



# City of Madison

City of Madison  
Madison, WI 53703  
[www.cityofmadison.com](http://www.cityofmadison.com)

## Proceedings - Approved COMMON COUNCIL

*This meeting can be viewed LIVE on Madison City Channel, cable channel 98, digital channel 994, or at [www.madisoncitychannel.tv](http://www.madisoncitychannel.tv).*

---

Tuesday, May 1, 2012

6:30 PM

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

---

ROLL CALL @ 6:33 PM

**Present:** 21 - Paul R. Soglin  
Lisa Sabeck  
Bridget R. Maniaci  
Lauren Cnare  
Michael E. Verveer  
Shiva Bidar-Sielaff  
Marsha A. Rummel  
Steve King  
Scott J. Resnick  
Paul E. Skidmore  
Brian L. Solomon  
Chris Schmidt  
Satya V. Rhodes-Conway  
Sue Ellingson  
Tim Bruer  
Larry Palm  
Jill Johnson  
Joseph R. Clausius  
Anita Weier  
Mark Clear  
Matthew J. Phair

**Excused:** 2 - Chris Schmidt  
Sue Ellingson

**Non Voting:** 1 - Paul R. Soglin

### SPEAKING GUIDELINES

#### 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: Ald. Schmidt, Ald. Ellingson

**OPENING REMARKS**

1. [26200](#) Presentation: Poetry Recitation by Madison Poets Laureate, Sarah Busse & Wendy Vardaman.

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

**HONORING RESOLUTIONS**

2. [25964](#) Proclaiming May 12, 2012 as International Migratory Bird Day in the City of Madison

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

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

Enactment No: RES-12-00330

3. [26144](#) Recognizing local citizens for their role in bringing meetings, conventions and events home to Madison, Wisconsin.

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

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

Enactment No: RES-12-00276

4. [26174](#) Commending and congratulating The Daily Cardinal on their 120 Year Anniversary.

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

**A motion was made by Resnick, seconded by Maniaci, to Adopt Under Suspension of Rules 2.04, 2.05, 2.24, and 2.25. The motion passed by voice vote/other.**

Enactment No: RES-12-00277

## **PETITIONS AND COMMUNICATIONS**

### **PETITIONS**

5. [26103](#) Petition received in the Madison City Clerk's Office 4/16/2012 from Jay Fuller & Associates, LLC, regarding attachment from the Town of Burke to the City of Madison.

**A motion was made by Bidar-Sielaff, seconded by Cnare, to Refer to the COMMON COUNCIL and should be returned by 6/12/2012. The motion passed by voice vote/other.**

### **EARLY PUBLIC COMMENT**

### **COMMUNICATIONS**

### **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.

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

### **REPORT OF ALCOHOL LICENSE REVIEW COMMITTEE**

**REPORT OF PLAN COMMISSION**

6. [25694](#) Public Hearing - New License  
Dasmesh 11 LLC • dba Maharaja Grocery  
1701 Thierer Rd • Agent: Rohit Lamba  
Class A Liquor & Class A Beer  
Aldermanic District 17 (Alder Clausius) • Police Sector 515

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

7. [25695](#) Public Hearing - New License  
Badger Meats, LLC • dba Forequarter  
708 1/4 E Johnson St • Agent: Melinda Trudeau • Estimated Capacity: 40  
Class B Combination Liquor & Beer • 37% alcohol, 73% food  
Aldermanic District 2 (Alder Maniaci) • Police Sector 407

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

8. [25696](#) Public Hearing - New License  
EDO Garden LLC • dba Soca  
508 State St • Agent: Jing Jiang • Estimated Capacity: 220  
Class B Combination Liquor & Beer • 20% alcohol, 80% food  
Aldermanic District 2 (Alder Maniaci) • Police Sector 403 • Density Area

Re-refer to the Alcohol License Review Committee meeting on 5-16-12.

**A motion was made by Bidar-Sielaff, seconded by Cnare, to Re-refer for Recessed Public Hearing to the ALCOHOL LICENSE REVIEW COMMITTEE. The motion passed by voice vote/other.**

9. [25697](#) Public Hearing - New License  
Madtown Pizza LLC • dba Madtown Pizza  
912 E Johnson St • Agent: Joseph Cerniglia • Estimated Capacity: 30  
Class B Beer & Class C Wine • 5% alcohol, 95% food  
Aldermanic District 2 (Alder Maniaci) • Police Sector 407

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

10. [25698](#) Public Hearing - New License  
Nam's Noodle Company LLC • dba Nam's Noodles  
1336 Regent St • Agent: Raymond Sze • Estimated Capacity: 60  
Class B Combination Liquor & Beer • 15% alcohol, 85% food  
Aldermanic District 8 (Alder Resnick) • Police Sector 402

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

11. [25699](#) Public Hearing - New License  
Punta Cana Restaurant LLC • dba Punta Cana Restaurant  
2705 W Beltline Hwy • Agent: Alberto Santos • Estimated Capacity: n/a  
Class B Combination Liquor & Beer • 30% alcohol, 70% food  
Aldermanic District 14 (Alder Bruer) • Police Sector 308

**A motion was made by Bidar-Sielaff, seconded by Cnare, to Grant with Condition(s): The conditions are:**  
1. The establishment voluntarily agrees to close at or before midnight.  
2. Food shall be available at all times the establishment is open.  
3. The establishment will continue to meet the definition of a restaurant under Madison General Ordinance 38.02.  
4. Alcohol service is restricted to the first floor.  
5. Basement is for alcohol storage only.  
6. The establishment will work with Zoning to come up with a parking plan within 30 days of Common Council granting the license. and Close the Public Hearing. The motion passed by voice vote/other.

12. [25777](#) Amending Secs 28.12(13)(a)4. and 5., creating Secs. 28.12(13)(a)9. and 10. and renumbering current Secs. 28.12(13)(a)9. through 11. to Secs. 28.12(13)(a)11. through 13., respectively, of the Madison General Ordinances to increase fees for certain conditional use requests and to add fees for site plan review and alterations to PUD's approved by the Plan Commission.

**Sponsors:** Chris Schmidt

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

Enactment No: ORD-12-00056

**END OF PUBLIC HEARINGS**

**BUSINESS PRESENTED BY THE MAYOR**

13. [25927](#) Report of the Mayor submitting citizen committee appointments (introduction 4-17-2012; action 5-1-2012).

Sponsors: Paul R. Soglin

**A motion was made by Bidar-Sielaff, seconded by Cnare, to Confirm. The motion passed by voice vote/other.**

14. [26130](#) Report of the Mayor submitting alder committee appointments.

Sponsors: Paul R. Soglin

**A motion was made by Bidar-Sielaff, seconded by Cnare, to Confirm. The motion passed by voice vote/other.**

15. [26164](#) Report of the Mayor submitting citizen committee appointments (introduction 5-1-2012; action 5-15-2012).

Sponsors: Paul R. Soglin

Confirm at the Common Council meeting on 5-15-12.

