



City of Madison

Meeting Agenda - Final

COMMON COUNCIL

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

Tuesday, September 5, 2006

6:30 PM

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

SPEAKING GUIDELINES

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

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

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

The consent agenda will be considered following Public Hearings.

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

NOTIFIED ABSENCES: None

SUSPEND THE RULES

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

SPECIAL ORDER OF BUSINESS

1. **04461** Proclaiming September 24 - 29, 2006 as "Parental Stress Awareness Week" in the city of Madison.
2. **04419** Proclaiming Pluto as Madison's ninth planet.

CONVENE AS COMMITTEE OF THE WHOLE

3. **04459** Election of Common Council President Pro Tem for the remainder of 2006 - 2007.

ADJOURN COMMITTEE OF THE WHOLE

CONFIRMATION HEARING

4. **04185** Submitting the name of Barbara Dimick for confirmation of a five-year term as Library

Director.

PETITIONS AND COMMUNICATIONS

None received by the agenda deadline.

BUSINESS BY THE MAYOR

5. **04179** SUBSTITUTE - Approving plans and specifications for the Capital Square Bus Shelters ~~Project~~ and authorizing the Purchasing Division to solicit and receive bids for the fabrication and delivery of 5 bus shelters and alternate bids for two additional shelters.
6. **04330** Report of the mayor submitting alder committee appointments.
7. **04331** Report of the Mayor submitting citizen committee appointments (introduced 9-5-2006; action 9-19-2006)
8. **04341** Increasing the size of the Madison Election Advisory Committee.

BUSINESS BY THE PRESIDENT OF THE COMMON COUNCIL

9. **04476** Amending Section 15.02(40) of the Madison General Ordinances to change the polling location for Ward 40 for the November 2006 election.

RECESSED PUBLIC HEARINGS - BEGIN AT 6:45 PM

REPORT OF ALCOHOL REVIEW COMMITTEE

- 10. **03520** Public Hearing - New License
 Estefania Garcia • dba La Zacatecana
 4921 Commercial Avenue • Class A Beer
 Aldermanic District 3 (Ald. Cnare) • Police Sector 609

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

11. **04229** Public Hearing - New License
RS/DC Investments LLC • dba State Street Bar & Grill • capacity 169
118 State Street • Agent: Robert Smith
Class B Combination Liquor & Beer • 67% alcohol, 27% food, 6% other
Aldermanic District 4 (Ald. Verveer) • Police Sector 406
12. **04232** Public Hearing - New License
Devinder Badwal & Sital Singh • dba Taste of India • est. capacity 58
2623 Monroe Street, Suite 150
Class B Beer, Class C Wine • 20% alcohol, 80% food
Aldermanic District 10 (Ald. Golden) • Police Sector 302
13. **04234** Public Hearing - New License
Darms LLC • dba South Bay Lounge • est. capacity 60
5404 Raywood Road • Agent: David Arms
Class B Combination Liquor & Beer • 45% alcohol, 55% food
Aldermanic District 14 (Ald. Bruer) • Police Sector 313
14. **04235** Public Hearing - New License
Duma LLC • dba The Ivory Room • est. capacity 87
116 W. Mifflin Street • Agent: Julie Stoleson
Class B Combination Liquor & Beer • 90% alcohol, 10% food
Aldermanic District 4 (Ald. Verveer) • Police Sector 405
15. **04237** Public Hearing - New License
Babs French Quarter Kitchen LLC • dba Babs French Quarter Kitchen
1353 Williamson Street • Agent: Barbara Matthews • est. capacity 62
Class B Beer, Class C Wine • 15% alcohol, 85% food
Aldermanic District 6 (Ald. Olson) • Police Sector 410
16. **04239** Public Hearing - New License
1 & 1 Food LLC • dba Ay! Caramba • est. capacity 52
702 N. Midvale Blvd., Suite W198 • Agent: Gilmer Chan
Class B Combination Liquor & Beer • 25% alcohol, 75% food
Aldermanic District 11 (Ald. Gruber) • Police Sector 108
17. **04241** Public Hearing - New License
La Bellitalia Inc • dba La Bellitalia • est. capacity 50
1026 N. Sherman Avenue • Agent: Pietro Pipitone
Class B Beer, Class C Wine • 15% alcohol, 85% food
Aldermanic District 12 (Ald. Benford) • Police Sector 503
18. **04243** Public Hearing - New License
Fleming's/Great Lakes-I Limited Partnership
dba Fleming's Prime Steakhouse & Wine Bar • est. capacity 208
750 N. Midvale Boulevard • Agent: Jack Maher
Class B Combination Liquor & Beer • 30% alcohol, 70% food
Aldermanic District 11 (Ald. Gruber) • Police Sector 108

