



City of Madison Proceedings - Final COMMON COUNCIL

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

Tuesday, July 17, 2007

6:30 PM

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

Roll Call at 6:35 p.m., Mayor Cieslewicz in the Chair.

Present: Sanborn, Konkell, Cnare, Verveer, Webber, Rummel, Brandon, Judge, Skidmore, Solomon, Gruber, Rhodes Conway, Kerr, Bruer, Palm, Compton, Schumacher, Clear, Pham-Remmele and David J. Cieslewicz

Excused: Clausius

SUSPEND THE RULES

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

A motion was made by Ald. Verveer, seconded by Ald. Bruer, to Suspend the Rules. The motion passed by acclamation.

SPECIAL ORDER OF BUSINESS

1. [06865](#) Honoring the life of Jeff Erlanger.

Sponsors: David J. Cieslewicz and COMMON COUNCIL

Adopt at the 8/7/07 Common Council Meeting.

A motion was made by Ald. Verveer, seconded by Ald. Bruer, to Refer to a future Meeting to Adopt for August 7, 2007. The motion passed by acclamation.

CONFIRMATION HEARING

2. [06817](#) Confirming the re-appointment of Larry D. Nelson to the position of City Engineer, Director and Manager of the Engineering Division, Department of Public Works subject to the approval and execution of a five-year employment agreement.

Sponsors: David J. Cieslewicz

A motion was made by Ald. Verveer, seconded by Ald. Webber, to Adopt. The motion passed by acclamation.

Enactment No: RES-07-00742

BUSINESS BY THE MAYOR

3. [06762](#) SUBSTITUTE - Supporting the creation of a Regional Transportation Authority that enables the expansion of multi-modal public transit in the Madison metropolitan area and supporting State legislation that would enable the formation of Regional Transportation Authorities.
- Sponsors:** David J. Cieslewicz, Satya V. Rhodes Conway, Michael E. Verveer, Tim Bruer, Mark Clear, Brian L. Solomon, Robbie Webber, Eli Judge, Lauren Cnare and Tim Gruber
- 1 Registrant(s) in support wishing to speak; 1 Registrant(s) in opposition wishing to speak.*
- Additional Referral(s): Transit and Parking Commission, Long Range Transportation Planning Commission, Long Range Metropolitan Planning Ad-Hoc Committee, Common Council Meeting 8/7/07.*
- A motion was made by Ald. Verveer, seconded by Ald. Bruer, to Refer to the TRANSPORT 2020 IMPLEMENTATION TASK FORCE, due back on August 7, 2007. The motion passed by acclamation.**
4. [06987](#) Report of the Mayor submitting citizen committee appointments (introduced 7-17-2007; action 8-7-2007)
- Confirm at the 8/7/07 Common Council Meeting.*
- A motion was made by Ald. Verveer, seconded by Ald. Bruer, to Refer to a future Meeting to Confirm for August 7, 2007. The motion passed by acclamation.**
5. [06996](#) Report of the Mayor submitting Alder committee appointments.
- A motion was made by Ald. Verveer, seconded by Ald. Bruer, to Confirm. The motion passed by acclamation.**

BUSINESS BY THE PRESIDENT OF THE COMMON COUNCIL

6. [06909](#) Authorizing the Mayor and City Clerk to sign a lease agreement between the City and Madison Opera Inc., for use of Garner Park on July 21, 2007, for Opera in the Park.
- Sponsors:** Mark Clear, Joseph R. Clausius and Michael Schumacher
- A motion was made by Ald. Verveer, seconded by Ald. Bruer, to Adopt. The motion passed by acclamation.**
- Enactment No:** RES-07-00741

RECESSED PUBLIC HEARINGS - BEGIN AT 6:45 PM

7. [06650](#) Public Hearing - New License
Van Nest Enterprises LLC • dba Relish Deli • 35% alcohol, 65% food
1923 Monroe St. • Agent: Matthew L. Van Nest
Class B Beer, Class C Wine
Aldermanic District 13 (Alder Kerr) • Police Sector 303
1 Registrant(s) in opposition wishing to speak.
- A motion was made by Ald. Kerr, seconded by Ald. Bruer, to Grant With Condition(s) and Close the Public Hearing. The motion passed by the following vote:**
- Excused:** 1 - Clausius
- Aye:** 18 - Sanborn, Konkel, Cnare, Verveer, Webber, Rummel, Judge, Skidmore, Solomon, Gruber, Rhodes Conway, Kerr, Bruer, Palm, Compton, Schumacher, Clear and Pham-Remmele
- No:** 0 -
- Abstain:** 1 - Brandon
- Non Voting:** 1 - Cieslewicz

REPORT OF PLAN COMMISSION

8. [06126](#) Creating Section 28.06(2)(a)3266. of the Madison General Ordinances rezoning property from C3L Commercial Service and Distribution District to PUD(GDP) Planned Unit Development (General Development Plan) District and creating Section 28.06(2)(a)3267. 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: 159 Condominium Units; 19th Aldermanic District: 6500 Normandy Lane.
- Sponsors:** Common Council By Petition
- 1 Registrant(s) in support wishing to speak; 1 Registrant(s) in support not wishing to speak.*
- A motion was made by Ald. Verveer, seconded by Ald. Bruer, to Adopt and Close the Public Hearing. The motion passed by acclamation.**
- Enactment No:** ORD-07-00087

PUBLIC HEARINGS - BEGIN AT 6:45 PM**REPORT OF PLAN COMMISSION**

9. [06572](#) Creating Section 28.06(2)(a)3271. of the Madison General Ordinances rezoning property from R6 General Residence District to PUD(GDP) Planned Unit Development (General Development Plan) District. Proposed Use: Remove 1 House, Demolish 2 Houses and 3 Garages, and Build 4-Story Apartment Building; 2nd Aldermanic District: 119, 123 & 125 North Butler Street and 120 & 124 North Hancock Street.

Sponsors: Common Council By Petition

A motion was made by Ald. Verveer, seconded by Ald. Bruer, to Rerefer for Recessed Public Hearing to the PLAN COMMISSION. The motion passed by acclamation.

10. [06573](#) Creating Section 28.06(2)(a)3272. 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: 58-Unit Assisted Living Center; 9th Aldermanic District: 8210 Highview Drive.

Sponsors: Common Council By Petition

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

A motion was made by Ald. Verveer, seconded by Ald. Bruer, to Adopt and Close the Public Hearing subject to the Traffic Engineer's approval of the amended conditions. The motion passed by acclamation.