**A motion was made by Bidar-Sielaff, seconded by Cnare, to Refer to the COMMON COUNCIL and should be returned by 5/15/2012. The motion passed by voice vote/other.**

#### **CONFIRMATION HEARING**

16. [25737](#) Submitting the appointment of Christopher M. Kelley for confirmation of a five-year term as the Streets Superintendent.

Sponsors: Paul R. Soglin

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

Enactment No: RES-12-00278

#### **BUSINESS PRESENTED BY THE PRESIDENT OF THE COMMON COUNCIL**

17. [26134](#) Appointments to the Common Council Organizational Committee 2012-2013

**A motion was made by Bidar-Sielaff, seconded by Cnare, to Confirm. The motion passed by voice vote/other.**

18. [26168](#) Amending Sections 15.02(54), (56), and (59) of the Madison General Ordinances to change the polling locations for Wards 54, 56 and 59.

Sponsors: Scott J. Resnick

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

Enactment No: ORD-12-00057

## REPORTS OF OFFICERS

### REPORT OF ALCOHOL LICENSE REVIEW COMMITTEE

19. [22692](#) Change of Licensed Premise  
NDZ Enterprises LLC • dba Dexter's Pub • Capacity: 143  
301 North St • Agent: Nicholas Zabel  
Class B Combination Liquor & Beer  
60.11% alcohol, 37.10% food 2.79% other  
Aldermanic District 12 (Alder Rhodes-Conway) • Police Sector 502  
Proposed Change: Extend premises to include Northside parking lot for several events each year.

**A motion was made by Bidar-Sielaff, seconded by Cnare, to Grant with Condition(s) and Close the Public Hearing. The conditions are:**

- 1. Maximum of four events per year.**
- 2. Prior to each event, establishment will inform the District Police Captain, District Alder and City Clerk's Office.**
- 3. Event times will be noon to 8:00 p.m.**
- 4. Establishment must abide by all conditional use permit conditions. The motion passed by voice vote/other.**

20. [25537](#) Change of Agent  
Ultra Mart Foods LLC • dba Cops Food Center #8131 • 6655 McKee Rd  
New Agent: Crystal Gulseth  
Class A Liquor & Beer  
Aldermanic District 7 (Alder King) • Police Sector 119  
Ultra Mart Foods LLC would like to withdraw this application.

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

21. [25560](#) Operator License Application  
Alexander Newson - Establishment where employed: Nitty Gritty  
Guideline 5

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

22. [25689](#) Operator License Application  
Jared D. Pesch - Establishment where employed: Kelly Williamson Co.

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

23. [25691](#) Operator License Application  
Danielle D. Stiger - Establishment where employed: Speedway

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

24. [25818](#) Amending Section 38.10(1) of the Madison General Ordinances to clarify suspension revocation or nonrenewal procedures for entertainment licenses and licenses for Centers for Visual and Performing Arts.

**Sponsors:** Michael E. Verveer

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

Enactment No: ORD-12-00058

25. [25904](#) Operator License Application  
Kyle Larson - Establishment where employed: Best Western Inntowner

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

26. [26019](#) Temporary Class "B" Retailer's License with Street Use Permit Application  
Backporch Radio Broadcasting Inc (WORT-FM)  
Event Location: 600 Block of W Doty St  
Event Date: 5/20/2012, 11am-7pm  
Aldermanic District 4 (Ald. Verveer)  
Police District: 404

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

27. [26046](#) Change of Agent  
Church Key/Foodmarket/The Vineyard LLC • dba The Churchkey • 626 University Ave  
New Agent: Andrew Beaulieu  
Class B Combination Liquor & Beer • 90% alcohol, 10% food  
Aldermanic District 4 (Alder Verveer) • Police Sector 403

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

28. [26047](#) Change of Agent  
Riley's/Badger Liquor LLC • dba Badger Liquor • 402 State St  
New Agent: Andrew Beaulieu  
Class A Liquor and Class A Beer  
Aldermanic District 4 (Alder Verveer) • Police Sector 403

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

29. [26048](#) Change of Agent  
Church Key/Foodmarket/The Vineyard LLC • dba The Vineyard • 626 University Ave  
New Agent: Andrew Beaulieu  
Class A Liquor and Class A Beer  
Aldermanic District 4 (Alder Verveer) • Police Sector 403

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

30. [26049](#) Change of Agent  
Flat Out Crazy LLC • dba Flat Top Grill • 538 N Midvale Blvd  
New Agent: Adam Dunnington  
Class B Combination Liquor & Beer • 10% alcohol, 90% food  
Aldermanic District 11 (Alder Schmidt) • Police Sector 108

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

31. [26050](#) Change of Agent  
Ultra Mart Foods LLC • dba Copps Food Center #8131 • 6655 McKee Rd  
New Agent: Matthew Fischer  
Class A Liquor and Class A Beer  
Aldermanic District 7 (Alder King) • Police Sector 119

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

32. [26051](#) Change of Agent  
The Noodle Shop Co-Wisconsin Inc • dba Noodles and Company • 232 State St  
New Agent: Charles Haug  
Class B Combination Liquor & Beer • .6% alcohol, 99.4% food  
Aldermanic District 4 (Alder Verveer) • Police Sector 406

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

33. [26052](#) Change of Agent  
PDQ Food Stores • dba PDQ Food Store #115 • 4402 E Buckeye Rd  
New Agent: Mary Rieder  
Class A Liquor and Class A Beer  
Aldermanic District 16 (Alder Johnson) • Police Sector 614

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

34. [26054](#) Change of Agent  
Wal-Mart Stores East LP • dba Walmart #1138 • 7202 Watts Rd  
New Agent: Bradley Shubert  
Class A Liquor and Class A Beer  
Aldermanic District 1 (Alder Subeck) • Police Sector123

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

35. [26056](#) Change of Agent  
Pizza Hut of Southern Wisconsin Inc • dba Pizza Hut • 7440 Mineral Point Rd  
New Agent: Michael Studzinski  
Class B Combination Liquor & Beer • 1.6% alcohol, 98.4% food  
Aldermanic District 9 (Alder Skidmore) • Police Sector 125

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

36. [26057](#) Change of Agent  
Teasdale's Silver Dollar Inc • dba Teasdale's Silver Dollar • 117 W Mifflin St.  
New Agent: Charles Teasdale  
Class B Combination Liquor & Beer • 99% alcohol, 1% food  
Aldermanic District 4 (Alder Verveer) • Police Sector 405

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

37. [26058](#) Change of Agent  
Little Manhattan LLC • dba Little Manhattan • 6718 Odana Rd  
New Agent: Emmalee Tse  
Class B Beer • 20% alcohol, 50% food, 30% Other  
Aldermanic District 19 (Alder Clear) • Police Sector 113

**A motion was made by Bidar-Sielaff, seconded by Cnare, to Grant. There was some background noise going on while you your. The motion passed by voice vote/other. So I added them to our report. Here it is.**