19. **04244** Public Hearing - New License
 The Real Corporation • dba Stillwaters • est. capacity 279
 250 State Street • Agent: Mike Rogers
 Class B Combination Liquor & Beer • 43.5% alcohol, 55% food, 1.5% other
 Aldermanic District 4 (Ald. Verveer) • Police Sector 403

REPORT OF BOARD OF PUBLIC WORKS

20. **04115** Determining a Public Purpose and Necessity and adopting a Relocation Order for the acquisition of Plat of land interests required for the relocation and construction of Pleasant View Road from Valley View Road to Mineral Point Road, located in that part of the Northwest ¼, of Section 27, Town 7 North, Range 8 East, City of Madison, Dane County, Wisconsin. (9th AD)
21. **04230** Determining a Public Purpose and Necessity and adopting a Relocation Order for the acquisition of Plat of land interests required for the relocation and construction associated with the Union Corners Development - involving the relocation of Winnebago Street Phase 2 from S. Sixth Street to LaFollette Avenue-Engineering Project No. 53W0387 and amending the 2006 Capital Budget to authorize the expenditure of an additional \$100,000 for the estimated acquisition costs associated with this project. (6th AD)

REPORT OF PLAN COMMISSION

22. **04085** Amending Secs. 28.03(2), 28.04(20), 28.06(3), 28.105, 28.12(2)(b), 28.12(3)(b), 28.12(6), 28.12(7)(c) and (d), 28.12(9)(c), 28.12(10)(a), (f)5., and (i) of the Madison General Ordinances to bring the ordinances into conformity with the recently amended Ch. NR 116, Wis. Adm. Code, regarding floodplain management.
23. **04154** Creating Section 28.06(2)(a)3207. of the Madison General Ordinances rezoning property from C2 General Commercial District and C3 Highway Commercial District to PUD(GDP) Planned Unit Development (General Development Plan) District, and creating Section 28.06(2)(a)3208. of the Madison General Ordinances rezoning property from PUD(GDP) Planned Unit Development (General Development Plan) District to PUD(SIP) Planned Unit Development (Specific Implementation Plan) District. Proposed Use: Demolish Commercial Building & Build 6-Story, Mixed-Use Building with 13,500 Square Foot Retail Space, 10,025 Square Feet Office Space & 49 Condominium Units; 13th Aldermanic District: 1501 Monroe Street.
24. **04155** Creating Section 28.06(2)(a)3209. 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: 10 Townhouse Units; 3rd Aldermanic District: 6001 Kilpatrick Lane.
25. **04156** Creating Section 28.06(2)(a)3210. of the Madison General Ordinances rezoning property from R6 General Residence District to PUD(GDP) Planned Unit Development (General Development Plan) District and creating Section 28.06(2)(a)3211. of the Madison General Ordinances rezoning property from PUD(GDP) Planned Unit Development (General Development Plan) District to PUD(SIP) Planned Unit Development (Specific Implementation Plan) District. Proposed Use: Demolish 3 Residential Buildings & Build 4-Story, 20-Unit Condominium Building; 4th Aldermanic District: 415, 417 & 419 West Dayton Street.
26. **04157** Creating Section 28.06(2)(a)3212. of the Madison General Ordinances rezoning property from R2 Single-Family Residence District to R5 General Residence District. Proposed Use: Demolish 2 Townhouse Apartment Buildings & Construct New Surface Parking Lot; 10th Aldermanic District: 4381 Doncaster Drive.
27. **04158** Creating Section 28.06(2)(a)3213. of the Madison General Ordinances rezoning property from R6 General Residence District to PUD(GDP) Planned Unit Development (General Development Plan) District and creating Section 28.06(2)(a)3214. 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: Addition to Join 2 Residential Buildings & Remodel For Bakery, Restaurant/Tavern & 4 Apartments; 4th Aldermanic District: 453 W. Washington Avenue.
28. **04197** Amending Sections 9.05(1) and 28.03(2) of the Madison General Ordinances to modify the definitions of "adult book or video store" to include reference to sexual paraphernalia and devices.
29. **04210** Creating Section 28.06(2)(a)3215. of the Madison General Ordinances rezoning property from PUD(SIP) Planned Unit Development (Specific Implementation Plan) District to Amended PUD(GDP) Planned Unit Development (General Development Plan) and creating Section 28.06(2)(a)3216. 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 (Specific Implementation Plan) District. Proposed Use: Convert Vacant Retail Store to Bank with Drive-Up Windows; 9th Aldermanic District: 301 Junction Road.

30. **04214** Creating Section 28.06(2)(a)3218 of the Madison General Ordinances rezoning property from R1 Single-Family Residence District to R3 Single-Family and Two-Family Residence District. Proposed Use: Demolish House & Build New Duplex; 13th Aldermanic District: 2016 Sundstrom Street.

