Tim Bruer; Larry Palm; Judy Compton; Joseph R. Clausius; Michael Schumacher; Mark Clear and Thuy Pham-Remmele  
**Non Voting:** 1 -  
David J. Cieslewicz  
Enactment No: RES-08-00339
17. [09809](#) Report of the Mayor regarding appointments to the Vending Oversight Committee.  
Accept at the 4/22/08 Common Council Meeting.  
**A motion was made by Ald. Verveer, seconded by Ald. Bruer, to Refer to a future Meeting to Accept to the COMMON COUNCIL, due back on 4/22/2008. The motion passed by voice vote/other.**
18. [09865](#) Report of the Mayor submitting alder committee appointments.  
**Sponsors:** David J. Cieslewicz  
  
**A motion was made by Ald. Verveer, seconded by Ald. Bruer, to Confirm. The motion passed by voice vote/other.**

19. [09866](#) Report of the Mayor submitting citizen committee appointments (introduced 4-8-2008; action 4-22-2008)

**Sponsors:** David J. Cieslewicz

Confirm at the 4/22/08 Common Council Meeting (2/3 vote required for Housing Com. appt).

**A motion was made by Ald. Verveer, seconded by Ald. Bruer, to Refer to a future Meeting to Confirm to the COMMON COUNCIL, due back on 4/22/2008. The motion passed by voice vote/other.**

## REPORTS OF OFFICERS

### REPORT OF ALCOHOL LICENSE REVIEW COMMITTEE

20. [08194](#) Operator License Application  
Kevin Walsh - Establishment where employed: Wiggie's

**A motion was made by Ald. Verveer, seconded by Ald. Bruer, to Place On File Without Prejudice. The motion passed by voice vote/other.**

21. [09257](#) Operator License Application  
Todd Wagester - Establishment where employed: None.

**A motion was made by Ald. Kerr, seconded by Ald. Bruer, to Refer to the ALCOHOL LICENSE REVIEW COMMITTEE. The motion passed by voice vote/other.**

22. [09258](#) Operator License Application  
Jamie Lamoreaux - Establishment where employed: Good Times.

**A motion was made by Ald. Verveer, seconded by Ald. Bruer, to Place On File Without Prejudice. The motion passed by voice vote/other.**

23. [09259](#) Operator License Application  
Cedric Jackson - Establishment where employed: Good Times.

**A motion was made by Ald. Bruer, seconded by Ald. Palm, to Refer to the Attorney's Office. The motion passed by voice vote/other.**

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.

**A motion was made by Ald. Verveer, seconded by Ald. Bruer, to Grant with the following condition(s):**

**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.**

**The motion passed by voice vote/other.**

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.

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

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.

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

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

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

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 (Palm) • Police Sector 610  
Request to remodel.

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

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

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

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

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



31. [09833](#) Alcohol License Review Committee Report of Operator License Applications April 2, 2008. See attached report for list of operators.

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

#### 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.

1 Registrant(s) in opposition wishing to speak.

**A motion was made by Ald. Verveer, seconded by Ald. Bruer, to Deny. The motion passed by the following vote:**

**Excused:** 1 -

Jed Sanborn

**Ayes:** 18 -

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

**Noes:** 1 -

Judy Compton

**Non Voting:** 1 -

David J. Cieslewicz

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.

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

34. [09057](#) Whyte Hirschboeck Dudek, S.C., attorney for Presbyterian Student Center Foundation, 439 N. Murray St., Madison - unlawful taxation - \$88,349 plus interest.