38. [26059](#) Change of Agent  
KBO Investments LLC • dba Fuzzy's Taco Shop • 3519 University Ave  
New Agent: John Waitkus  
Class B Combination Liquor & Beer • 15% alcohol, 80% food, 5% other  
Aldermanic District 11 (Alder Schmidt) • Police Sector101

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

39. [26060](#) Change of Corporate Control  
Laurel Tavern Inc • dba Laurel Tavern  
2505 Monroe St • Agent: Julie Furset  
Class B Combination Liquor & Beer • 55% alcohol, 45% food  
Aldermanic District 13 (Alder Ellingson) • Police Sector 302  
Wife of Deceased owner new sole stockholder

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

40. [26065](#) Change of Corporate Control  
Monona Catering LLC • dba Monona Catering  
1 John Nolen Dr • Agent: Mark Mueller  
Class B Combination Liquor & Beer • 13% alcohol, 87% food  
Aldermanic District 4 (Alder Verveer) • Police Sector 405  
Remove one officer (deceased)

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

41. [26066](#) Change of Corporate Control  
Washington Hotel Coffee Room LLC • dba Lakeside St Coffee House  
402 W Lakeside St • Agent:  
Class B Combination Liquor & Beer • 10% alcohol, 50% food, 40% other  
Aldermanic District 13 (Alder Ellingson) • Police Sector 306  
1 new officer

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

42. [26067](#) Change of Corporate Control  
Open Pantry Food Marts Inc • dba Open Pantry Food Mart # 1215  
1412 Pflaum Rd • Agent: James Schutz  
Class A Beer  
Aldermanic District 15 (Alder Palm) • Police Sector 616  
1 new officer

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

43. [26069](#) Change of Corporate Control  
Open Pantry Food Marts Inc • dba Open Pantry Food Mart #705  
1401 Regent St • Agent: James Schutz  
Class A Beer  
Aldermanic District 13 (Alder Ellingson) • Police Sector 303  
1 new officer

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

44. [26070](#) Change of Corporate Control  
Open Pantry Food Marts Inc • dba Open Pantry Food Mart # 1335  
2216 University Ave • Agent: James Schutz  
Class A Beer  
Aldermanic District 5 (Alder Bidar-Sielaff) • Police Sector 301  
1 new officer

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

45. [26071](#) Change of Corporate Control  
Open Pantry Food Marts Inc • dba Open Pantry Food Mart #  
2201 S Park St • Agent: James Schutz  
Class A Beer  
Aldermanic District 14 (Alder Bruer) • Police Sector 310  
1 new officer

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

46. [26072](#) Change of Corporate Control  
Open Pantry Food Marts Inc • dba Open Pantry Food Mart #  
2703 W Beltline Hwy • Agent: James Schutz  
Class A Beer  
Aldermanic District 14 (Alder Bruer) • Police Sector 308  
1 new officer

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

47. [26074](#) Change of Corporate Control  
Sam's East Inc • dba Sam's Club #8255  
7050 Watts Rd • Agent: Adam Peck  
Class A Liquor and Class A Beer  
Aldermanic District 1 (Alder Subeck) • Police Sector 123  
Remove 2 and add 1 new officer

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

48. [26075](#) Change of Corporate Control  
Zor Shriners AAONMS • dba Zor Shriners AAONMS  
575 Zor Shrine Place • Agent: Kent Englund  
Class B Combination Liquor & Beer • 37% alcohol, 63% food  
Aldermanic District 9 (Alder Skidmore) • Police Sector 124  
Remove 1 and add 1 new officer

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

49. [26076](#) Change of Corporate Control  
Wal-Mart Stores East, LP • dba  
4198 Nakoosa Tr • Agent: Kirk U'Ren  
Class A Liquor and Beer  
Aldermanic District 15 (Alder Palm) • Police Sector 607  
Remove 1 and add 1 new officer

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

50. [26077](#) Change of Corporate Control  
Wal-Mart Stores East LP • dba Walmart #1138  
7202 Watts Rd • Agent: Michael Marchese  
Class A Liquor and Class A Beer  
Aldermanic District 1 (Alder Subeck) • Police Sector 123  
Remove 2 and add 1 new officer

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

51. [26078](#) Change of Corporate Control  
Marcus Madison LLC • dba Sheraton Madison Hotel  
706 John Nolen Dr • Agent: Jerrold Egner  
Class B Combination Liquor & Beer • 6% alcohol, 21% food 73% other  
Aldermanic District 14 (Alder Bruer) • Police Sector 313  
Remove one officer

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

52. [26080](#) Change of Licensed Premise  
MMJ Inc • dba Players Sports Bar • Capacity: 99  
2013 Winnebago St • Agent: Marilyn Guess  
Class B Combination Liquor & Beer • 80% alcohol, 20% food  
Aldermanic District 6 (Alder Rummel) • Police Sector 410  
Add outdoor garden on 7/28/2012 from noon-midnight and  
on 8/4/2012 from 3pm-midnight

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

53. [26082](#) Change of Licensed Premise  
Teddy Stevens • dba T. Sushi • Capacity: 67  
301 W Johnson St  
Class B Combination Liquor & Beer • 30% alcohol, 70% food  
Aldermanic District 4 (Alder Verveer) • Police Sector 406  
Add sidewalk cafe with capacity of 28

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

54. [26083](#) Change of Licensed Premise  
Stalzy's Deli LLC • dba Stalzy's Deli • Capacity: 60  
2701 Atwood Ave • Agent: Corbin Reynolds  
Class B Combination Liquor & Beer • 10% alcohol, 75% food  
Aldermanic District 6 (Alder Rummel) • Police Sector 601  
Add sidewalk cafe with 4 two-top tables  
Outdoor capacity to 8

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

55. [26084](#) Change of Licensed Premise  
Legends Unlimited Inc • dba Legends Sports Bar & Grill • Capacity: 284  
439 Grand Canyon Dr • Agent: Abdula Ajdini  
Class B Combination Liquor & Beer • 40% alcohol, 60% food  
Aldermanic District 19 (Alder Clear) • Police Sector 113  
Add exterior radio food and beverage service; add exterior service bar within seasonal volleyball court area; No change in overall capacity

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

56. [26085](#) Change of Licensed Premise  
Echo on Main Inc • dba Echo on Main • Capacity: 145  
554 W Main St • Agent: Patrick Rynes  
Class B Combination Liquor & Beer • 60% alcohol, 35% food, 5% other  
Aldermanic District 4 (Alder Verveer) • Police Sector 404  
Expand licensed premises to include outdoor patio  
Patio hours of operation Sunday-Thursday until 10pm, Friday and Saturday until 11pm

The condition is that the establishment must meet all existing conditions and must abide by all conditional use permit provisions.