END OF PUBLIC HEARINGS

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

REPORTS OF OFFICERS**REPORT OF ALCOHOL LICENSE REVIEW COMMITTEE**

31. **04277** Change of License Premise Application
Ideal Ventures Inc • dba Ideal Bar • capacity 99
1968 Atwood Avenue • Agent: Robert Speth
Class B Combination Liquor & Beer • 98% alcohol, 2% food
Aldermanic District 6 (Ald. Olson) • Police Sector 410
Request to expand licensed premise to include outdoor patio.
32. **04278** Change of License Premise Application
L Corp • dba Licari's Bar & Grill • capacity "under 100"
1405 Emil Street • Agent: Gordon Lauder
Class B Combination Liquor & Beer • 70% alcohol, 30% food
Aldermanic District 14 (Ald. Bruer) • Police Sector 308
Request to expand licensed premise to include outdoor patio and building expansion.
33. **04279** Change of License Premise Application
Marcus Hotels Hospitality LLC • dba Hilton Madison at Monona Terrace
9 E Wilson Street • Agent: Jerold Egner
Class B Combination Liquor & Beer • 43% alcohol, 57% food
Aldermanic District 4 (Ald. Verveer) • Police Sector 405
Request to expand licensed premise to include outdoor patio.
34. **04280** Operator License Application
Sameth Phon - Establishment where employed: None.
35. **04281** Operator License Application
John Zirngible - Establishment where employed: Taste of Madison.
36. **04285** Operator License Application
Michael Caspersen - Establishment where employed: Sports Pub.
37. **04286** Operator License Application (Renewal)
Carol Meister - Establishment where employed: Dutch Mill Sports Club.
38. **04287** Nightclub License
Rafael Escamilla • dba Laredo's • 4001 Lien Road • capacity 99
Class B Combination Liquor & Beer • 29% alcohol, 71% food
Aldermanic District 17 (Ald. Rosas) • Police Sector 605
39. **04288** Change of Agent
The Cops Corporation • dba Cops Food Center #8183 • 1312 S Park Street
Old Agent: Karl Wetzel • New Agent: Christopher Flannery
Class A Liquor, Class A Beer
Aldermanic District 13 (Ald. Knox) • Police Sector 306
40. **04454** Alcohol License Review Committee Report of Operator License Applications (New &
Renewal) August 29, 2006. See attached report for list of operators.

REPORT OF BOARD OF ESTIMATES

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41. **00172** REPORT OF DIRECTOR OF PLANNING AND DEVELOPMENT & HOUSING OPERATIONS DIRECTOR: Dated August 23, 2004, Management Report #2: Housing Choice Voucher (Section 8) Program Per City of Madison Resolution # 59903.
42. **03110** Authorizing the Mayor and City Clerk to execute a development agreement to fund a \$2,200,000 Tax Incremental Financing to the Gorman & Co, Inc. and its assigns plus a \$2,000,000 additional financing instrument to assist in the development of the first phase of a mixed-use redevelopment project located in the 800 Block of East Washington Avenue in TID #36 (Capital Gateway).
43. **04054** Approving additional Federal ESG funds to assist CAC, Porchlight, and Tenant Resource Center with activities to prevent homelessness, and authorizing the Mayor and City Clerk to sign agreements to implement the projects.
44. **04100** Authorizing the Mayor and City Clerk to sign an agreement with Dane County accepting \$44,509 from the Southcentral Wisconsin Bioterrorism Preparedness and Response Consortium #10 for a grant previously authorized by Common Council and this additional grant of \$7,056 and amending the 2006 Public Health Operating Budget to allow the receipt and appropriation of the additional grant of \$7,056 to be used for emergency preparedness.
45. **04187** Approving Facade Improvement Grant to: 636 South Park Street (Chiripa).
46. **04211** Authorizing the Mayor, City Clerk and Chief of Police to accept an award from the State of Wisconsin, Office of Justice Assistance in the amount of \$20,000 and to utilize these funds to purchase and install recording equipment in order to comply with State requirements for recording interviews or interrogations.
47. **04212** Authorizing the Mayor, City Clerk and Chief of Police to accept a grant award from the U.S. Dept. of Justice, Department of Community Oriented Policing Services, in the amount of \$493,614 for the implementation of technology initiatives for law enforcement.
48. **04215** Approving a Project Plan Amendment for Tax Incremental Finance (TIF) District #29 (Allied Drive) City of Madison. 10th Ald. Dist.
49. **04223** Authorizing a Community Prosecution / Nuisance Abatement position in the Office of the City Attorney, and amending the 2006 Operating Budget by appropriating \$11,100 from the Contingent Reserve to the City Attorney's Office.
50. **04225** Approving additional Federal HOME funds to assist The Wisconsin Partnership for Housing Development with activities to create affordable owner-occupied housing, and authorizing the Mayor and City Clerk to sign agreements to implement the projects.
51. **04226** Authorizing the provision of EDI and Match funds to assist Movin' Out, Inc., to develop housing in ways that address City, Community and Neighborhood Development Objectives and authorizing the Mayor and City Clerk to sign an agreement to implement the project.
52. **04227** Approving a fall firefighter recruit class of 10 firefighters to start on October 2, 2006.
53. **04231** Approving the CDA's borrowing of \$2,100,000 from Fannie Mae in order to loan the

proceeds to the Wisconsin Partnership for Housing Development, Inc., for the purpose of constructing affordable condominium units in the Twin Oaks neighborhood.