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

35.     [09059](#)       Future Madison Wexford, Inc., 7012 Tree Ln., Madison - unlawful taxation - \$68,928.70.
- A motion was made by Ald. Verveer, seconded by Ald. Bruer, to Deny. The motion passed by voice vote/other.**
36.     [09062](#)       Future Madison Eastpointe, Inc., 3041 Webb Ave., Madison - unlawful taxation - \$2,059.95.
- A motion was made by Ald. Verveer, seconded by Ald. Bruer, to Deny. The motion passed by voice vote/other.**
37.     [09064](#)       Future Madison Eastpointe, Inc., 3033 Webb Ave., Madison - unlawful taxation - \$2,059.95.
- A motion was made by Ald. Verveer, seconded by Ald. Bruer, to Deny. The motion passed by voice vote/other.**
38.     [09065](#)       Wisconsin Housing Preservation Corp., 1910 Post Rd., Madison - unlawful taxation - \$58,506.38.
- A motion was made by Ald. Verveer, seconded by Ald. Bruer, to Deny. The motion passed by voice vote/other.**
39.     [09066](#)       Future Madison Eastpointe, Inc., 3029 Webb Ave., Madison - unlawful taxation - \$2,059.95.
- A motion was made by Ald. Verveer, seconded by Ald. Bruer, to Deny. The motion passed by voice vote/other.**
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.
- A motion was made by Ald. Verveer, seconded by Ald. Bruer, to Deny. The motion passed by voice vote/other.**

#### 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

**A motion was made by Ald. Verveer, seconded by Ald. Bruer, to Adopt. The motion passed by the following vote:**

**Excused:** 1 -

Jed Sanborn

**Ayes:** 19 -

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

**Non Voting:** 1 -

David J. Cieslewicz

Enactment No: RES-08-00340

42. [08905](#) Approving the selection and purchase of Morning Pride firefighter safety gear from Jefferson Fire & Safety.

**Sponsors:** Paul E. Skidmore and Lauren Cnare

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

Enactment No: RES-08-00341

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

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

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

**A motion was made by Ald. Verveer, seconded by Ald. Bruer, to Adopt. The motion passed by the following vote:**

**Excused:** 1 -

Jed Sanborn

**Ayes:** 19 -

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

**Non Voting:** 1 -

David J. Cieslewicz

Enactment No: RES-08-00342

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

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

Enactment No: RES-08-00343

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

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

Enactment No: RES-08-00344

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

**A motion was made by Ald. Verveer, seconded by Ald. Bruer, to Adopt. The motion passed by the following vote:**

**Excused:** 1 -

Jed Sanborn

**Ayes:** 19 -

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

**Non Voting:** 1 -

David J. Cieslewicz

Enactment No: RES-08-00345

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

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

Enactment No: RES-08-00346

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

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

Enactment No: RES-08-00347

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

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

Enactment No: RES-08-00348

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

**Sponsors:** David J. Cieslewicz

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

Enactment No: RES-08-00349

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

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

**A motion was made by Ald. Verveer, seconded by Ald. Bruer, to Adopt. The motion passed by the following vote:**

**Excused:** 1 -

Jed Sanborn

**Ayes:** 19 -

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

**Non Voting:** 1 -

David J. Cieslewicz

Enactment No: RES-08-00350

#### 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. Konkell and Michael Schumacher

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

Enactment No: RES-08-00351

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

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

Enactment No: RES-08-00352

#### 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

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

Enactment No: RES-08-00353

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

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

Enactment No: RES-08-00354

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

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

Enactment No: RES-08-00355

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
- A motion was made by Ald. Verveer, seconded by Ald. Bruer, to Adopt. The motion passed by voice vote/other.**
- Enactment No: RES-08-00356
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
- A motion was made by Ald. Verveer, seconded by Ald. Bruer, to Adopt. The motion passed by voice vote/other.**
- Enactment No: RES-08-00357
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
- A motion was made by Ald. Verveer, seconded by Ald. Bruer, to Adopt. The motion passed by voice vote/other.**
- Enactment No: RES-08-00358
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
- A motion was made by Ald. Verveer, seconded by Ald. Bruer, to Adopt. The motion passed by voice vote/other.**
- Enactment No: RES-08-00359
62.     [09461](#)     Awarding Public Works Contract No. 6097, Resurfacing 2008 - Asphalt Paving.
- Sponsors:     BOARD OF PUBLIC WORKS
- A motion was made by Ald. Verveer, seconded by Ald. Bruer, to Adopt. The motion passed by voice vote/other.**
- Enactment No: RES-08-00360