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

57. [26086](#) 18+ Center for Visual & Performing Arts License  
Punta Cana Restaurant LLC • dba Punta Cana Restaurant • Capacity: 100  
2705 W Beltline Hwy • Agent: Alberto Santos  
Class B Combination Liquor & Beer • 50% alcohol, 40% food, 10% other  
Aldermanic District 14 (Alder Bruer) • Police Sector 308

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

58. [26087](#) 21+ Entertainment License  
Charleys of Madison LLC • dba The Fountain • Capacity:113 indoors/24 outdoors  
122 State St • Agent: Harold Langhammer  
Class B Combination Liquor & Beer • 40% alcohol, 60% food  
Aldermanic District 4 (Alder Verveer) • Police Sector 406

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

59. [26088](#) Change of Corporate Control  
Teasdale's Silver Dollar Inc • dba Teasdale's Silver Dollar  
117 W Mifflin St • Agent: Charles Teasdale  
Class B Combination Liquor & Beer • 99% alcohol, 1% food  
Aldermanic District 4 (Alder Verveer) • Police Sector 405  
Remove 1 and add 2 new officer

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

60. [26187](#) Alcohol License Review Committee Report of Operator License Applications  
May 1, 2012. See attached report for list of operators.

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

#### **REPORT OF BOARD OF ESTIMATES**

61. [25399](#) Authorizing the Mayor and City Clerk to enter into a gift and naming right agreement with the Irwin A. and Robert D. Goodman Foundation for the multi-use (bicycle and pedestrian) path extending eastward from the Goodman/Atwood Community Center on Waubesa Street to the Marsh View Path at Highway 30. (6th AD)  
**Sponsors:** Paul R. Soglin, Joseph R. Clausius, Larry Palm and Marsha A. Rummel

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

Enactment No: RES-12-00279

62. [25559](#) Amending the 2012 Fire Operating Budget and accepting a SAFER Grant (Staffing for Adequate Fire and Emergency Response) if awarded from the U. S. Department of Homeland Security, Federal Emergency Management Agency (FEMA) for eighteen (18) firefighter positions.

Sponsors: Paul E. Skidmore, Lauren Cnare and Jill Johnson

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

Enactment No: RES-12-00280

63. [25641](#) Approving the First Amendment of Tax Incremental District (TID) #36 (Capitol Gateway), City of Madison, and approving a Project Plan and Boundary for said amended TID.

Sponsors: Bridget R. Maniaci and Marsha A. Rummel

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

Enactment No: RES-12-00281

64. [25646](#) Authorizing the CD Division to submit an application to the state Division of Housing for Emergency Solutions Grant (ESG), Transitional Housing Program (THP) and Homeless Prevention Program (HPP) funds on behalf of specific agencies providing housing and services to homeless persons.

Sponsors: Shiva Bidar-Sielaff, Tim Bruer and Matthew J. Phair

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

Enactment No: RES-12-00282

65. [25654](#) Authorizing the Mayor, City Clerk and Chief of Police to accept a Project Safe Neighborhoods award from the State of Wisconsin, Office of Justice Assistance in the amount of \$41,659 and to utilize these funds toward focused deterrence efforts of the Madison Police Department Special Investigations Unit.

Sponsors: Paul E. Skidmore

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

Enactment No: RES-12-00283

66. [25704](#) Approving the double-fill of a Fire Division Chief position due to a 2013 planned retirement and amending the Fire and Fleet Service Capital Budgets for a vehicle purchase.

Sponsors: Paul E. Skidmore

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

Enactment No: RES-12-00284

67. [25716](#) Approve substantial amendment to City's Consolidated Plan 2011 Action Plan to include allowable ESG-funded activities; authorize the Mayor to sign the amendment; and authorize the CD Division to issue a request for proposals.

Sponsors: Shiva Bidar-Sielaff, Tim Bruer and Matthew J. Phair

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

Enactment No: RES-12-00285

68. [25717](#) Approve substantial amendment to City's Consolidated Plan 2012 Action Plan to include allowable ESG-funded activities; authorize the Mayor to sign the amendment; and authorize the CD Division to issue a request for proposals.

Sponsors: Shiva Bidar-Sielaff, Tim Bruer and Matthew J. Phair

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

Enactment No: RES-12-00286

69. [25736](#) Directing the Mayor to appoint 15 members of the community to a PILOT Task Force, charged with reviewing the different aspects of basic services provided to tax-exempt property owners.

Sponsors: Paul R. Soglin

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

Enactment No: RES-12-00287

70. [25769](#) Amending Traffic Engineering's 2012 Operating Budget; appropriating \$41,700 from the Contingency Reserve; authorizing the City to enter into an intergovernmental agreement with the Village of Shorewood Hills and University of Madison (UW) to contract for a sub-area traffic and transportation study of the University Avenue area adjacent to the UW, Shorewood Hills, and greater Regent Neighborhood; and authorizing the City of Madison to issue Requests for Proposals (RFPs); and providing that the Mayor and City Clerk may enter into a contract.

Sponsors: Shiva Bidar-Sielaff and Chris Schmidt

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

Enactment No: RES-12-00288

71. [25800](#) Create a new 1.0 FTE position of Architect-3 in the Engineering Division budget to replace the 1.0 FTE position of Architect 3-LTE (pos. no. 4309)

Sponsors: Paul R. Soglin and Michael E. Verveer

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

Enactment No: RES-12-00289

72. [25819](#) Amending Section 3.54(1)(b) of the Madison General Ordinances by deleting the classification of "Police Public Information Specialist" in CG 18, Range 08, and creating the classifications of "Police Public Information Specialist 1" in CG18, Range 08, and "Police Public Information Specialist 2" in CG18, Range 10, thereof.

Sponsors: Paul R. Soglin

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

Enactment No: ORD-12-00059

73. [25820](#) Recreate the 1.0 FTE position, #415, of Librarian 2, (CG33, R02), currently occupied by J. Anderson, as a Librarian 3(CG33, R03) in the Library Budget, and reallocate the incumbent to the new position.

Sponsors: Paul R. Soglin

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

Enactment No: RES-12-00290

74. [25821](#) Create the classification of Program Assistant 1 in CG32, R06 and recreate the 1.0 FTE position #529 of Administrative Clerk 1 (CG32, R 04), currently occupied by T. Campbell, as a 1.0 FTE Program Assistant 1 (CG32, R 06) within the Library Budget, and reallocate the incumbent to the new position.

Sponsors: Paul R. Soglin

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

Enactment No: RES-12-00291

75. [25822](#) Recreate a 1.0 FTE Police Public Information Specialist (CG18-08) position, currently occupied by J. DeSpain (#4021), as a Police Public Information Specialist 2 (CG18-10) within the Police Department budget and reallocate the incumbent to the new position.

Sponsors: Paul R. Soglin

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

Enactment No: RES-12-00292

76. [25838](#) Amending the 2012 Planning Division Operating Budget to authorize total conference expenditures to exceed the \$19,500 allocated in the 2012 Operating Budget and to accept private contributions and registration fees to be used to offset additional neighborhood conference expenses.

Sponsors: Paul R. Soglin

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

Enactment No: RES-12-00293

77. [25850](#) Approving the 2012 Neighborhood Grant Program recommendations made by the Staff Review Team and authorizing the Planning Division Director, Finance Director and City Attorney to execute grant agreements on behalf of the City.