54. **04233** To amend the Building Inspection 2006 Operating Budget to recognize additional inter-departmental billings and offsetting expenses in recognition of the need for increased maintenance services by BI to the Madison Police Department East Station Facility and the Police Evidence Vehicle Search Facility located at 2434 Vondron Road and to increase a 50% permanent Custodial Worker 2 position to a 100% FTE.
55. **04238** Approving settlement of the use value penalty case entitled City of Madison v. Nesbitt Farms LLC.
56. **04242** Authorizing the Mayor and City Clerk to execute a development agreement to fund a Tax Incremental Finance Loan not to exceed \$195,000 to Monroe Neighbors, LLC to assist in the construction of a Plaza adjacent to the Monroe Commons project located at 1864 Monroe Street in Tax Incremental Finance District No. 33 (Monroe-Harrison).
57. **04263** Establishing a Glass-Free Zone for the State Street area on October 27, 2006, October 28, 2006 and October 29, 2006 from 9:30 p.m. to 6:00 a.m.
58. **04264** SUBSTITUTE - Authorizing the Police Department, Engineering Division and Parks Division to accept donated funds, to utilize a fencing and admission system, and to utilize those funds to offset costs associated with the 2006 Halloween event on State Street.

****NOTE: ALDERS KING AND VERVEER REQUEST REFERRAL OF ID# 04264 TO PROVIDE AN OPPORTUNITY FOR A HEARING ON CAMPUS.****

59. **04265** Amending the Police Department, Engineering Division, and Parks Division 2006 Operating Budgets by appropriating \$85,692 from the Contingent Reserve, and to utilize these funds for various expenses related to the Halloween event; and authorizing the receipt of revenues derived from admission fees and donations.
60. **04271** Authorizing the Mayor and City Clerk to sign an amendment to the Intergovernmental Records Management System (RMS) Agreement with 16 Dane County police agencies, to add the Village of Cross Plains, Village of Brooklyn and City of Stoughton; and to create a procedure to allow other agencies to be added to the agreement in the future at the option of the Madison Police Chief.

61. **04391** Amending the 2006 Operating Budget of the Community and Economic Development Unit to transfer up to \$50,000 in permanent salaries to Purchased Services to enable the hiring of a consultant to serve as a Project Manager for redevelopment of The Villager site, and authorizing the issuance of a Request for Proposals and providing that the Mayor and City Clerk may enter into a contract with the selected consultant.

REPORT OF BOARD OF HEALTH FOR MADISON AND DANE COUNTY

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62. **03761** SECOND SUBSTITUTE ORDINANCE - Amending Section 25.22(2) of the Madison General Ordinances to establish definitions for competent individual; amending Sections 25.22(3)(a) and (b) of the Madison General Ordinances to require the option of continued impoundment during the entire dangerous animal investigation and until compliance with Subsection (7) or department determination of a safe return of the animal and updating references to the Administrative Hearings Committee; amending Section 25.22(6)(b) of the Madison General Ordinances to clarify the disposition of a dangerous animal; creating new Sections 25.22(7) and (8) of the Madison General Ordinances to require an owner of a dangerous animal to comply with outlined restrictions and to be licensed under Section 25.225; renumbering current Section 25.22(7) through (12) of the Madison General Ordinances to Sections (9) through (14) and updating references to the Administrative Hearings Committee; amending renumbered Section 25.22(11) of the Madison General Ordinances to change the certiorari appeal time to ten days; creating Section 25.225 of the Madison General Ordinances, which requires a dangerous animal license for animals declared dangerous; and amending Section 1.08(3)(a) of the Madison General Ordinances to modify bail deposit amounts.