63. [09467](#) Awarding Public Works Contract No. 6098, Resurfacing 2008 - Utility Casting Adjusting and Curb & Gutter Repair - 2008.  
**Sponsors:** BOARD OF PUBLIC WORKS
- A motion was made by Ald. Verveer, seconded by Ald. Bruer, to Adopt. The motion passed by voice vote/other.**
- Enactment No: RES-08-00361
64. [09468](#) Awarding Public Works Contract No. 6099, Resurfacing 2008 - Grinding and Pulverizing.  
**Sponsors:** BOARD OF PUBLIC WORKS
- A motion was made by Ald. Verveer, seconded by Ald. Bruer, to Adopt. The motion passed by voice vote/other.**
- Enactment No: RES-08-00362
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
- A motion was made by Ald. Verveer, seconded by Ald. Bruer, to Adopt. The motion passed by voice vote/other.**
- Enactment No: RES-08-00363
66. [09471](#) Awarding Public Works Contract No. 6123, East Main Street and North Dickinson Street Reconstruction Assessment District - 2008.  
**Sponsors:** BOARD OF PUBLIC WORKS
- A motion was made by Ald. Verveer, seconded by Ald. Bruer, to Adopt. The motion passed by voice vote/other.**
- Enactment No: RES-08-00364
67. [09472](#) Awarding Public Works Contract No. 6138, Repairing & Sealing Pavement Cracks, Local Streets - 2008.  
**Sponsors:** BOARD OF PUBLIC WORKS
- A motion was made by Ald. Verveer, seconded by Ald. Bruer, to Adopt. The motion passed by voice vote/other.**
- Enactment No: RES-08-00365

68.     [09473](#)     Awarding Public Works Contract No. 6139, Repairing & Sealing Pavement Cracks, Major Streets - 2008.
- Sponsors:     BOARD OF PUBLIC WORKS
- A motion was made by Ald. Verveer, seconded by Ald. Bruer, to Adopt. The motion passed by voice vote/other.**
- Enactment No: RES-08-00366
69.     [09474](#)     Awarding Public Works Contract No. 6160, Park Paving - 2008.
- Sponsors:     BOARD OF PUBLIC WORKS
- A motion was made by Ald. Verveer, seconded by Ald. Bruer, to Adopt. The motion passed by voice vote/other.**
- Enactment No: RES-08-00367
70.     [09475](#)     Awarding Public Works Contract No. 6183, Tennis Court Reconstruction/Resurfacing - 2008.
- Sponsors:     BOARD OF PUBLIC WORKS
- A motion was made by Ald. Verveer, seconded by Ald. Bruer, to Adopt. The motion passed by voice vote/other.**
- Enactment No: RES-08-00368
71.     [09477](#)     Awarding Public Works Contract No. 6197, CIPP Rehab of Sanitary Sewers - 2008.
- Sponsors:     BOARD OF PUBLIC WORKS
- A motion was made by Ald. Verveer, seconded by Ald. Bruer, to Adopt. The motion passed by voice vote/other.**
- Enactment No: RES-08-00369
72.     [09478](#)     Awarding Public Works Contract No. 6198, 2008-2010 Semi-Permanent (Epoxy) Pavement Markings.
- Sponsors:     BOARD OF PUBLIC WORKS
- A motion was made by Ald. Verveer, seconded by Ald. Bruer, to Adopt. The motion passed by voice vote/other.**
- Enactment No: RES-08-00370

73. [09479](#) Awarding Public Works Contract No. 6199, Resurfacing 2008 - Asphalt Base Patching and Base Patch Grinding.

**Sponsors:** BOARD OF PUBLIC WORKS

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

Enactment No: RES-08-00371

74. [09480](#) Awarding Public Works Contract No. 6209, Greentree Landfill PV Installation 2008.

**Sponsors:** BOARD OF PUBLIC WORKS

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

Enactment No: RES-08-00372

75. [09481](#) Awarding Public Works Contract No. 6210, Demetral Landfill PV Installation 2008.