Enactment No: ORD-07-00088

11. [06574](#) SUBSTITUTE - Creating Section 28.06(2)(a)3273. of the Madison General Ordinances rezoning property from A Agriculture District to O-1 Limited Office-Residence District. Proposed Use: 14,000-19,000 Square Foot Physician Clinic; 7th Aldermanic District: 8001 Raymond Road.

Sponsors: Common Council By Petition

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

A motion was made by Ald. Verveer, seconded by Ald. Palm, to Adopt and Close the Public Hearing. The motion passed by the following vote:

Excused: 1 - Clausius

Aye: 18 - Sanborn, Konkell, Cnare, Verveer, Webber, Rummel, Brandon, Judge, Skidmore, Solomon, Rhodes Conway, Kerr, Bruer, Palm, Compton, Schumacher, Clear and Pham-Remmele

No: 1 - Gruber

Non Voting: 1 - Cieslewicz

Enactment No: ORD-07-00089

12. [06575](#) Creating Section 28.06(2)(a)3274. of the Madison General Ordinances rezoning property from PUD(GDP) Planned Unit Development (General Development Plan) District to Amended PUD(GDP) Planned Unit Development (General Development Plan) District. Proposed Use: Amend GDP to Allow for Office Use; 3rd Aldermanic District: 5939 Sharpsburg Drive.
- Sponsors:** Common Council By Petition
2 Registrant(s) in support not wishing to speak.
- A motion was made by Ald. Verveer, seconded by Ald. Bruer, to Adopt and Close the Public Hearing. The motion passed by acclamation.**
- Enactment No:** ORD-07-00090
13. [06728](#) Creating Section 28.06(2)(a)3275. 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. Proposed Use: Demolish 1 Building & Build 4-Story Mixed-Use Building; 13th Aldermanic District: 1501 Monroe Street.
- Sponsors:** Common Council By Petition
1 Registrant(s) in support wishing to speak; 1 Registrant(s) in opposition wishing to speak.
- A motion was made by Ald. Verveer, seconded by Ald. Bruer, to Rerefer for Recessed Public Hearing to the PLAN COMMISSION. The motion passed by acclamation.**
14. [06798](#) Amending Section 28.07(7)(b) of the Madison General Ordinances to add certain radio and television towers as a permitted use in the Wetland District.
- Sponsors:** Tim Bruer
1 Registrant(s) in opposition wishing to speak.
- A motion was made by Ald. Verveer, seconded by Ald. Bruer, to Adopt and Close the Public Hearing. The motion passed by acclamation.**
- Enactment No:** ORD-07-00091

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 #'s: 3, 20, 22, 38, 54, 55, & 56 on a motion made by Ald. Verveer, seconded by Ald. Bruer.

REPORTS OF OFFICERS

REPORT OF ALCOHOL LICENSE REVIEW COMMITTEE

15. [07006](#) Alcohol License Review Committee Report of Operator License Applications (New & Renewal) July 11, 2007.
- A motion was made by Ald. Verveer, seconded by Ald. Bruer, to Grant. The motion passed by acclamation.**

REPORT OF CITY ATTORNEY

16. [05756](#) UNLAWFUL TAXATION: Whyte Hirschboeck Dudek S.C. for University Research Park, Inc./Third Wave Technologies, Inc. - unlawful taxation - \$110,123.68.
- A motion was made by Ald. Verveer, seconded by Ald. Bruer, to Deny the claim and approve the plan described in the City Attorney's report relating to the 2006 second installment. The motion passed by acclamation.**

REPORT OF BOARD OF ESTIMATES

17. [06558](#) Amending the 2007 Engineering-Major Streets Capital Budget and Awarding Public Works Contract No. 6001, Local Road Traffic Calming & Arterial Pedestrian Enhancements - 2007.
- Sponsors:** Common Council By Request
- A motion was made by Ald. Verveer, seconded by Ald. Bruer, to Adopt. The motion passed by the following vote:**
- Excused:** 1 - Clausius
- Aye:** 19 - Sanborn, Konkol, Cnare, Verveer, Webber, Rummel, Brandon, Judge, Skidmore, Solomon, Gruber, Rhodes Conway, Kerr, Bruer, Palm, Compton, Schumacher, Clear and Pham-Remmele
- No:** 0 -
- Non Voting:** 1 - Cieslewicz
- Enactment No:** RES-07-00743
18. [06561](#) Amending the 2007 Parks Capital Budget Fund and Awarding Public Works Contract No. 6046, Pedestrian Bridge Abutment Construction & Bridge Placement - Blackhawk Park - 2007.
- Sponsors:** Common Council By Request
- A motion was made by Ald. Verveer, seconded by Ald. Bruer, to Adopt. The motion passed by the following vote:**
- Excused:** 1 - Clausius
- Aye:** 19 - Sanborn, Konkol, Cnare, Verveer, Webber, Rummel, Brandon, Judge, Skidmore, Solomon, Gruber, Rhodes Conway, Kerr, Bruer, Palm, Compton, Schumacher, Clear and Pham-Remmele
- No:** 0 -
- Non Voting:** 1 - Cieslewicz
- Enactment No:** RES-07-00744

19. [06668](#) Establishing rules and procedures for Common Council deliberation on the City of Madison's 2008 Capital and Operating Budgets.
- Sponsors:** Michael E. Verveer
- A motion was made by Ald. Verveer, seconded by Ald. Bruer, to Adopt. The motion passed by acclamation.**
- Enactment No:** RES-07-00745
20. [06755](#) Amending the 2007 Capital budget to transfer \$90,000 from Specific Park Improvements to Goodman Park Maintenance Facility.
- Sponsors:** Joseph R. Clausius and Michael Schumacher
- A motion was made by Ald. Verveer, seconded by Ald. Bruer, to Adopt. The motion passed by the following vote:**
- Excused:** 1 - Clausius
- Aye:** 19 - Sanborn, Konkell, Cnare, Verveer, Webber, Rummel, Brandon, Judge, Skidmore, Solomon, Gruber, Rhodes Conway, Kerr, Bruer, Palm, Compton, Schumacher, Clear and Pham-Remmele
- No:** 0 -
- Non Voting:** 1 - Cieslewicz
- Enactment No:** RES-07-00746
21. [06758](#) Authorizing the acceptance of an Offer to Sell from Leonard J. Filut for a single-family property located at 4302 Loeplich Lane in the Town of Westport for the expansion of Cherokee Marsh Conservation Park.
- Sponsors:** Michael Schumacher
- A motion was made by Ald. Verveer, seconded by Ald. Bruer, to Adopt. The motion passed by acclamation.**
- Enactment No:** RES-07-00747