Sponsors: Paul R. Soglin

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

Enactment No: RES-12-00294

78. [25885](#) Accepting a Selection Committee's recommendation of the Urban Land Interests, LLC proposal for the purchase and redevelopment of City-owned properties in the 800 Block of East Washington Avenue and authorizing the execution of a Purchase and Sale Agreement with Urban Land Interests, LLC for the purchase and redevelopment of these properties.

Sponsors: Paul R. Soglin

Re-refer to Plan Commission on 5-7-12; Common Council meeting on 5-15-12.

**A motion was made by Bidar-Sielaff, seconded by Cnare, to Re-refer to the PLAN COMMISSION. The motion passed by voice vote/other.**

79. [25907](#) Creating a new 1.0 FTE Program Assistant 1 (CG20, R11) position within the Police Department operating budget to be filled according to the terms of Legislative File #25142 (version 2).

Sponsors: Paul R. Soglin

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

Enactment No: RES-12-00295

80. [25916](#) Authorizing the City Engineer to apply to Madison Gas and Electric Company's Customer Owned Parallel Generation Program, authorizing the Mayor and Clerk to sign a Distributed Generation Interconnection Agreement with MG&E, and authorizing indemnification of MG&E, for Photovoltaic Generation sites at Engineering Service Building at 1600 Emil St., Central Library at 201 W Mifflin St., and future City-owned installation sites.

Sponsors: Tim Bruer and Michael E. Verveer

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

Enactment No: RES-12-00296

81. [25963](#) Allocating funds appropriated in the 2012 Operating Budget for prior year encumbrances to match actual carry forward encumbrances in various departmental accounts and increasing the Contingent Reserve by \$153,234.

Sponsors: Paul R. Soglin

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

Enactment No: RES-12-00297

82. [25966](#) Rejecting a Selection Committee's recommendation of the Urban Land Interests, LLC proposal and The Rifken Group, LTD proposal for the purchase and redevelopment of City-owned properties in the North and South 800 Blocks of East Washington Avenue, authorizing the creation of a Don Miller Land Banked Property Selection Committee and authorizing the execution of a Request For Proposal ("RFP") for the purchase and redevelopment of these properties.

Sponsors: Bridget R. Maniaci

Re-refer to Plan Commission on 5-7-12; Common Council meeting on 5-15-12.

**A motion was made by Bidar-Sielaff, seconded by Cnare, to Re-refer to the PLAN COMMISSION. The motion passed by voice vote/other.**

83. [25967](#) Amending the 2012 Parks Division Capital Budget to provide additional funding for the Olive Jones Park Improvements project.

Sponsors: Shiva Bidar-Sielaff

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

Enactment No: RES-12-00298

84. [25977](#) Seeking Common Council approval of the 2012-2013 Arts Grants awards and the 2012 Summer Concerts Series funding as recommended by the Madison Arts Commission.

Sponsors: Satya V. Rhodes-Conway

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

Enactment No: RES-12-00299

85. [25980](#) A Resolution authorizing the Board of Health for Madison and Dane County to enter into a contract with Nurse Family Partnership for the implementation of a home visitation program for vulnerable first-time mothers

Sponsors: Matthew J. Phair

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

Enactment No: RES-12-00300

86. [26095](#) A Resolution authorizing an emergency contract for services with North Shore Environmental Construction, Inc. and authorizing amending the Streets Division and Fleet Services 2012 operating budget.

Sponsors: Paul R. Soglin and Paul E. Skidmore

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

Enactment No: RES-12-00301

87. [26096](#) Authorizing the award of a grant of BREWD funds in an amount not to exceed \$100,000 to 300 South Livingston Street LLC for the remediation and redevelopment of property at 302 South Livingston Street.

Sponsors: Marsha A. Rummel

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

Enactment No: RES-12-00302

88. [26099](#) Authorizing the Mayor, City Clerk, and the Director of the Department of Civil Rights to enter into a contract with the U.S. Equal Employment Opportunity Commission to provide complaint processing services during Federal fiscal year 2012 with option periods for Federal fiscal years 2013 and 2014.

Sponsors: Shiva Bidar-Sielaff

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

Enactment No: RES-12-00303

#### REPORT OF BOARD OF PARK COMMISSIONERS

89. [25632](#) Amending Sections 1.08(3)(a) and (4) of the Madison General Ordinances to broaden Parks Division ordinance enforcement authority.

Sponsors: Paul R. Soglin, Joseph R. Clausius and Paul E. Skidmore

**A motion was made by Rhodes-Conway, seconded by Weier, to Adopt the Following Amendment(s): The Parks Department shall provide a report one year from now (May 2013) that will at least include the following: 1. Number, type and location of tickets issued under this authority. 2. Parks Department assessment of how this expanded authoirty impacts parks and users. The motion passed by voice vote/other.**

**A motion was made by Cnare, seconded by Verveer, to Adopt As Amended.  
The motion passed by voice vote/other.**

Enactment No: ORD-12-00060

### REPORT OF BOARD OF PUBLIC WORKS

90. [25562](#) Amending Section 10.18(7)(d)1.c. of the Madison General Ordinances to allow a limited exception for the placement of bagged yard waste in the street.

**Sponsors:** Paul E. Skidmore

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

Enactment No: ORD-12-00061

91. [25613](#) A Resolution approving plans and specifications and authorizing City Engineering to work with the University of Wisconsin, WDNR, City Parks, and Dane County to design, construct, monitor and maintain beach management systems at Bernie's Beach, BB Clarke Beach, Olin Beach, and Olbrich Beach or Warner Beach and Amending the 2012 Stormwater Utility Capital Budget to accept and provide funding for Olbrich Beach or Warner Beach through a Water Quality Grant from Dane County.

**Sponsors:** Sue Ellingson and Marsha A. Rummel

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

Enactment No: RES-12-00304

92. [25635](#) Approving temporary construction work with associated noise impacts between the hours of 7:00 PM and 7:00 AM on Commerce Drive, Deming Way, Fourier Drive, Atlas Avenue, Atlas Court & Robertson Road.

**Sponsors:** BOARD OF PUBLIC WORKS

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

Enactment No: RES-12-00305

93. [25851](#) SUBSTITUTE Approving construction work with associated temporary noise impacts between the hours of 7:00 PM and 7:00 AM on Fish Hatchery Road Interchange with Beltline Highway, State Project ID 1206-01-84,85. (14th AD)

Sponsors: Tim Bruer

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

Enactment No: RES-12-00306

94. [25921](#) Authorizing the Mayor and City Clerk to enter into an agreement with the Wisconsin Department of Transportation for the inspection and maintenance of the Badger Road Pedestrian Overpass (Structure B-13-616).

Sponsors: BOARD OF PUBLIC WORKS

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

Enactment No: RES-12-00307

95. [25992](#) Awarding Public Works Contract No. 6779, Chip Sealing 2012 - East.

Sponsors: BOARD OF PUBLIC WORKS

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

Enactment No: RES-12-00308

96. [25993](#) Awarding Public Works Contract No. 6780, Chip Sealing 2012 - West.