**Sponsors:** BOARD OF PUBLIC WORKS

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

Enactment No: RES-08-00373

76. [09506](#) Assessing Benefits - Coldspring Avenue Reconstruction Assessment District - 2007. (15th AD)

**Sponsors:** BOARD OF PUBLIC WORKS

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

Enactment No: RES-08-00374

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

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

**Excused:** 1 -

Jed Sanborn

**Ayes:** 18 -

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

**Abstentions:** 1 -

Brenda K. Konkel

**Non Voting:** 1 -

David J. Cieslewicz

Enactment No: RES-08-00375

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

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

Enactment No: RES-08-00376

79. [09552](#) Awarding Public Works Contract No. 6191, Alicia Ashman Library PV Installation 2008.

**Sponsors:** BOARD OF PUBLIC WORKS

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

Enactment No: RES-08-00377

80. [09553](#) Awarding Public Works Contract No. 6168, Restoration Landscaping 2008.

**Sponsors:** BOARD OF PUBLIC WORKS

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

Enactment No: RES-08-00378

81. [09554](#) Awarding Public Works Contract No. 6184, Grading and Seeding in Thut, Dominion and Lost Creek Park - 2008.

**Sponsors:** BOARD OF PUBLIC WORKS

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

Enactment No: RES-08-00379

82. [09555](#) Awarding Public Works Contract No. 6201, Street Tree Installation - 2008.

**Sponsors:** BOARD OF PUBLIC WORKS

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

Enactment No: RES-08-00380

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

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

Enactment No: RES-08-00381

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

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

Enactment No: RES-08-00382

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

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

Enactment No: RES-08-00383

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
- A motion was made by Ald. Verveer, seconded by Ald. Bruer, to Adopt. The motion passed by voice vote/other.**
- Enactment No: RES-08-00384
87. [09566](#) Improvements accepted for Building Demolition, 3052 E. Washington Avenue, Contract No. 5952. (15th AD)
- Sponsors:** BOARD OF PUBLIC WORKS
- A motion was made by Ald. Verveer, seconded by Ald. Bruer, to Adopt. The motion passed by voice vote/other.**
- Enactment No: RES-08-00385
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
- A motion was made by Ald. Verveer, seconded by Ald. Bruer, to Adopt. The motion passed by voice vote/other.**
- Enactment No: RES-08-00386
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
- A motion was made by Ald. Verveer, seconded by Ald. Bruer, to Adopt. The motion passed by voice vote/other.**
- Enactment No: RES-08-00387
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
- A motion was made by Ald. Verveer, seconded by Ald. Bruer, to Adopt. The motion passed by voice vote/other.**

Enactment No: RES-08-00388

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

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

Enactment No: RES-08-00389

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

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

Enactment No: RES-08-00390

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

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

Enactment No: RES-08-00391

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

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

Enactment No: RES-08-00392

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

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

Enactment No: RES-08-00393

96. [09615](#) Improvements accepted for Transit Garage Vertical Lifting Door including Installation, Contract No. 6091. (6th AD)

**Sponsors:** BOARD OF PUBLIC WORKS

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

Enactment No: RES-08-00394

#### REPORT OF CITY CLERK

97. [09724](#) Secondhand Dealer License  
Nebraska Book Company dba Madison Textbooks  
1806 Wright Street

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

#### 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, Michael E. Verveer, Brian L. Solomon, Robbie Webber, Joseph R. Clausius and Judy Compton

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

Enactment No: ORD-08-00043



## RECESS

**A motion was made by Ald. Verveer, seconded by Ald. Bruer, to Take A Recess at 8:30 p.m. The motion passed by voice vote/other.**

## RECONVENE

Roll Call at 8:50 p.m., Mayor Cieslewicz in the Chair.

**Present:** 20 -

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

**Excused:** 1 -

Jed Sanborn

**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

A motion was made by Ald. Verveer, seconded by Ald. Webber, to Adopt with the following amendment(s) to the report:

p. 24 – insert second paragraph: New neighborhood plans should consider bicycle boulevards as part of their comprehensive transportation plan.