REPORT OF BOARD OF PUBLIC WORKS

63. **03123** Authorizing the Mayor and City Clerk to execute an agreement with the Village of McFarland and the Town of Blooming Grove for cost sharing for the design of Siggelkow Road Reconstruction. (16th AD)
64. **04204** Approving plans and specifications, and authorizing the Board of Public Works to advertise and receive bids for the construction of HVAC equipment installation at Police Storage Building located at 120 North First Street, Contract No. 5970. (12th AD)
65. **04240** Revising the Schedule of Assessments for the Valley View Road Street Assessment District-2006. (9th AD)
66. **04245** Declaring the City of Madison's intention to exercise its police powers establishing the South High Point Road Reconstruction Assessment District - 2006. (1st AD)
67. **04254** Awarding Public Works Contract No. 5965, CIPP Rehab of Sanitary Sewers - 2006.
68. **04257** Awarding Public Works Contract No. 5956, 2006 Warning Sirens.
69. **04258** Improvements accepted for Repairing & Sealing Pavement Cracks, Major Streets - 2005, Contract No. 5801. (Various ADs)
70. **04259** Improvements accepted for Repairing & Sealing Pavement Cracks, Local Streets - 2005, Contract No. 5800.

71. **04289** Declaring the City of Madison's intention to exercise its police powers establishing the South High Point Road Reconstruction Assessment District 2 - 2006. (1st AD)
72. **04295** Approving plans, specifications and schedule of assessments for street lights - Grandview Commons Phase 15A. (3rd Ald. District)
73. **04297** Approving plans, specifications and schedule of assessments for street lights - Heather Glen Replat Phase 2A. (7th Ald. District)
74. **04298** Approving plans, specifications and schedule of assessments for street lights - Meadowlands Phase 4. (3rd Ald. District)
75. **04302** Improvements accepted for Crossing Place, Grand Crossing Road and Morgan Way Assessment District - 2003, Contract No. 5458. (17th AD)
76. **04306** Awarding Public Works Contract No. 5810, Lien Road Partial Reconstruction - Sidewalk Fill at Autumn Woods III. (17th AD)
77. **04307** Approving plans and specifications, and authorizing the Board of Public Works to advertise and receive bids for the construction of carpet installation at Madison Senior Center located at 330 West Mifflin Street, Contract No. 5974. (4th AD)
78. **04308** Improvements Accepted, Fire Administration Building Remodeling, Contract No. 5868. (4th AD)
79. **04309** Improvements accepted for Water Main by Private Contract to serve: Crosswinds at Hawks Landing, Phase 4. (AD 1)
80. **04310** Improvements accepted for Water Main by Private Contract to serve: Atticus Way C.S.M. (AD 10)
81. **04311** Approving plans and specifications and authorizing the Board of Public Works to advertise and receive bids for Painting at Various Park Buildings. (Various ADs)
82. **04312** Improvements accepted for Water Service Laterals by Private Contract to serve: Grandview Commons - Phase 5. (AD 3)
83. **04313** Improvements accepted for Private Contract to serve: Grandview Commons - Phase 4. (AD 3)
84. **04314** Improvements accepted for Water Service Laterals by Private Contract to serve: First Addition to Valley Ridge. (AD 1)
85. **04317** Declaring the City of Madison's intention to exercise its police powers establishing the Gammon Lane Street Assessment District-2007. (1st AD)
86. **04356** Approving plans and specifications for public improvements necessary for the project known as 4402 and 4420 Buckeye Road (PDQ) and authorizing construction to be undertaken by the Developer, Private Contract No. 2115. (16th AD)
87. **04357** Declaring the City of Madison's intention to exercise its police powers establishing the Chandler, Charter, and Orchard Streets Reconstruction Assessment District - 2007.

(13th AD)

88. **04358** Authorizing the Mayor and City Clerk to enter into a contract with Topline Survey LLC for surveying services entitled "2007 Street and Sewer Reconstruction Surveys". (City Wide ADs)

REPORT OF COMMUNITY DEVELOPMENT AUTHORITY

89. **04369** Report of Proposed Transfer of Real Property in the Todd Drive / West Beltline Redevelopment Area.

REPORT OF HOUSING COMMITTEE

90. **03515** SUBSTITUTE - Amending Section 32.07(5) of the Madison General Ordinances to require separate Check-In and Check-Out forms for rental properties.

REPORT OF MADISON METRO TRANSIT SYSTEM

91. **04480** Report - Metro Transit Performance Audit update for Transit and Parking Commission and Common Council.

REPORT OF THE PLANNING UNIT

92. **04466** Approving a Certified Survey Map of property owned by Martin Wingrove & Matthew M. Wingrove at 4216 Jerome Street. 15th Ald. Dist.
93. **04467** Re-approving a Certified Survey Map of property owned by Devin & Christopher Wixon Keller at 5505 Greening Lane. 19th Ald. Dist.
94. **04468** Approving a Certified Survey Map of property owned by Timothy J. Voeller at 14-18 Marsh Court. 16th Ald. Dist.
95. **04469** Approving a Certified Survey Map of property owned by 401 North Third Street, LLC at 401 North Third Street. 12th Ald. Dist.