Sponsors: BOARD OF PUBLIC WORKS

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

Enactment No: RES-12-00309

97. [25994](#) Awarding Public Works Contract No. 6796, Repairing and Sealing Pavement Cracks, Local Streets - 2012.

Sponsors: BOARD OF PUBLIC WORKS

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

Enactment No: RES-12-00310

98. [25995](#) Awarding Public Works Contract No. 6797, Repairing and Sealing Pavement Cracks, Major Streets - 2012.

Sponsors: BOARD OF PUBLIC WORKS

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

Enactment No: RES-12-00311

99. [25996](#) Awarding Public Works Contract No. 6816, Beld Street Assessment District - 2012.

Sponsors: BOARD OF PUBLIC WORKS

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

Enactment No: RES-12-00312

100. [25997](#) Awarding Public Works Contract No. 6827, Olive Jones Park - Retaining Wall, Pavement and Fence Improvements.

Sponsors: BOARD OF PUBLIC WORKS

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

Enactment No: RES-12-00313

101. [25998](#) Awarding Public Works Contract No. 6851, Streets South Point Road - Salt Shed Roof Replacement.

Sponsors: BOARD OF PUBLIC WORKS

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

Enactment No: RES-12-00314

102. [25999](#) Awarding Public Works Contract No. 6882, Utility Replacement with Resurfacing Assessment District - 2012 (Regent Street).

Sponsors: BOARD OF PUBLIC WORKS

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

Enactment No: RES-12-00315

103. [26002](#) Approving plans and specifications and authorizing the Board of Public Works to advertise and receive bids for Contract No. 6741, Forsythia Cunette Rehabilitation. (11th & 19th ADs)

Sponsors: BOARD OF PUBLIC WORKS

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

Enactment No: RES-12-00316

104. [26006](#) Approving plans and specifications and authorizing the Board of Public Works to advertise and receive bids for Don Miller & Schappe Building Demolitions. (6th & 2nd ADs)

Sponsors: BOARD OF PUBLIC WORKS

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

Enactment No: RES-12-00317

105. [26007](#) Authorizing the Mayor and City Clerk to enter into a design engineering contract with Organic Waste Systems, Inc. for completion of an anaerobic digester feasibility study.

Sponsors: BOARD OF PUBLIC WORKS

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

Enactment No: RES-12-00318

106. [26009](#) Requesting approval to hire Dimension IV, Madison Design Group to provide architectural and engineering design consulting services for the design of a new roofing system for the Olbrich Botanical Gardens Complex located at 3330 Atwood Avenue, Madison, Wisconsin.

Sponsors: BOARD OF PUBLIC WORKS

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

Enactment No: RES-12-00319

107. [26018](#) Authorizing the Mayor and City Clerk to execute agreements with MG&E, and Charter Communications for the under grounding of overhead utilities on N. Frances Street. (4th AD)

Sponsors: Michael E. Verveer

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

Enactment No: RES-12-00320

108. [26033](#) Approving plans and specifications for public improvements necessary for the project known as Hawks Ridge Estates Storm Sewer Relocation and authorizing construction to be undertaken by the Developer, Private Contract No. 2304. (1st AD)

Sponsors: BOARD OF PUBLIC WORKS

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

Enactment No: RES-12-00321

#### **REPORT OF COMMON COUNCIL ORGANIZATIONAL COMMITTEE**

109. [25644](#) ALTERNATE Repealing Section 33.14 and amending and renumbering Section 33.16(8) to Section 33.14 of the Madison General Ordinances to eliminate the Senior Center Board and transfer its functions to the Committee on Aging, formerly known as the Senior Citizens Advisory Committee.

Sponsors: Michael E. Verveer

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

Enactment No: ORD-12-00062

#### **REPORT OF CITY ENGINEER**

110. [26140](#) A RESOLUTION approving the revised plans and specifications for the south facing wall of the Madison Central Library, authorizing the Office of Real Estate Services of the Community and Economic Development Division and the City Attorney to execute all documents required to obtain necessary easements AND authorizing the Board of Public Works to execute a change order to effect the design changes.

Sponsors: Paul R. Soglin and Michael E. Verveer

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

Enactment No: RES-12-00322

#### REPORT OF PLAN COMMISSION

111. [25104](#) Approving Certified Survey Maps (CSM) of property owned by Charles A. Ghidorzi, Crab Tree Ridge, LLC and Wingra Point, LLC located at 1002-1102 S. Park Street, 906-918 Midland Street and 1101-1109 Fish Hatchery Road; 13th Ald. Dist.

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

112. [25773](#) Approving the Redevelopment Plan and District Boundary for the Wingra Creek Redevelopment District.

Sponsors: Sue Ellingson and Tim Bruer

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

Enactment No: RES-12-00324

#### REPORT OF RISK MANAGER

113. [25540](#) N. Weiler, 1782 Fordem Ave., #111, Madison, 53704 - vehicle damage and personal injury - \$8,649.82.

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

114. [25738](#) K. Jones, Mid-Century Insurance Co., Farmers' Insurance Group, P.O. Box 268992, Oklahoma City, OK, 73126-8992 - claim reimbursement - \$8,649.82.

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

#### **REPORT OF TRANSIT/ PARKING COMMISSION**

115. [25574](#) SUBSTITUTE-Authorizing Metro Transit to transition from a contracted advertising vendor program for bus advertising to an in-house advertising program starting in 2013, using Metro Transit staff by amending the 2012 Metro Adopted Operating budget to create a new 1.0 FTE position tentatively titled "Transit Advertising Sales Representative," in compensation group and pay range of 44-xx, pending a classification determination by the Human Resources department.

**Sponsors:** Chris Schmidt and Bridget R. Maniaci

**A motion was made by Bidar-Sielaff, seconded by Cnare, to Adopt with the Recommendation(s). The motion passed by voice vote/other.**

Enactment No: RES-12-00325

116. [25733](#) Authorizing the Mayor and City Clerk to enter into an agreement with Dane County for the following purposes in the calendar year 2012: (1) providing the Transit Utility with MA Waiver Community Integration Program (CIP1) funding; (2) providing Dane County with State 85.20 funding by the Transit Utility for the County's provision of accessible transportation for persons unable to use the Transit Utility's paratransit services within its service area.

**Sponsors:** Bridget R. Maniaci, Chris Schmidt and Lisa Subeck

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

Enactment No: RES-12-00326

117. [25824](#) Amending the 2012 Operating Budgets of Metro Transit and the Madison Police Department to fund a pilot program expanding the current Transfer Point Safety Initiative to focus more Madison Police Department coverage on the West Transfer Point and appropriating \$20,000 from the Contingent Reserve for this purpose.

**Sponsors:** Chris Schmidt and Bridget R. Maniaci

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

Enactment No: RES-12-00327

**REPORT OF VENDING OVERSIGHT COMMITTEE**

118. [24709](#) Amending Secs. 9.13(6)(j)1.a. and (h)3.a.iii. of the Madison General Ordinances to allow Merchant Vending in the State Street Mall/Capitol Concourse Vending area on all days when the business is open and increase the annual license fee for merchant vendors.