Neighborhood plans in undeveloped areas should be amended or include staff comments to add bicycle boulevards to improve bicycling connectivity and access.

p. 25 – re: bicycle shortcuts – Performance Measures: Shortcuts should be formalized and signed, if needed.

p. 37 – under last point, Bicycle parking should be provided at all city buildings and transit centers.

Covered short-term parking and secure long-term parking should be provided at all current and future transit transfer points, light/commuter rail stations, bus stations, and park and ride lots. Secure, long term bicycle parking should be installed at these location. Example might include rented or pay-by-hour bicycle lockers. Parking should also be provided at major bus stops. In addition, the city will upgrade all current city racks to meet the zoning ordinance and will assure that all city buildings, libraries and parks have bicycle parking.

Responsible Party: Mayor's Office, Madison Metro, Library Board, and Parks Department

p. 39 – re: preservation of existing bike routes and "urban escape routes." Add: If the currently designated bicycle route cannot be preserved in a manner appropriate for most intermediate bicyclists, a new, equally convenient route nearby shall be designated through the use of bicycle boulevards, paths, connections to existing low-volume streets, or other such infrastructure.

p. 49 – last point, Responsible Party: Traffic Engineering with help from Safe Community Coalition, Bicycle Federation, and other community groups, as well as collaboration with Madison Metropolitan School District and other school districts serving Madison school children.

p. 50 – first point: Responsible Party: Traffic Engineering, Health, Engineering will work together with the Madison Metropolitan School District (MMSD), other school districts that serve City of Madison children, Safe Community Coalition, Bicycle Federation of Wisconsin, and other community groups

p. 50 – second point: Responsible Party: Mayor's office will work with Madison Metropolitan School District (MMSD) other school districts that serve City of Madison children, Safe Community Coalition, Bicycle Federation of Wisconsin, and other community groups

Under entire Education, Encouragement and Outreach section, do a search and replace for language naming as responsible parties specific non-city groups such as Bicycle Federation of Wisconsin or Safe Community Coalition . (Pages 49–53, 55-56, 58, 61) Add or other community groups, if that language does not already exist. This addresses the concern that one group will receive a contract without an RFP being issued.

The motion passed by voice vote/other.

Enactment No: RES-08-00395

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

**Sponsors:** Marsha A. Rummel

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

Enactment No: ORD-08-00044

#### 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

**A motion was made by Ald. Verveer, seconded by Ald. Bruer, to Place On File Without Prejudice. The motion passed by voice vote/other.**

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

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

Enactment No: RES-08-00396

#### 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

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

Enactment No: RES-08-00397

104. [09800](#) Re-approving the final plat of "Midtown Center" located at 8102 Mid Town Road.  
1st Ald. Dist.

**Sponsors:** Common Council By Request

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

Enactment No: RES-08-00398

#### 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, Judy Compton, Eli Judge, Larry Palm, Satya V. Rhodes Conway and Michael Schumacher

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

Enactment No: ORD-08-00045

#### 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.

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

107. [08800](#) W. Weeden, 3030 Maple Grove Dr., Madison - property damage - \$55.00.

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

108. [08811](#) S. Mills, 2430 Fox Ave., Madison - vehicle damage - \$323.68.

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

109. [08961](#) S. Bengtson, 661 Mendota Ct., Apt. 904E, Madison - vehicle damage - \$70.00.

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

110. [08963](#) G. Einum, 17 Weeping Birch Cir., Madison - vehicle damage - \$241.83.

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

111. [09037](#) T. August for K. NeSmith, 8958 N. Port Washington Rd., Milwaukee - personal injury - \$1,216.00.

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

112. [09042](#) M. and S. Nicholson, 806 West Shore Dr., Madison - personal injury, loss of consortium, trespass and nuisance - \$300,000.00.