22. [06793](#) SUBSTITUTE - To approve plans and specifications and authorize the Board of Public Works to advertise and receive bids for Breese Stevens Field Restoration - 2007, Contract No. 6044. (2nd AD) and to amend the 2007 Parks Division Capital Budget by adding \$440,692 of funding authorization for Project #14, Breese Stevens.
- Sponsors:** Common Council By Request
- 1 Registrant(s) in support wishing to speak.*
- A motion was made by Ald. Verveer, seconded by Ald. Bruer, to Adopt. The motion passed by the following vote:**
- Excused:** 1 - Clausius
- Aye:** 19 - Sanborn, Konkel, Cnare, Verveer, Webber, Rummel, Brandon, Judge, Skidmore, Solomon, Gruber, Rhodes Conway, Kerr, Bruer, Palm, Compton, Schumacher, Clear and Pham-Remmele
- No:** 0 -
- Non Voting:** 1 - Cieslewicz
- A motion was made by Ald. Konkel, seconded by Ald. Verveer, to Adopt the following amendment : Move \$340,692 of funds for Breese Stevens field from the Law-Tenney fund (\$176) to GO borrowing in the "be it further resolved" clause. The motion failed by the following vote:**
- Excused:** 1 - Clausius
- Aye:** 10 - Konkel, Cnare, Verveer, Webber, Rummel, Solomon, Gruber, Rhodes Conway, Kerr and Bruer
- No:** 9 - Sanborn, Brandon, Judge, Skidmore, Palm, Compton, Schumacher, Clear and Pham-Remmele
- Non Voting:** 1 - Cieslewicz
- Enactment No:** RES-07-00748
23. [06797](#) Authorizing the Mayor and City Clerk to execute a Labor Agreement between the City of Madison and the Madison City Attorneys Association (MCAA), for the period of January 1, 2006 through December 31, 2007.
- Sponsors:** David J. Cieslewicz
- A motion was made by Ald. Verveer, seconded by Ald. Bruer, to Adopt. The motion passed by acclamation.**
- Enactment No:** RES-07-00749

24. [06814](#) That the vacant position (#718) of Administrative Clerk 1 in Compensation Group 20, Range 09, and the position (#750) of Assessment Aide 2 in Compensation Group 20, Range 11, in the permanent salary detail of the City Assessor's budget are repealed and recreated as a position of Property Lister 2 in Compensation Group 20, Range 11 and Property Lister 3 in Compensation Group 20, Range 13, respectively. Be it further resolved that M. Richards shall be reallocated to Property Lister 3.
- Sponsors:** David J. Cieslewicz
- A motion was made by Ald. Verveer, seconded by Ald. Bruer, to Adopt. The motion passed by acclamation.**
- Enactment No:** RES-07-00750
25. [06815](#) That the position (#1497) of Parks Maintenance Mechanic in Compensation Group 16, Range 14 (occupied by A. Melka) and two vacant position (#1423 and #1476) of Public Works Maintenance Worker 1 in Compensation Group 16, Range 08, in the permanent salary detail of the Parks Division budget are repealed and recreated as a position of Maintenance Electrician 1 in Compensation Group 16, Range 16, and a position of Maintenance Mechanic 2 in Compensation Group 16, Range 15, thereof. Be it further resolved that the incumbent shall be reallocated to the position of Maintenance Electrician 1.
- Sponsors:** David J. Cieslewicz
- A motion was made by Ald. Verveer, seconded by Ald. Bruer, to Adopt. The motion passed by acclamation.**
- Enactment No:** RES-07-00751
26. [06816](#) That a vacant position (#3444) of Transit Class C Mechanic in Compensation Group 41, Range 06, in the permanent salary detail of the Metro Transit budget is repealed and recreated as a position of Transit Utility Worker in Compensation Group 41, Range 05, thereof.
- Sponsors:** David J. Cieslewicz
- A motion was made by Ald. Verveer, seconded by Ald. Bruer, to Adopt. The motion passed by acclamation.**
- Enactment No:** RES-07-00752
27. [06819](#) That the vacant position of (#687) of Code Enforcement Officer 4 in Compensation Group 16, Range 20 in the permanent salary detail of the Inspection Unit budget is repealed and recreated as a position of Code Enforcement Officer 3 in Compensation Group 16, Range 19, thereof.
- Sponsors:** David J. Cieslewicz
- A motion was made by Ald. Verveer, seconded by Ald. Bruer, to Adopt. The motion passed by acclamation.**
- Enactment No:** RES-07-00753

28. [06828](#) Approving an agreement with St. Mary's Hospital to provide storage for the pharmaceutical stockpile purchased by the Fire Department from Metropolitan Medical Response System (MMRS) funds.
- Sponsors:** Paul E. Skidmore
- A motion was made by Ald. Verveer, seconded by Ald. Bruer, to Adopt. The motion passed by acclamation.**
- Enactment No:** RES-07-00754
29. [06829](#) Adopting and confirming a Labor Agreement between the City of Madison and the Madison City Attorneys Association (MCAA) from January 1, 2006 to December 31, 2007.
- Sponsors:** Common Council By Request
- A motion was made by Ald. Verveer, seconded by Ald. Bruer, to Adopt. The motion passed by acclamation.**
- Enactment No:** ORD-07-00092
30. [06835](#) Amending Section 3.54(1)(e) of the Madison General Ordinances by creating the classes of Property Lister 1, Property Lister 2 and Property Lister 3 in Compensation Group 20, Range 09, 11, and 13, respectively, thereof.
- Sponsors:** David J. Cieslewicz
- A motion was made by Ald. Verveer, seconded by Ald. Bruer, to Adopt. The motion passed by acclamation.**
- Enactment No:** ORD-07-00093

REPORT OF BOARD OF PUBLIC WORKS

31. [06553](#) Awarding Public Works Contract No. 6025, Spaight Street, Russell Street and Walton Place Reconstruction Assessment District - 2007.
- Sponsors:** Common Council By Request
- A motion was made by Ald. Verveer, seconded by Ald. Bruer, to Adopt. The motion passed by acclamation.**
- Enactment No:** RES-07-00755
32. [06557](#) Awarding Public Works Contract No. 5926, Capitol Square Bus Shelters & Repairs.
- Sponsors:** Common Council By Request
- A motion was made by Ald. Verveer, seconded by Ald. Bruer, to Adopt. The motion passed by acclamation.**
- Enactment No:** RES-07-00756