REPORT OF RISK MANAGER

96. **03867** NOTICE OF CLAIM: Attorney Michael Luebke for K. Knapp - personal injury - \$25,000.00.
97. **03967** NOTICE OF CLAIM: J. Kotnour, 4402 Woods End - sidewalk replacement - \$531.26.
98. **03969** NOTICE OF CLAIM: R. Martinez, 106 S. Owen Drive - property damage - \$500.00.
99. **03974** NOTICE OF CLAIM: P. O'Leary, 1134 E. Mifflin St., Madison - property damage - \$240.00.
100. **04120** L. Blair Warren, 3801 St. Clair St., Madison - property damage - \$219.81.
101. **04122** R. & C. Reeb, 3713 Hillcrest Dr., Madison - property damage - \$2,310.55.
102. **04125** R. Mitra, 05478-090, Box 1000, Milan, MI - property loss - \$141,000.00.
103. **04126** NOTICE OF CLAIM - Vang Law Office for S. Sisavath, 2953 Fish Hatchery Rd. # 102, Madison - \$25,000.00.
104. **04172** NOTICE OF CLAIM - E. Horn, 5802 Meadowood Dr., Madison - towing expense - \$79.13.
105. **04247** NOTICE OF CLAIM - General Casualty Insurance for M. Catlin, 10 W. Creek Water Court, Appleton - vehicle damage - \$1,622.22.
106. **04248** NOTICE OF CLAIM - The Cincinnati Insurance Company for D. Denning - vehicle damage - \$10,333.13.
107. **04249** NOTICE OF CLAIM - Attorney D. Phebus for L. Zarate, 1140 Morraine View Drive -

personal injury - \$50,000.00.

REPORT OF STREET USE STAFF TEAM

108. **01375** Amending 10.056(4)(c), regarding the method of counting 75% of signatures of residents for purposes of a petition for certain street use permits, and clarifying which types of street closures require a petition.
109. **04220** Amending Section 10.056(5)(e) of the Madison General Ordinances to clarify that time limits for sound amplification equipment which is approved as part of a Street Use Permit shall be determined by the Street Use Staff Team.

REFERRED TO THIS MEETING

APPOINTMENTS

110. **04222** AMENDED - Report of the Mayor submitting citizen committee appointments (introduced 8-1-2006; action 9-5-2006)

RESOLUTIONS

- 111. **03657** To set forth the Agreement between the City of Madison and Dane County regarding Lyckberg Park and the surrounding area.

- 112. **04224** To establish the Garver Building Reuse Committee under the guidelines of the Procedures for the Disposal of Surplus City Real Property, and to appoint the Committee members.

NEW BUSINESS**ORDINANCES**

113. **04429** Amending Section 3.38(1)(b) of the Madison General Ordinances by deleting the classification of Parks Facilities Maintenance Supervisor in Compensation Group 18, Range 08, thereof.
114. **04434** Adopting and confirming the Labor Agreement between the City of Madison and the Madison Professional Police Officers Association (MPPOA) from January 1, 2006 to December 31, 2007.
115. **04437** Adopting and confirming the Labor Agreement between the City of Madison and SEIU District 1199W/UPQHC from January 1, 2006 to December 31, 2007.
116. **04441** Amending Sec. 1.08(3)(a) of the Madison General Ordinances to establish a bail deposit for placing articles on a sidewalk.
117. **04443** Creating Section 28.108 of the Madison General Ordinances to establish a "Neighborhood Conservation District".
118. **04470** Creating Section 28.06(2)(a)3220. of the Madison General Ordinances rezoning property from R1 Single-Family Residence District to C1 Limited Commercial District. Proposed Use: Convert Residential Structure Into Veterinary Clinic; 16th Aldermanic District: 4421 Cottage Grove Road.
119. **04471** Creating Section 28.06(2)(a)3219. of the Madison General Ordinances rezoning property from PUD(GDP) Planned Unit Development (General Development Plan) District to R4 General Residence District. Proposed Use: Move 2 Single-Family Houses; 6th Aldermanic District: 54 & 58 Farwell Street.
120. **04483** Amending Sections 9.05(3)(e) and 9.05(8)(b), deleting Section 9.05(12), renumbering Sections 9.05(13) to (16), amending Section 9.49(3) and creating Section 9.49(4)(g) of the Madison General Ordinances to remove the administrative appeal of decisions to deny, not renew, revoke, or suspend an adult entertainment license.