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

113. [09383](#) J. M. Baker, N3586 Tipperary Rd., Poynette - vehicle damage - \$448.28.

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

114. [09388](#) J. Preston, 2341 Williams Point Dr., Stoughton - vehicle damage - \$106.50.

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

115. [09425](#) V. Pickerell, 1001 Menomonie Ln., Madison - vehicle damage - \$369.25.

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

116. [09462](#) R. Moen, 2831 Harvey St., Madison - vehicle damage - \$370.19.

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

117. [09463](#) W. Drew, 5559 Surrey Ln., Madison - vehicle damage - \$438.64.

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

118. [09465](#) T. Ramer, 1418 Wayridge Dr., # 101, Madison - vehicle damage - \$88.30.

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

119. [09521](#) S. Barr, 1750 Fordem Ave., #402, Madison - vehicle damage - \$765.02.

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

120. [09525](#) J. Dyar, 1209 S. Midvale Blvd., Apt. D, Madison - vehicle damage - \$1,312.36.

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

121. [09527](#) J. Cerasani, 3557 Sargent St., Madison - vehicle damage - \$185.42.

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

## **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

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

Enactment No: RES-08-00399

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

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

Enactment No: RES-08-00400

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

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

Enactment No: RES-08-00401

## RECONSIDERATIONS

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. Konkel

**A motion was made by Ald. Gruber, seconded by Ald. Skidmore to Reconsider. The motion was WITHDRAWN.**

**INTRODUCTION OF NEW BUSINESS FOR REFERRAL WITHOUT DEBATE - All new business was referred on a motion made by Ald. Verveer, seconded by Ald. Bruer.**

## 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

Due back at the 5/20/08 Common Council Meeting.

**This Ordinance was Refer For Public Hearing to the PLAN COMMISSION, due back on 5/20/2008**

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

Additional Referral(s): Personnel Board

**This Ordinance was Refer to the BOARD OF ESTIMATES**

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

**This Ordinance was Refer to the BUILDING CODE, FIRE CODE AND LICENSING APPEALS BOARD**

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

**This Ordinance was Refer to the 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

Due back at the 5/6/08 Common Council Meeting.

**This Ordinance was Refer For Public Hearing to the BOARD OF ESTIMATES, due back on 5/6/2008**



**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

**This Resolution was Refer to the 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

**This Resolution was Refer to the 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

**This Resolution was Refer to the 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

**This Resolution was Refer to the 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

**This Resolution was Refer to the BOARD OF ESTIMATES**

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

**This Resolution was Refer to the BOARD OF PARK COMMISSIONERS**

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

Due back at the 5/6/08 Common Council Meeting.

**This Resolution was Refer For Public Hearing to the BOARD OF PUBLIC WORKS, due back on 5/6/2008**

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

**This Resolution was Refer to the BOARD OF ESTIMATES**

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

**This Resolution was Refer to the BOARD OF ESTIMATES**

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

**This Resolution was Refer to the 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

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

**This Resolution was Refer to the BOARD OF ESTIMATES**

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

Additional Referral(s): Personnel Board

**This Resolution was Refer to the BOARD OF ESTIMATES**

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

Additional Referral(s): Personnel Board

**This Resolution was Refer to the BOARD OF ESTIMATES**

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

Additional Referral(s): Board of Estimates, ADA Transit Subcommittee to the Transit and Parking Commission

**This Resolution was Refer to the TRANSIT AND PARKING COMMISSION**

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

Additional Referral(s): Board of Estimates

**This Resolution was Refer to the BOARD OF PUBLIC WORKS**

146. [09726](#) Approving City participation in a program to sell and distribute all-hazards radios.

**Sponsors:** Paul E. Skidmore and Lauren Cnare

**This Resolution was Refer to the 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

**This Resolution was Refer to the BOARD OF HEALTH FOR MADISON AND DANE COUNTY**

148. [09730](#) Amending the Composition of the Sustainable Design and Energy Committee.

**Sponsors:** Judy Compton and Satya V. Rhodes Conway

Adopt at the 4/22/08 Common Council Meeting.