33. [06796](#) Authorizing the execution of an Agreement for Purchase/Sale of Building Structures pertaining to the house and two-car garage located at 311 N. Marquette Street. (15th AD)
- Sponsors:** Common Council By Request
- A motion was made by Ald. Verveer, seconded by Ald. Bruer, to Place On File. The motion passed by acclamation.**
34. [06864](#) Improvements accepted for Annual Construction & Reconstruction of Concrete Sidewalk & Incidental Concrete Curb & Gutter Work Ordered (District 2) by the Common Council, Contract No. 5903. (2nd AD)
- Sponsors:** Common Council By Request
- A motion was made by Ald. Verveer, seconded by Ald. Bruer, to Adopt. The motion passed by acclamation.**
- Enactment No:** RES-07-00757

REPORT OF CITY CLERK

35. [06898](#) Secondhand Textbook Dealer License Applications (2007-2008 license year)
1. A Room of One's Own, Inc, 307 W Johnson Street
 2. University Book Store, 711 State Street
 3. Rainbow Bookstore Cooperative of Madison, WI, Inc, 426 W Gilman Street
- A motion was made by Ald. Verveer, seconded by Ald. Bruer, to Grant. The motion passed by acclamation.**
36. [06899](#) 2007-2008 Theater License Renewals (filed late)
1. Orpheum Theatre Company, 216 State Street
 2. University Square Theatres, 62 University Square
- A motion was made by Ald. Verveer, seconded by Ald. Bruer, to Grant. The motion passed by acclamation.**
37. [06900](#) 2007-2008 Secondhand Dealer License Renewals (filed late)
1. Ryan D Williams, dba Play It Again Sports, 720 S Gammon Road
 2. Orphan Antiques LLC, Antiques Mall of Madison, 4748 Cottage Grove Rd
- A motion was made by Ald. Verveer, seconded by Ald. Bruer, to Grant. The motion passed by acclamation.**

REPORT OF MADISON ELECTION ADVISORY COMMITTEE

38. [06493](#) Creating Section 3.35(8)(g) of the Madison General Ordinances to establish limitations on political and campaign activities of election employees.
- Sponsors:** Zachariah Brandon, Lauren Cnare, Joseph R. Clausius, Mark Clear, Larry Palm, Michael Schumacher, Judy Compton, Jed Sanborn, Thuy Pham-Remmele and Paul E. Skidmore
- 3 Registrant(s) in opposition not wishing to speak.*
- The recommendation of the Madison Election Advisory Committee was to Place on File.*
- A motion was made by Ald. Verveer, seconded by Ald. Brandon, to Refer to a future Meeting to Place on File for August 7, 2007. The motion passed by acclamation.**

REPORT OF PLAN COMMISSION

39. [06866](#) Approving a Certified Survey Map of property owned by Meriter Hospital, Inc. at 8001 Raymond Road. 7th Ald. Dist.
- Sponsors:** Common Council By Request
- 1 Registrant(s) in support not wishing to speak.*
- A motion was made by Ald. Verveer, seconded by Ald. Bruer, to Adopt. The motion passed by acclamation.**
- Enactment No:** RES-07-00758
40. [06867](#) Approving the preliminary plat of MMSD Sprecher School Estates located at 651 South Sprecher Road and 733 Dominion Drive. 3rd Ald. Dist.
- Sponsors:** Common Council By Request
- A motion was made by Ald. Verveer, seconded by Ald. Bruer, to Adopt. The motion passed by acclamation.**
- Enactment No:** RES-07-00759
41. [06870](#) Approving a Certified Survey Map of property owned by DJK Real Estate, LLC at 5939 Sharpsburg Drive. 3rd Ald. Dist.
- A motion was made by Ald. Verveer, seconded by Ald. Bruer, to Adopt. The motion passed by acclamation.**
- Enactment No:** RES-07-00760

REPORT OF DEPARTMENT OF PLANNING AND COMMUNITY AND ECONOMIC DEVELOPMENT

42. [06998](#) Re-approving a Certified Survey Map of property owned by PDQ Food Stores Inc. and Sam J. Jacobsen located at 4402 E. Buckeye Road. 16th Ald. Dist.
Sponsors: Common Council By Request
A motion was made by Ald. Verveer, seconded by Ald. Bruer, to Adopt. The motion passed by acclamation.
Enactment No: RES-07-00761
43. [06999](#) Approving a Certified Survey Map of property owned by SSM Health Care of Wisconsin, Inc. located at 707-719 S. Orchard Street and 1121-1155 Erin Street. 13th Ald. Dist.
Sponsors: Common Council By Request
A motion was made by Ald. Verveer, seconded by Ald. Bruer, to Adopt. The motion passed by acclamation.
Enactment No: RES-07-00762

REPORT OF RISK MANAGER

44. [06541](#) D. and B. Hutchinson, 21 N. 5th St., Madison - property damage - \$197.07.
A motion was made by Ald. Verveer, seconded by Ald. Bruer, to Disallow. The motion passed by acclamation.
45. [06824](#) F. Marrufo, 2929 Curry Pky., # 15, Madison - vehicle damage - \$1,500.
A motion was made by Ald. Verveer, seconded by Ald. Bruer, to Disallow. The motion passed by acclamation.
46. [06825](#) P. Wenzel, 520 W. Conant St., Portage - vehicle damage - \$253.37.
A motion was made by Ald. Verveer, seconded by Ald. Bruer, to Disallow. The motion passed by acclamation.
47. [06826](#) T. Fiore for Meadowood Neighborhood Association, PO Box 45528, Madison - property damage - \$145.07.
A motion was made by Ald. Verveer, seconded by Ald. Bruer, to Disallow. The motion passed by acclamation.
48. [06827](#) Victor M. Arellano, Lawton & Cates, attorney for A. Stephens, 2810 Curry Pky., Madison - personal injury - \$300,000.00.
A motion was made by Ald. Verveer, seconded by Ald. Bruer, to Disallow. The motion passed by acclamation.