Sponsors: Michael E. Verveer

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

Enactment No: ORD-12-00063

119. [25157](#) Amending Sections 9.13(6)(e)1.a. and 9.13(6)(f) of the Madison General Ordinances to establish special spray paint artist sites as a category of Arts/Crafts vendor on the Mall/Concourse.

Sponsors: Scott J. Resnick and Michael E. Verveer

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

Enactment No: ORD-12-00064

120. [25236](#) Authorizing amendments to the "Regulations Governing Vending on the State Street Mall/Capitol Concourse" to create Spray Paint Artists vending sites and rules for Arts and Crafts vendors to operate as Spray Paint Artists.

Sponsors: Scott J. Resnick and Michael E. Verveer

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

Enactment No: RES-12-00328

121. [25248](#) Authorizing amendments to the "Regulations Governing Vending on the State Street Mall/Capitol Concourse" and "Regulations Governing Vending in High Density Vending Areas" to allow generator use and update electrical rules for vendors using electricity.

Sponsors: Scott J. Resnick and Michael E. Verveer

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

Enactment No: RES-12-00329

122. [25250](#) Amending Section 9.13(6)(l)2. of the Madison General Ordinances to allow Mall/Concourse vendors to use generators and modifying the rules for AC electrical use.

Sponsors: Scott J. Resnick and Michael E. Verveer

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

Enactment No: ORD-12-00065

#### **REPORT OF WATER UTILITY BOARD**

#123. 23785 Mistakenly placed on 5/1/12 CC Agenda/Adopted 12/13/11 CC meeting.

#### **INTRODUCTION OF NEW BUSINESS FOR REFERRAL WITHOUT DEBATE**

##### **ORDINANCES**

124. [26032](#) Amending Section 3.14(7)(b) of the Madison General Ordinances to replace the member of the Dane County Regional Transit Authority Board from the Long-Range Transportation Planning Committee with a citizen member.

Sponsors: Paul R. Soglin

Additional Referral: Common Council Organizational Committee

**This Ordinance was Referred to the LONG RANGE TRANSPORTATION PLANNING COMMITTEE**

125. [26135](#) Amending Section 33.28 of the Madison General Ordinances to revise the title and composition of the Board of Education/Common Council Liaison Committee.

Sponsors: Shiva Bidar-Sielaff and Matthew J. Phair

Additional Referral: Common Council Organizational Committee

**This Ordinance was Referred to the BOARD OF EDUCATION - COMMON COUNCIL LIAISON COMMITTEE**

126. [26139](#) Creating Section 28.06(2)(a)3604. of the Madison General Ordinances rezoning property from C4 Central Commercial Commercial District to PUD(GDP) Planned Unit Development (General Development Plan) District and creating Section 28.06(2)(a)3605. of the Madison General Ordinances rezoning property from PUD(GDP) Planned Unit Development (General Development Plan) District to PUD(SIP) Planned Unit Development (Specific Implementation Plan) District. Proposed Use: Construct fifth floor addition to existing mixed-use building; 4th Aldermanic District; 24 N. Webster Street/123 E. Mifflin Street.

Sponsors: Planning Division

Common Council meeting on 6-12-12.

**This Ordinance was Referred for Public Hearing to the PLAN COMMISSION**

127. [26143](#) Amending Secs. 10.18(7)(e) and 10.18(7)(e)1., creating Sec. 10.18(13) and renumbering current Secs. 10.18(13) and (14) to Secs. 10.18(14) and (15), respectively, of the Madison General Ordinances to require that televisions, computer monitors, CPUs, and laptop or desktop computers be separated from other waste items and bear a fee sticker issued by the Street Superintendent prior to disposal at authorized disposal sites.

Sponsors: Michael E. Verveer and Paul E. Skidmore

Additional Referrals: Board of Public Works, Committee on the Environment, Board of Estimates.

**This Ordinance was Referred to the SOLID WASTE ADVISORY COMMITTEE**

128. [26145](#) Creating Section 12.137(264) of the Madison General Ordinances to create two-hour parking in the public right-of-way adjacent to 2550 University Avenue.

Sponsors: Shiva Bidar-Sielaff

**This Ordinance was Referred to the PEDESTRIAN/BICYCLE/MOTOR VEHICLE COMMISSION**

129. [26157](#) Amending Sections 7.07(8)(g), 7.08(7)(a), 7.15(6)(d), 7.44(1)(c), 7.50(4), and 7.51(3) of the Madison General Ordinances to increase fees for various health inspection fees, licenses and permits.

Sponsors: Matthew J. Phair

Additional Referral: Board of Estimates.

**This Ordinance was Referred to the BOARD OF HEALTH FOR MADISON AND DANE COUNTY**

130. [26158](#) Amending Sec. 39.03(1), creating Sec. 39.03(2)(ff), renumbering current Secs. 39.03(2)(ff) through (mm) to (gg) through (nn), amending renumbered Sec. 39.03(2)(jj) and (mm), and amending Sec. 39.03(4)(a), (c), and (d) of the Madison General Ordinances to update the City's Equal Opportunities Ordinance pursuant to Wis. Stats. § 66.0104.

Sponsors: Michael E. Verveer

**This Ordinance was Referred to the EQUAL OPPORTUNITIES COMMISSION**

131. [26171](#) Creating Section 28.06(2)(a)3606. of the Madison General Ordinances rezoning property from R6H General Residence District to PUD(GDP) Planned Unit Development (General Development Plan) District and creating Section 28.06(2)(a)3607. of the Madison General Ordinances rezoning property from PUD(GDP) Planned Unit Development (General Development Plan) District to PUD(SIP) Planned Unit Development (Specific Implementation Plan) District. Proposed Use: Convert existing carriage house to single-family residence in rear yard of existing 3-unit apartment building; 111 East Gilman Street; 2nd Aldermanic District

Sponsors: Planning Division

Common Council meeting on 6-12-12.

**This Ordinance was Referred for Public Hearing to the PLAN COMMISSION**

**RESOLUTIONS**

132. [26119](#) Recreate a 0.65 FTE Clerk Typist 2 (CG32-02) position (#412) as a 0.65 Library Assistant 1 (CG32-05) within the Library budget.

Sponsors: Paul R. Soglin

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

133. [26131](#) Supporting the application by the City of Madison Parks Division for a Dane County Partners for Recreation and Conservation (PARC) grant to develop a Central Park skatepark.

Sponsors: Paul R. Soglin, Marsha A. Rummel, Paul E. Skidmore, Joseph R. Clausius, Mark Clear and Satya V. Rhodes-Conway

Additional Referral: Board of Estimates.

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

134. [26132](#) Supporting the application by the City of Madison Parks Division for a Dane County Partners for Recreation and Conservation (PARC) grant for oak savanna restoration projects.

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

Additional Referral: Board of Estimates.

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

135. [26137](#) Amending the 2012 Stormwater Utility Capital Budget to reallocate existing budget authority to provide funding for needed greenway projects to be completed in 2012.