RESOLUTIONS

121. **04270** Amending the Streets Division 2006 Capital Budget to transfer funds from the 2006 Transfer Station Redesign/Reconstr capital project to the Two Street Repair Trucks and the Recycling Cart capital projects.
122. **04354** Be it hereby resolved that the position #698 of Real Estate Agent 2 in Compensation Group 18, Range 08, (occupied by J. Lund) in the permanent salary detail of the Community and Economic Development Unit budget is repealed and recreated as a position of Real Estate Agent 3 in Compensation Group 18, Range 10, thereof. Be it further resolved that the incumbent shall be reallocated to said position.
123. **04366** Authorizing the Mayor and Clerk to execute a Labor Agreement between the City of Madison and SEIU District 1199W/United Professionals for Quality Health Care (UPQHC) for the period of January 1, 2006 through December 31, 2007.

124. 04367 Authorizing the Madison Department of Planning and Development to accept a grant, on behalf of the Allied Area Task Force, from the Fannie Mae Housing and Community Development Division in the amount of \$3,500 to support the community outreach and planning process documentation efforts throughout the Community Design Process.
125. 04389 Authorizing the Mayor and Clerk to execute a Labor Agreement between the City of Madison and the Madison Professional Police Officers Association (MPPOA) for the period of January 1, 2006 through December 31, 2007.
126. 04392 Submitting the name of Charles L. Kamp for confirmation of a five-year term as Transit General Manager.
127. 04393 That the vacant position #1455 of Parks Facilities Maintenance Supervisor in Compensation Group 18, Range 08, in the permanent salary detail of the Parks Division budget is repealed and recreated as a position of Surveyor 2 in Compensation Group 18, Range 08, thereof.
128. 04395 Determining a Public Purpose and Necessity and adopting a Relocation Order for the acquisition of Plat of land interests required for the construction improvements for two segments of South High Point Road from Mid Town Road to Twinflower Drive-and from Welton Drive to Velvet Leaf Drive - Engineering Project No. 53W0256. (6th AD)
129. 04398 Authorizing the issuance of \$_____ General Obligation Promissory Notes, Series 2006-B, of the City of Madison, Wisconsin, providing the details thereof, establishing interest rates thereon and levying taxes therefor. BY TITLE ONLY.
130. 04399 Authorizing the issuance of \$_____ Taxable General Obligation Promissory Notes, Series 2006-C, of the City of Madison, Wisconsin, providing the details thereof, establishing interest rates thereon and levying taxes therefor. BY TITLE ONLY.
131. 04409 Vacating a portion of Milwaukee Street, near the intersection of East Washington Avenue, being located in part of the Northeast ¼ of the Southeast 1/4 of Section 06, Town 07 North, Range 10 East, City of Madison, Dane County, Wisconsin. (6th AD).
132. 04414 Submitting the name of Maribeth Witzel-Behl for confirmation of a five-year term as City Clerk.
133. 04415 Amendment #1 to existing contract with Brickline, Inc. to provide additional epoxy pavement markings.
134. 04416 Authorizing the Mayor and City Clerk to execute a lease with Group Health Cooperative of South Central Wisconsin for City-owned property held for future transportation purposes.
135. 04426 Supporting the efforts by the City and its partners to achieve a Platinum Award through the League of American Bicyclist-Bicycle Friendly Communities program and to make Madison the best city in the country for bicycling; creating a Platinum Biking City Planning Committee.
136. 04449 Authorizing the grant of a license to TDS Metrocom, LLC for the installation of wireless digital communications equipment on the City's water tower located at 1202 Northport Drive.

137. 04451 Authorizing the grant of a license to TDS Metrocom, LLC for the installation of wireless digital communications equipment on the City's water tower located at 5815 Milwaukee Street.
138. 04452 Authorizing the grant of a license to TDS Metrocom, LLC for the installation of wireless digital communications equipment on the City's water tower located at 910 South High Point Road.
139. 04456 Authorizing the grant of a license to TDS Metrocom, LLC for the installation of wireless digital communications equipment on the City's water tower located at 4701 Bunker Hill Lane.
140. 04457 Authorizing the grant of a license to TDS Metrocom, LLC for the installation of wireless digital communications equipment on the City's water tower located at 2829 Prairie Road.
141. 04458 Authorizing the grant of a license to TDS Metrocom, LLC for the installation of wireless digital communications equipment on the City's water tower located at 4740 Spaanem Avenue, and authorizing the related conveyance to TDS of an existing equipment shelter at the site.