REPORT OF TRANSIT/ PARKING COMMISSION

49. [06805](#) Authorizing the Transit General Manager to file an application for a public transit capital grant with Wisconsin Department of Transportation and authorizing the Mayor and the City Clerk to execute the associated grant agreement with WISDOT and the associated 13 (c) agreement with Teamsters Local No. 695.
- Sponsors:** Jed Sanborn and Brian L. Solomon
- A motion was made by Ald. Verveer, seconded by Ald. Bruer, to Adopt. The motion passed by acclamation.**
- Enactment No:** RES-07-00763
50. [06806](#) Authorizing the Transit General Manager to file an application for a Section 5307, public transit capital, capital maintenance, and capital planning grant with U.S. Department of Transportation and authorizing the Mayor and the City Clerk to execute the associated grant agreement with USDOT and the associated 13 (c) agreement with Teamsters Local No. 695.
- Sponsors:** Jed Sanborn and Brian L. Solomon
- A motion was made by Ald. Verveer, seconded by Ald. Bruer, to Adopt. The motion passed by acclamation.**
- Enactment No:** RES-07-00764
51. [06807](#) Authorizing the Transit General Manager to file an application for a Section 5309 formula public transit capital grant with U.S. Department of Transportation and authorizing the Mayor and the City Clerk to execute the associated grant agreement with USDOT and the associated 13 (c) agreement with Teamsters Local No. 695.
- Sponsors:** Jed Sanborn and Brian L. Solomon
- A motion was made by Ald. Verveer, seconded by Ald. Bruer, to Adopt. The motion passed by acclamation.**
- Enactment No:** RES-07-00765
52. [06863](#) Authorizing the Mayor and City Clerk to enter into an agreement with the University of Wisconsin - Madison for the continuation of provision of UW-paid access by its employees to Metro Transit fixed route and ADA paratransit services, with reimbursement to the transit utility for UW and UW Hospital employee trips for academic year 2007-08 with two one-year options to renew.
- Sponsors:** Robbie Webber
- A motion was made by Ald. Verveer, seconded by Ald. Bruer, to Adopt. The motion passed by acclamation.**
- Enactment No:** RES-07-00766

REFERRED TO THIS MEETING

APPOINTMENTS

53. [06846](#) Report of the Mayor submitting citizen committee appointments (introduced 7-3-2007; action 7-17-2007)
- A motion was made by Ald. Verveer, seconded by Ald. Bruer, to Confirm. The motion passed by the following vote:**
- Excused:** 1 - Clausius
- Aye:** 19 - Sanborn, Konkell, Cnare, Verveer, Webber, Rummel, Brandon, Judge, Skidmore, Solomon, Gruber, Rhodes Conway, Kerr, Bruer, Palm, Compton, Schumacher, Clear and Pham-Remmele
- No:** 0 -
- Non Voting:** 1 - Cieslewicz

RESOLUTIONS

54. [06187](#) AMENDED - Awarding Public Works Contract No. 5999, Park Street Reconstruction and Construction of Relief Storm Sewer.
- Sponsors:** Common Council By Request
- 4 Registrant(s) in support wishing to speak; 4 Registrant(s) in opposition wishing to speak; 6 Registrant(s) in support not wishing to speak; 9 Registrant(s) in opposition not wishing to speak.*
- A motion was made by Ald. Verveer, seconded by Ald. Bruer, to Adopt With Amendment(s) as follows: add three (3) new "BE IT FURTHER RESOLVED" clauses at the end of the resolution (see the legislative file for the exact language that was added). The motion passed by acclamation.**
- Enactment No:** RES-07-00767
55. [06215](#) Authorizing the Mayor and City Clerk to enter into an intermunicipal agreement with the Madison Metropolitan Sewerage District (MMSD) for reconstruction of the Pump Station #2 Force Main as required to allow construction of the Park Street Relief Storm Sewer. (13th AD)
- Sponsors:** Common Council By Request
- A motion was made by Ald. Verveer, seconded by Ald. Bruer, to Adopt. The motion passed by acclamation.**
- Enactment No:** RES-07-00768

RECESS

A motion was made by Ald. Verveer, seconded by Ald. Bruer, to Take A Recess at 9:05 p.m. The motion passed by acclamation.

Roll Call at 9:16 p.m., Mayor Cieslewicz in the Chair.

Late: Ald. Bruer (9:18 p.m.); Ald. Kerr (9:25 p.m.); Ald. Pham-Remmele (9:18 p.m.)

Present: Sanborn, Konkel, Cnare, Verveer, Webber, Rummel, Brandon, Judge, Skidmore, Solomon, Gruber, Rhodes Conway, Kerr, Bruer, Palm, Compton, Schumacher, Clear, Pham-Remmele and David J. Cieslewicz

Excused: Clausius

56. [06403](#)

AMENDED - Authorizing the Mayor and City Clerk to execute Amendment No. 1 to the Professional Services Agreement with EMA, Inc. to facilitate and conduct a utility-wide, participatory self-assessment of organizational issues, communication, work practices and technology, identify opportunities for improvement and implement recommendations.

Sponsors: Common Council By Request

A motion was made by Ald. Compton, seconded by Ald. Kerr, to Adopt the following amendment to pay the current bill and release the consultant from the contract. The motion failed by the following vote:

Excused: 2 - Clausius and Pham-Remmele

Aye: 1 - Compton

No: 17 - Sanborn, Konkel, Cnare, Verveer, Webber, Rummel, Brandon, Judge, Skidmore, Solomon, Gruber, Rhodes Conway, Kerr, Bruer, Palm, Schumacher and Clear

Enactment No: RES-07-00769

[06403](#)

SECOND AMENDED - Authorizing the Mayor and City Clerk to execute Amendment No. 1 to the Professional Services Agreement with EMA, Inc. to facilitate and conduct a utility-wide, participatory self-assessment of organizational issues, communication, work practices and technology, identify opportunities for improvement and implement recommendations.

Sponsors: Common Council By Request

A motion was made by Ald. Bruer, seconded by Ald. Compton, to Move the Previous Question. The motion failed by the following vote:

Excused: 2 - Clausius and Pham-Remmele

Aye: 7 - Cnare, Webber, Skidmore, Solomon, Gruber, Bruer and Compton

No: 11 - Sanborn, Konkel, Verveer, Rummel, Brandon, Judge, Rhodes Conway, Kerr, Palm, Schumacher and Clear

Non Voting: 1 - Cieslewicz

A motion was made by Ald. Solomon, seconded by Ald. Compton, to Adopt the following amendment : Add the following language to the end of the Resolution: Authorize the Mayor and City Clerk to execute and implement recommendations contingent upon receipt and support by City Council of a plan that details exactly what will be done with the remaining dollars. Be it further resolved that EMA will not bill the City, nor be paid for any service beyond the \$300,000 authorized herein. The motion passed by the following vote:

Excused: 2 - Clausius and Pham-Remmele

Aye: 13 - Sanborn, Cnare, Verveer, Webber, Rummel, Solomon, Gruber, Rhodes Conway, Kerr, Bruer, Palm, Compton and Clear

No: 5 - Konkel, Brandon, Judge, Skidmore and Schumacher

7 Registrant(s) in support, wishing to speak; 4 Registrant(s) in support, available to answer questions; 2 Registrant(s) in support, not wishing to speak.