**This Resolution was Refer to a future Meeting to Adopt to the COMMON COUNCIL, due back on 4/22/2008**

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

Additional Referral(s): Downtown Coordinating Committee, Vending Oversight Committee. Due back at the 5/6/08 Common Council Meeting.

**This Resolution was Refer For Public Hearing to the STREET USE STAFF TEAM, due back on 5/6/2008**

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
- Additional Referral(s): Downtown Coordinating Committee, Vending Oversight Committee. Due back at the 5/6/08 Common Council Meeting.
- This Resolution was Refer For Public Hearing to the STREET USE STAFF TEAM**
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
- Additional Referral(s): Downtown Coordinating Committee, Vending Oversight Committee. Due back at the 5/6/08 Common Council Meeting.
- This Resolution was Refer For Public Hearing to the STREET USE STAFF TEAM**
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
- Additional Referral(s): Downtown Coordinating Committee, Vending Oversight Committee. Due back at the 5/6/08 Common Council Meeting.
- This Resolution was Refer For Public Hearing to the STREET USE STAFF TEAM**
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
- Additional Referral(s): Downtown Coordinating Committee, Vending Oversight Committee. Due back at the 5/6/08 Common Council Meeting.
- This Resolution was Refer For Public Hearing to the STREET USE STAFF TEAM**

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
- Additional Referral(s): Downtown Coordinating Committee, Vending Oversight Committee. Due back at the 5/6/08 Common Council Meeting.
- This Resolution was Refer For Public Hearing to the STREET USE STAFF TEAM**
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
- Additional Referral(s): Downtown Coordinating Committee, Vending Oversight Committee. Due back at the 5/6/08 Common Council Meeting.
- This Resolution was Refer For Public Hearing to the STREET USE STAFF TEAM**
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
- Additional Referral(s): Downtown Coordinating Committee, Vending Oversight Committee. Due back at the 5/6/08 Common Council Meeting.
- This Resolution was Refer For Public Hearing to the STREET USE STAFF TEAM**
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
- Additional Referral(s): Downtown Coordinating Committee, Vending Oversight Committee. Due back at the 5/6/08 Common Council Meeting.
- This Resolution was Refer For Public Hearing to the STREET USE STAFF TEAM, due back on 5/6/2008**

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
- Additional Referral(s): Downtown Coordinating Committee, Vending Oversight Committee. Due back at the 5/6/08 Common Council Meeting.
- This Resolution was Refer For Public Hearing to the STREET USE STAFF TEAM, due back on 5/6/2008**
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
- Additional Referral(s): Downtown Coordinating Committee, Vending Oversight Committee. Due back at the 5/6/08 Common Council Meeting.
- This Resolution was Refer For Public Hearing to the STREET USE STAFF TEAM, due back on 5/6/2008**
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
- Additional Referral(s): Downtown Coordinating Committee, Vending Oversight Committee. Due back at the 5/6/08 Common Council Meeting.
- This Resolution was Refer For Public Hearing to the STREET USE STAFF TEAM, due back on 5/6/2008**
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
- Additional Referral(s): Downtown Coordinating Committee, Vending Oversight Committee. Due back at the 5/6/08 Common Council Meeting.
- This Resolution was Refer For Public Hearing to the STREET USE STAFF TEAM, due back on 5/6/2008**

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

Additional Referral(s): Downtown Coordinating Committee, Vending Oversight Committee. Due back at the 5/6/08 Common Council Meeting.

**This Resolution was Refer For Public Hearing to the STREET USE STAFF TEAM, due back on 5/6/2008**

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

Additional Referral(s): Downtown Coordinating Committee, Vending Oversight Committee. Due back at the 5/6/08 Common Council Meeting.

**This Resolution was Refer For Public Hearing to the STREET USE STAFF TEAM, due back on 5/6/2008**

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

**This Resolution was Refer to the 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 and Larry Palm

Additional Referral(s): Board of Park Commissioners, Landmarks Commission, Plan Commission

**This Resolution was Refer to the BOARD OF ESTIMATES**

166. [09808](#) SUBSTITUTE: 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, and authorizing the Mayor, City Clerk, and Chief of Police to sign contracts, leases and agreements as required.