Sponsors: Lauren Cnare, Mark Clear and Chris Schmidt

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

136. [26138](#) Authorizing the Mayor and City Clerk to enter into purchase of service contracts with Operation Fresh Start for the Youth Conservation Corps and Youth Services of Southern Wisconsin for the Madison Street Teams in response to funds transfers for these services from Miscellaneous Appropriations and the Streets Division to the Community Development Division as approved in the 2012 City of Madison Operating Budget.

Sponsors: Satya V. Rhodes-Conway

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

137. [26141](#) Authorizing the award of a grant of BREWD funds in an amount not to exceed \$25,000 to Noor Investments LLC for the remediation and redevelopment of property at 1129 South Park Street.

Sponsors: Sue Ellingson and Tim Bruer

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

138. [26142](#) Authorizing the execution of an Underground Gas Main Easement to Madison Gas and Electric Company across a portion of Yahara Parkway, located at 101 North Thornton Avenue.

Sponsors: Bridget R. Maniaci

Additional Referral: Plan Commission.

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

139. [26152](#) Authorizing the subordination of previously approved loans to Madison Development Corporation and authorizing the Mayor and City Clerk to sign agreements to subordinate the loans.

Sponsors: Tim Bruer, Shiva Bidar-Sielaff and Matthew J. Phair

Additional Referral: Community Development Block Grant Committee.

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

## LICENSES

140. [26176](#) Public Hearing - Transfer of Licensed Premises  
Pauls Club Inc • dba Paul's Club  
Current address 212 State St  
Proposed address: 204 State St • Agent: James Boxrud • Estimated Capacity: indoor: 150, sidewalk cafe: 20  
Class B Combination Liquor & Beer  
Aldermanic District 4 (Alder Verveer) • Police Sector 406 • Density Area

**This License was Referred for Public Hearing to the ALCOHOL LICENSE REVIEW COMMITTEE**

141. [26179](#) Public Hearing - New License  
Square Wine Company LLC • dba Square Wine Co.  
5 N Pinckney St • Agent: Andrea Hillsey • Estimated Capacity: 50  
Class B Combination Liquor & Beer • 95% alcohol, 0% food, 5% other  
Aldermanic District 4 (Alder Verveer) • Police Sector 406 • Density Area

**This License was Referred for Public Hearing to the ALCOHOL LICENSE REVIEW COMMITTEE**

142. [26181](#) Public Hearing - New License  
One Barrel Brewing Company, LLC • dba One Barrel Brewing Company  
2001 Atwood Ave • Agent: Peter Gentry • Estimated Capacity: 65  
Class B Beer and Class C Wine • 81% alcohol, 15% food, 4% other  
Aldermanic District 6 (Alder Rummel) • Police Sector 410

**This License was Referred for Public Hearing to the ALCOHOL LICENSE REVIEW COMMITTEE**

143. [26195](#) To grant Class A Liquor, Class A Beer, Class B Beer, Class B Combination Liquor & Beer, Class C Wine, Wholesale Beer 2012-2013 License Renewals with restrictions as previously approved and to include any change of corporate structure and amended conditions as set forth in the report.

**This License was Referred for Public Hearing to the ALCOHOL LICENSE REVIEW COMMITTEE**

#### **REPORTS**

144. [25929](#) Report of Chief of Police re: Police Overtime for 2011 and 1st Quarter of 2012.

**This Report was Referred to the BOARD OF ESTIMATES**

#### **PRESENTATION OF CLAIMS AGAINST THE CITY OF MADISON**

##### **CLAIMS - REFER TO RISK MANAGER**

145. [25965](#) M. Winchell, 408 Blaser Dr., Belleville, 53508 - vehicle damage - \$836.19.

**This Claim was Referred to the Risk Manager**

146. [26031](#) M. Sime, N1046 Glen Oaks Rd., Edgerton, 53534 - vehicle damage - \$669.29.

**This Claim was Referred to the Risk Manager**

147. [26079](#) T. Lofdahl, 6006 Raymond Rd., Madison, 53711 - vehicle damage - \$2,099.65.

**This Claim was Referred to the Risk Manager**

148. [26104](#) D. McDonagh, 6521 N. Kedzie, Chicago, IL 60645 - vehicle damage - greater than \$1.00.

**This Claim was Referred to the Risk Manager**

149. [26106](#) D. Smith, 5028 Camden, Madison, 53716 - vehicle damage - \$147.70.

**This Claim was Referred to the Risk Manager**

150. [26107](#) G. Williams, 3205 Arbordale Ct., Madison, 53713 - vehicle damage - greater than \$1.00.

**This Claim was Referred to the Risk Manager**

151. [26133](#) M. Miller, 257 Dunning St., Maidson, 53704 - vehicle damage - \$2,523.00.

**This Claim was Referred to the Risk Manager**

152. [26136](#) P. and L. Dorn, 1129 Orchard Cir., Mendota Heights, MN, 55118 - vehicle damage - \$887.11.

**This Claim was Referred to the Risk Manager**

153. [26161](#) Michael Jan Steckelis, attorney for J. Robinson, 4711 Jenewein Rd., # 108, Madison, 53711 - personal injury - \$30,844.42.

**This Claim was Referred to the Risk Manager**

154. [26162](#) Michael Jan Steckelis, attorney for N. Brown, 4711 Jenewein Rd., # 108, Madison, 53711 - personal injury - \$25,000.00.

**This Claim was Referred to the Risk Manager**

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

[26227](#) Confirming the appointment of Janel M. Heinrich to the position of Director of Public Health Madison-Dane County subject to the execution of an Employment Services Agreement with Dane County.

**Sponsors:** Paul R. Soglin

Additional Referral: Board of Health for Madison and Dane County.

**A motion was made by Clear, seconded by Cnare, to Referred to the BOARD OF ESTIMATES. The motion passed by voice vote/other.**

#### **ADDENDUM**

#### **LATE ITEMS**

25912

SUBSTITUTE Amending Sec. 12.142(1), Sec. 12.142(3), creating Sec. 12.142(7), renumbering and amending current Sec. 12.142(7) to (8) and amending Sec. 12.12.1425(3)(b)1. and Sec. 12.145(3) of the Madison General Ordinances to increase the rates for metered parking and allow for contractor hang tag permits to be used for metered parking in a manner similar to meter hooding.

Sponsors: Chris Schmidt

**A motion was made by Bidar-Sielaff, seconded by Cnare, to Adopt with the Recommendation(s). The motion passed by voice vote/other.**

Enactment No: ORD-12-00066

26219

Report of the Mayor submitting appointments to the Ad Hoc Emerging Neighborhood Funds Workgroup.

Sponsors: Paul R. Soglin

**A motion was made by Bidar-Sielaff, seconded by Cnare, to Confirm. The motion passed by voice vote/other.**

**ADJOURNMENT @ 7:33 PM**

**A motion was made by Cnare, seconded by Verveer, to Adjourn at 7:33 PM. The motion passed by voice vote/other.**