A motion was made by Ald. Verveer, seconded by Ald. Cnare, to Adopt With Amendment(s). The motion passed by the following vote:

Excused: 2 - Clausius and Pham-Remmele

Aye: 13 - Sanborn, Cnare, Verveer, Webber, Rummel, Solomon, Gruber, Kerr, Bruer, Palm, Compton, Schumacher and Clear

No: 5 - Konkel, Brandon, Judge, Skidmore and Rhodes Conway

Enactment No: RES-07-00769

NEW BUSINESS - Referred on a motion made by Ald. Verveer and seconded by Ald. Bruer.

ORDINANCES

57. [06940](#) Amending Sec. 2.40(10) of the Madison General Ordinances to require principals to file an additional form if they did not have expenditures exceeding \$1,000.

Sponsors: Brenda K. Konkel

Refer to the COMMON COUNCIL ORGANIZATIONAL COMMITTEE

58. [06949](#) Amending Sections 28.03(2), 28.04(5)(b)7. and 28.08(2)(c)18. of the Madison General Ordinances to increase the total square footage of floor area in accessory buildings that require conditional use approval.

Sponsors: David J. Cieslewicz and Tim Gruber

Due back at the 9/4/07 Common Council Meeting.

Refer For Public Hearing to the PLAN COMMISSION

59. [06950](#) Amending Sections 28.04(2) and 28.09(4)(d)8., creating Section 28.09(4)(d)9., and amending Section 28.09(6)(d) of the Madison General Ordinances to add a definition of auto title loan business and make them a conditional use in the C3 and C3L Districts.
- Sponsors:** Marsha A. Rummel and Brenda K. Konkel
- Due back at the 9/4/07 Common Council Meeting.*
- Refer For Public Hearing to the PLAN COMMISSION**
60. [06952](#) Amending Sections 28.03(2), 28.07(2)(b)4.a., (2)(c)12., (3)(b)12.a., and (3)(b)13., 28.08(2)(b)10.a., (2)(b)13., (2)(c)4., (5)(b)6., (7)(b)4.a., (9)(b)5., (11)(b)5., and (11)(b)10.a., 28.085(2)(c)4., (2)(d)3., and (4)(c)4.e., 28.09(2)(c)23., 28.10(2)(c)8., (2)(d)5., (3)(c)1., (3)(c)12., (4)(c)1.c., (4)(c)43., (6)(c)8, and (6)(d)5., 28.11(3)(l)3.a., and (4)(f)1., and 28.12(12)(a)10. of the Madison General Ordinances to delete nursery schools as an identified use, include this use in new definition of day care center, and change terminology throughout zoning code to be consistent, and to add day care centers in churches as a permitted use in the R1 District.
- Sponsors:** David J. Cieslewicz and Tim Gruber
- Due back at the 9/4/07 Common Council Meeting.*
- Refer For Public Hearing to the PLAN COMMISSION**
61. [06953](#) Creating Section 28.09(4)(c)38., amending Section 28.09(4)(d)1., and creating Section 28.10(4)(c)67. of the Madison General Ordinances to change temporary parking lots from a conditional use to a permitted use in the C3 and M1 Districts.
- Sponsors:** Lauren Cnare and David J. Cieslewicz
- Due back at the 9/4/07 Common Council Meeting.*
- Refer For Public Hearing to the PLAN COMMISSION**
62. [06954](#) Creating Sections 28.09(4)(c)38., 28.09(4)(d)1., and 28.10(4)(c)67. of the Madison General Ordinances to add contractor or construction offices as a permitted use in the C3, C3L and M1 Districts.
- Sponsors:** Lauren Cnare and David J. Cieslewicz
- Due back at the 9/4/07 Common Council Meeting.*
- Refer For Public Hearing to the PLAN COMMISSION**

63. [06955](#) Creating Section 28.08(7)(b)10., amending Section 28.08(7)(c)4., creating Section 28.08(8)(b)5., amending Section 28.08(8)(c)2., creating Section 28.085(5)(c)8., amending Section 28.085(5)(d)3., creating Section 28.09(2)(c)57., amending Section 28.09(2)(d)6., creating Section 28.09(3)(c)82., repealing Section 28.09(3)(d)2., amending Section 28.09(3)(d)32., creating Section 28.09(5)(c)3., amending Section 28.09(5)(d)3.a., creating Section 28.10(2)(c)16., amending Section 28.10(2)(d)6., creating Section 28.10(4)(c)67., repealing Section 28.10(4)(d)9., amending Section 28.10(4)(d)29., creating Section 28.10(6)(c)14., and amending Section 28.10(6)(d)6. of the Madison General Ordinances to make some outdoor eating areas of restaurants permitted rather than conditional uses.

Sponsors: Lauren Cnare and David J. Cieslewicz

Due back at the 9/4/07 Common Council Meeting.

Refer For Public Hearing to the PLAN COMMISSION

64. [06958](#) Creating Section 28.06(2)(a)3278. of the Madison General Ordinances rezoning property from PUD(SIP) Planned Unit Development (Specific Implementation Plan) District to Amended PUD(SIP) Planned Unit Development (Specific Implementation Plan) District. Proposed Use: Construction of 150-Room Hotel; 11th Aldermanic District: 702 North Midvale Boulevard.

Sponsors: Common Council By Petition

Due back at the 9/4/07 Common Council Meeting.

Refer For Public Hearing to the PLAN COMMISSION

65. [06959](#) Creating Section 28.06(2)(a)3279. of the Madison General Ordinances rezoning property from Temp A Agriculture to C1 Limited Commercial District. Proposed Use: Demolish Single-Family Home to Build Multi-Tenant Commercial Building with Drive-up; 1st Aldermanic District: 821 S. Gammon Road.

Sponsors: Common Council By Petition

Due back at the 9/4/07 Common Council Meeting.

Refer For Public Hearing to the PLAN COMMISSION

66. [06960](#) Creating Section 28.06(2)(a)3280. of the Madison General Ordinances rezoning property from SM Specific Manufacturing District to RPSM Research Park-Specialized Manufacturing District. Proposed Use: Rezoning 5 Lots in Silicon Prairie Business Park for Office Development; 9th Aldermanic District: 9502 & 9602 Silicon Prairie Parkway, 101, 102 & 202 St. Philomena Way.

Sponsors: Common Council By Petition

Due back at the 9/4/07 Common Council Meeting.