**Sponsors:** Michael E. Verveer

**This Resolution was Refer to the 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 and Satya V. Rhodes Conway

**This Resolution was Refer to the 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

**This Resolution was Refer to the 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

Additional Referral(s): Board of Park Commissioners

**This Resolution was Refer to the BOARD OF ESTIMATES**

## 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  
Due back at the 5/6/08 Common Council Meeting.

**This License was Refer For Public Hearing to the ALCOHOL LICENSE REVIEW COMMITTEE, due back on 5/6/2008**

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  
Due back at the 5/6/08 Common Council Meeting.

**This License was Refer For Public Hearing to the ALCOHOL LICENSE REVIEW COMMITTEE, due back on 5/6/2008**

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  
Due back at the 5/6/08 Common Council Meeting.
- This License was Refer For Public Hearing to the ALCOHOL LICENSE REVIEW COMMITTEE, due back on 5/6/2008**
173. [09848](#) Public Hearing - New License  
Applicant William J. Scheer • dba Glenway Golf Course • 15% alcohol, 25%  
food, other 60%  
Address 3747 Speedway Rd. • Agent: William J Scheer • Estimated Capacity:  
50  
Class B Combination Liquor & Beer  
Aldermanic District 10 (Solomon) • Police Sector 302  
Due back at the 5/6/08 Common Council Meeting.
- This License was Refer For Public Hearing to the ALCOHOL LICENSE REVIEW COMMITTEE, due back on 5/6/2008**
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  
Due back at the 5/6/08 Common Council Meeting.
- This License was Refer For Public Hearing to the ALCOHOL LICENSE REVIEW COMMITTEE, due back on 5/6/2008**
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  
Due back at the 5/6/08 Common Council Meeting.
- This License was Refer For Public Hearing to the ALCOHOL LICENSE REVIEW COMMITTEE, due back on 5/6/2008**

## 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.

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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**

210. [09836](#) Authorizing the Mayor and City Clerk to enter into a Purchase Agreement with the Natural Heritage Land Trust, Inc. for Phase 2 of the City's acquisition of lands for the planned expansion of the Cherokee Marsh Conservation Park and amending the 2008 Parks Capital Budget to authorize the expenditure of \$180,000 for this acquisition.

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

Additional Referral(s): Board of Park Commissioners

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

211. [09851](#) Public Hearing - New License  
Applicant: Radhe-Sham, LLC • dba: Comfort Inn & Suites • 6% alcohol, 53% food, other 41%  
Address: 4822 E. Washington Ave. • Agent: Kathy Whalen  
Class B Combination Liquor & Beer  
Aldermanic District 17 (Clausius) • Police Sector 518  
Due back at the 5/6/08 Common Council Meeting.

**A motion was made by Ald. Verveer, seconded by Ald. Bruer, to Refer For Public Hearing to the ALCOHOL LICENSE REVIEW COMMITTEE, due back on 5/6/2008. The motion passed by voice vote/other.**

212. [09967](#) Amending Section 28.12(12)(g) of the Madison General Ordinances to prohibit demolition by fire except when conducted by Madison Fire Department and not to exceed three events per year.

**Sponsors:** Tim Gruber

Due back at the 5/20/08 Common Council Meeting.

**A motion was made by Ald. Gruber, seconded by Ald. Verveer, to Refer For Public Hearing to the PLAN COMMISSION, due back on 5/20/2008. The motion passed by voice vote/other.**

## ADJOURNMENT

**A motion was made by Ald. Verveer, seconded by Ald. Bruer, to Adjourn at 9:55 p.m. The motion passed by voice vote/other.**

I certify that the foregoing action of the Common Council was approved by the Mayor on April 11, 2008.

Ordinances published April 26, 2008.

MARIBETH WITZEL-BEHL, CITY CLERK