LICENSES

142. 04439 Public Hearing - New License
HJ Madison, Inc. • dba Happy Joe's • est. capacity 200
202 S. Gammon Road • Agent: Tim Gantz
Class B Beer, Class C Wine • 2% alcohol, 82% food, 16% other
Aldermanic District 9 (Ald. Skidmore) • Police Sector 125
143. 04445 Public Hearing - New License
Cosi, Inc. • dba Cosi • est. capacity 116
250 State Street • Agent: Nathan Heeney
Class B Beer, Class C Wine • 2% alcohol, 98% food
Aldermanic District 4 (Ald. Verveer) • Police Sector 403
144. 04446 Public Hearing - New License
Laundry 101 of Madison, LLC • dba Laundry 101 • capacity 99
437 W. Gilman Street • Agent: Richard Anderegg
Class B Combination Liquor & Beer • 3% alcohol, 7% food, 90% other
Aldermanic District 4 (Ald. Verveer) • Police Sector 403
145. 04447 Public Hearing - New License
GD 3, LLC • dba The Great Dane Pub • est. capacity 300
357 Price Place • Agent: Ted Peterson
Class B Combination Liquor & Beer • 38% alcohol, 60% food, 2% other
Aldermanic District 11 (Ald. Gruber) • Police Sector 108
146. 04448 Public Hearing - New License
The Bamboo House, LLC • dba The Bamboo Hut • est. capacity 50
1318 S. Midvale Boulevard • Agent: Tou Vue
Class B Combination Liquor & Beer • 95% alcohol, 5% food
Aldermanic District 10 (Ald. Golden) • Police Sector 106

147. 04460 Public Hearing - New License
Adair Enterprises, LLC • dba Adair's Lounge • est. capacity 99
121 W. Main Street • Agent: Rita Adair
Class B Combination Liquor & Beer • 95% alcohol, 5% food
Aldermanic District 4 (Ald. Verveer) • Police Sector 405
148. 04462 Public Hearing - New License
Samba, LLC • dba Samba Steak House • est. capacity 358
240 W. Gilman Street • Agent: Jongyeon Lee
Class B Combination Liquor & Beer • 40% alcohol, 55% food, 5% other
Aldermanic District 8 (Ald. King) • Police Sector 403
149. 04463 Public Hearing - New License
Rising Sons Deli, LLC • dba Rising Sons Deli • est. capacity 40
617 State Street • Agent: Sinarack MacVilay
Class B Beer, Class C Wine • 10% alcohol, 90% food
Aldermanic District 8 (Ald. King) • Police Sector 403

CLAIMS - REFER TO RISK MANAGER

150. 04250 NOTICE OF CLAIM - J. Klinkner, 10 Bea Circle, Madison - property damage - \$18.73.
151. 04251 NOTICE OF CLAIM - American Family Insurance for C. Gross, 717 Copernicus Way, Madison - vehicle damage - \$1,351.19.
152. 04325 C. Chislom, 701 Pirate Island #208, Monona - vehicle damage - \$579.83.
153. 04326 NOTICE OF CLAIM - Habush, Habush & Rottier S.C., Attorney for L. Bjorklund, 2510 Commonwealth Ave., Madison - damages & injury - amount to be determined.
154. 04327 N. Danekes, 1042 N. High Point Rd #106, Madison - vehicle damage - \$173.44.
155. 04328 R. & R. Donkle, 121 Frigate Dr., Madison - vehicle damage - \$546.79.
156. 04329 T. Norman, 968 Lawrence St., Madison - vehicle damages - amount to be determined.
157. 04332 S. James, 5301 South Hill Dr., Madison - vehicle damage - \$210.00.
158. 04333 D. Holbrook, 5910 Woodcreek Ln., Middleton - amount to be determined.
159. 04362 D. Velloff, 5333 Kingsbridge Rd., Madison - property damage - amount to be determined.
160. 04374 B. Chatman, 2013 Canterbury Rd, Madison - vehicle damage - \$1,733.00.
161. 04375 K. SeptMatthews, 5209 Manitowoc Pkwy., Madison - amount to be determined.
162. 04376 NOTICE OF CLAIM - Gingras, Cates & Luebke, S.C., Attorney for G. Converse, Madison - amount to be determined.
163. 04377 NOTICE OF CLAIM - Lawton & Cates, S.C., Attorney for the estate of V. Montero-Diaz, Madison - mental, emotional and physical injury -\$1,500,000.00.

164. 04378 Progressive Insurance for L. Cook, 1302 Woodvale Dr., Madison - vehicle damage - amount to be determined.
165. 04380 C. Clark, 401 Bowman Ave., Madison - vehicle damage - amount to be determined.
166. 04400 F. Herschelman, 2533 E Dayton St. #2, Madison - personal injury - amount to be determined.
167. 04403 G. Rosendahl, 120 D Evanston Ave., Arlington Heights, IL - vehicle damage - \$230.00.
168. 04410 J. Foster, 9950 Blue Valley Rd., Mt.Horeb - vehicle damage - amount to be determined.
169. 04411 A. Sassano, 3938 Earlston Rd. , Downers Grove, Ill. - vehicle damage - amount to be determined.
170. 04450 L. Aschbrenner, 808 Chickadee Dr., Cambridge - vehicle damage - \$167.32.
171. 04487 B. Bankston, 1738 Roth St., Madison - personal injury - \$5,000.00.