Refer For Public Hearing to the PLAN COMMISSION

67. [06961](#) Amending Sec. 39.02(3)(a) of the Madison General Ordinances to modify the composition of the Affirmative Action Commission.
Sponsors: David J. Cieslewicz
Refer to the AFFIRMATIVE ACTION COMMISSION
68. [06962](#) Amending Sec. 39.03(10) of the Madison General Ordinances to modify the composition of the Equal Opportunities Commission.
Sponsors: David J. Cieslewicz
Refer to the EQUAL OPPORTUNITIES COMMISSION
69. [06963](#) Amending Sec. 39.04(2) of the Madison General Ordinances to modify the composition of the Commission on People With Disabilities.
Sponsors: David J. Cieslewicz
Refer to the COMMISSION ON PEOPLE WITH DISABILITIES
70. [06988](#) Creating Section 28.06(2)(a)3290. of the Madison General Ordinances rezoning property from C2 General Commercial District to PUD(GDP) Planned Unit Development (General Development Plan) District. Proposed Use: Mixed-Use Redevelopment of the Hill Farms State Office Property; 11th Aldermanic District: 4802 Sheboygan Avenue.
Sponsors: Common Council By Petition
Due back at the 8/7/07 Common Council Meeting.
Refer For Public Hearing to the PLAN COMMISSION

RESOLUTIONS

71. [06922](#) Vacating/Discontinuing a portion of Milwaukee Street and North Sprecher Road unimproved public street right-of-way in the northwest quadrant of this intersection, located adjacent and reversion rights to, Lot 7, Metrotech, being located in part of the Southeast Quarter of the Northeast Quarter of Section 2, Township 7 North, Range 10 East, City of Madison, Dane County, Wisconsin. (2nd AD)
Sponsors: Lauren Cnare
Additional Referral(s): Plan Commission
Refer For Public Hearing to the BOARD OF PUBLIC WORKS
72. [06935](#) Authorizing the Mayor and the City Clerk to sign a contract with the Madison Metropolitan School District (MMSD) to provide Educational Resource Officers for the four MMSD high schools for a three-year term, through the 2009-2010 school year.
Sponsors: David J. Cieslewicz
Refer to the BOARD OF ESTIMATES

73. [06936](#) Providing the consent of the City of Madison for George and Gregg Vestesnik (d/b/a Mad City Sports) to locate a recreational vehicle dealership that includes motorcycle sales and rentals on Lots 23 through 26 of the Interstate Commerce Park.
- Sponsors:** Joseph R. Clausius
- Refer to the PLAN COMMISSION**
74. [06937](#) Authorizing the execution of a First Amendment to the Agreement to Purchase and Undertake Development of the Interstate Commerce Park.
- Sponsors:** Joseph R. Clausius
- Refer to the BOARD OF ESTIMATES**
75. [06938](#) Authorizing the provision of additional CDBG funds to assist the Urban League of Greater Madison acquire property and construct a building to develop a Center for Economic Development in ways that address City, Community and Neighborhood Development Objectives.
- Sponsors:** Thuy Pham-Remmele, Tim Bruer and Marsha A. Rummel
- Refer to the COMMUNITY DEVELOPMENT BLOCK GRANT COMMISSION**
76. [06939](#) That the City of Madison should establish a capital borrowing program for affordable rental housing.
- Sponsors:** Brenda K. Konkel
- Additional Referral(s): Housing Committee, Board of Estimates*
- Refer to the COMMUNITY DEVELOPMENT BLOCK GRANT COMMISSION**
77. [06942](#) Authorizing the provision of CDBG funds to assist the Goodman Atwood Community Center to develop a gymnasium to serve Atwood and Worthington area residents in ways that address City Community and Neighborhood Development Objectives.
- Sponsors:** Tim Bruer, Thuy Pham-Remmele and Marsha A. Rummel
- Refer to the COMMUNITY DEVELOPMENT BLOCK GRANT COMMISSION**
78. [06967](#) Authorizing the Mayor and City Clerk to execute a development agreement to fund a \$2,700,000 Tax Incremental Finance Loan to Arbor Gate Development, LLC to assist in the development of the Arbor Gate commercial redevelopment project located on the southeast corner of the intersection of Todd Drive and the West Beltline Highway in TID #35 (Todd Drive).
- Sponsors:** David J. Cieslewicz and Tim Bruer
- Refer to the BOARD OF ESTIMATES**

79. [06976](#) Approving the provision of Emerging Neighborhood Funds to several agencies and authorizing the Mayor and the City Clerk to enter into agreements with those agencies to implement the project.
- Sponsors:** Lauren Cnare and David J. Cieslewicz
- Refer to the COMMUNITY DEVELOPMENT BLOCK GRANT COMMISSION**
80. [06979](#) Authorizing the provision of HOME/Match funds to assist Housing Initiatives with a rental housing rehab project and HOME/Match funds to assist eligible buyers under a Wisconsin Partnership for Housing Development program in ways that address City Community and Neighborhood Development Objectives.
- Sponsors:** Tim Bruer, Thuy Pham-Remmele and Marsha A. Rummel
- Refer to the COMMUNITY DEVELOPMENT BLOCK GRANT COMMISSION**
81. [06982](#) Authorizing the provision of CDBG funds to assist Porchlight in the capitalization of a new business and training enterprise in ways that address City, Community and Neighborhood Development Objectives.
- Sponsors:** Tim Bruer, Thuy Pham-Remmele and Marsha A. Rummel
- Refer to the COMMUNITY DEVELOPMENT BLOCK GRANT COMMISSION**
82. [06983](#) Authorizing the provision of HOME/Match and Housing Trust funds to assist Interfaith Hospitality Network to acquire rental housing to serve families in ways that address City, Community and Neighborhood Development Objectives.
- Sponsors:** Tim Bruer, Thuy Pham-Remmele and Marsha A. Rummel
- Refer to the COMMUNITY DEVELOPMENT BLOCK GRANT COMMISSION**
83. [06984](#) Authorizing the subordination a previously approved CDBG loan to Community Coordinated Child Care to a first mortgage holder and authorizing the Mayor and the City Clerk to sign agreements to effect such a change.
- Sponsors:** Tim Bruer, Thuy Pham-Remmele and Marsha A. Rummel
- Refer to the COMMUNITY DEVELOPMENT BLOCK GRANT COMMISSION**
84. [06985](#) Authorizing The Mayor and the City Clerk to amend their current agreement with St. Mary's Hospital Medical Center to expand their unlimited ride pass program to include volunteers in addition to employees. This agreement will also authorize continuation of the provision of fare free access by St. Mary's employees and volunteers to Metro Transit fixed route and ADA paratransit services, with reimbursement to the Transit Utility for trips taken for the period of January 1, 2008 through December 31, 2008.
- Sponsors:** Jed Sanborn
- Additional Referral(s): Board of Estimates*
- Refer to the TRANSIT AND PARKING COMMISSION**

85. [06986](#) Creating a position of Court Services Supervisor in the salary detail of the Madison Police Department and authorizing the Police Department to fill this position in November, 2007.
- Sponsors:** David J. Cieslewicz
- Refer to the BOARD OF ESTIMATES**
86. [06991](#) Authorizing the City of Madison, through the Office of Community Services, to extend the Year 4 Weed and Seed grant deadline and to change contractors for one of the grant projects.
- Sponsors:** Brian L. Solomon, Lauren Cnare and David J. Cieslewicz
- Refer to the BOARD OF ESTIMATES**
87. [06994](#) Authorizing the Water Utility staff to negotiate and the Mayor and the City Clerk to execute a contract for the procurement and installation of video surveillance and recording equipment at the Water Utility's remote facilities.
- Sponsors:** Lauren Cnare
- Due back at the 8/7/07 Common Council Meeting.*
- Refer to the BOARD OF WATER COMMISSIONERS**
88. [06997](#) SUBSTITUTE - To Amend the 2007 Parks Division Capital Budget to transfer \$25,000 from _____ account to cover the city's 50% share of the cost and to accept \$25,000 for the balance of the cost from the Madison Mallards, LLC for the Warner Park Stadium Renovation; authorizing the issuance of a Request for Proposals for the development of a Preliminary Plan, Soils Analysis and Cost Estimate for a new Warner Park Stadium, and authorizing the Mayor and City Clerk to sign an agreement to secure the Plan.
- Sponsors:** David J. Cieslewicz, Satya V. Rhodes Conway and Michael Schumacher
- Additional Referral(s): Board of Park Commissioners, Board of Public Works*
- Refer to the BOARD OF ESTIMATES**

CLAIMS - REFER TO RISK MANAGER

89. [06930](#) P. Corrado, 2710 Tucson Tr., Madison - property damage - \$68.23.
90. [06931](#) E. Matysik, Amica Mutual Insurance Co. for E. Livermore, 201 S. Yellowstone Dr., Madison - vehicle damage - \$6,821.70.
91. [06933](#) M. Kicera, 634 Nottingham Rd., Stoughton - vehicle damage - \$5,999.00.

92. [06934](#) NOTICE OF CLAIM - J. Smerlinski, Smerlinski Law Offices, attorney for J. Buth, 802 W. Broadway, Ste. 221, Madison - personal injury - amount to be determined.
93. [06964](#) K. Mathura, 4334 Melody Ln., # 208, Madison - vehicle damage - \$5,000.
94. [07005](#) R. Mitra, 05478-090, Box 1000, Duluth, MN - defamation - \$1.00.
95. [07010](#) K. Reiley, 4510 McCann Rd., Madison - property damage - \$416.00.
96. [07011](#) C. Griffin, 2323 Eton Ridge, Madison - vehicle damage - \$1,877.05.
97. [07013](#) B. LaVassuer, 4705 Retana Rd., Madison - vehicle damage - \$2,027.81.
98. [07014](#) J. Wiebe - 3149 Stratton Way # 204, Madison - vehicle damage - \$150.00.

ADDENDUM

LATE ITEMS

99. [05427](#) SECOND SUBSTITUTE - Adopting an Affordable Housing Plan for the Allied Drive area.
Sponsors: Brian L. Solomon
Adopt at the 8/7/07 Common Council Meeting.
A motion was made by Ald. Compton, seconded by Ald. Cnare, to Refer to a future Meeting to Adopt for August 7, 2007 (substitute motion). The motion passed by acclamation.
100. [06951](#) Creating Section 28.10(4)(c)67. and repealing Section 28.10(4)(d)20. of the Madison General Ordinances to change automobile and motorcycle sales and rental establishments from a conditional to a permitted use in the M1 District
Sponsors: David J. Cieslewicz and Tim Gruber
Due back at the 9/4/07 Common Council Meeting.
A motion was made by Ald. Verveer, seconded by Ald. Bruer, to Refer For Public Hearing to the PLAN COMMISSION, due back on September 4, 2007. The motion passed by acclamation.

101. [06956](#) Amending Section 28.04(22) of the Madison General Ordinances to change various provisions of the ordinance regulating the demolition of buildings.
- Sponsors:** Brenda K. Konkel
- Additional Referral(s): Landmark Commission. Due back at the 9/4/07 Common Council Meeting.*
- A motion was made by Ald. Verveer, seconded by Ald. Bruer, to Refer For Public Hearing to the PLAN COMMISSION, due back on September 4, 2007. The motion passed by acclamation.**
102. [07032](#) Secondhand Textbook Dealer License Applications (2007-2008 license year)
1. Underground Textbook Exchange, 664 State Street
 2. Madison Textbooks LLC, 1806 Wright Street
- A motion was made by Ald. Verveer, seconded by Ald. Bruer, to Grant. The motion passed by acclamation.**
103. [07033](#) Mobile Home Park License Application
- Oak Park MHC, LLC • dba Oak Park Terrace • 3901 Packers Avenue
- 1 Registrant(s) in support not wishing to speak.*
- A motion was made by Ald. Verveer, seconded by Ald. Bruer, to Grant. The motion passed by acclamation.**

ITEM(S) INTRODUCED FROM THE COUNCIL FLOOR

104. [06965](#) To authorize a double-fill in a Public Health Nurse position from September 1, 2007 through March 1, 2008
- Sponsors:** Lauren Cnare
- A motion was made by Ald. Cnare, seconded by Ald. Verveer, to Refer to the BOARD OF HEALTH FOR MADISON AND DANE COUNTY. The motion passed by acclamation.**
105. [07008](#) Authorizing the Mayor and City Clerk to execute an Agreement with the Madison Mallards, LLC for the Design Development at Warner Park Stadium.
- Sponsors:** Satya V. Rhodes Conway, Michael Schumacher and David J. Cieslewicz
- Additional Referral(s): Board of Park Commissioners*
- A motion was made by Ald. Rhodes Conway, seconded by Ald. Verveer, to Refer to the BOARD OF ESTIMATES. The motion passed by acclamation.**

ADJOURNMENT

A motion was made by Ald. Verveer, seconded by Ald. Webber, to Adjourn at 1:45 a.m. The motion passed by acclamation.

I certify that the foregoing action of the Common Council was approved by the Mayor on July 18, 2007.

Ordinances published August 2, 2007.

MARIBETH WITZEL-BEHL, CITY CLERK