



City of Madison

City of Madison
Madison, WI 53703
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.

Tuesday, March 31, 2009

6:30 PM

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

Roll Call at 6:40 p.m., Ald. Tim Bruer in the Chair.

Present: 19 - Libby Monson
Jed Sanborn
Brenda K. Konkel
Lauren Cnare
Michael E. Verveer
Robbie Webber
Marsha A. Rummel
Eli Judge
Paul E. Skidmore
Tim Gruber
Satya V. Rhodes-Conway
Julia S. Kerr
Tim Bruer
Larry Palm
Judy Compton
Joseph R. Clausius
Michael Schumacher
Mark Clear
Thuy Pham-Remmele

Excused: 2 - David J. Cieslewicz
Brian L. Solomon

OPENING REMARKS

SUSPENSION OF RULES

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

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

HONORING RESOLUTIONS

1. [14176](#) Honoring the University of Wisconsin Women's Hockey Team on winning the NCAA Division I Women's Ice Hockey National Championship.

Sponsors: David J. Cieslewicz and Common Council By Request

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

Enactment No: RES-09-00297

2. [13891](#) To declare the week of April 26, 2009 through May 1, 2009, "ARBOR WEEK 2009" and to commemorate the City of Madison's 20th anniversary as a Tree City USA.

Sponsors: Common Council By Request

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

Enactment No: RES-09-00298

3. [14066](#) Proclaiming April 18 and 25, 2009 Earth Day Clean-up Days and endorsing and encouraging citizen participation in the clean-up events at City of Madison Parks. (All AD's)

Sponsors: Common Council By Request

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

Enactment No: RES-09-00299

PETITIONS AND COMMUNICATIONS

PETITIONS

4. [14076](#) Petition dated March 11, 2009 from K. Dustin, 709 Glenview Dr., Madison re: opposition to a curb, gutter and sidewalk proposal for Camden Road in the Glendale Neighborhood (related to file ID# 13366).

A motion was made by Ald. Clear, seconded by Ald. Verveer, to Refer to the BOARD OF PUBLIC WORKS. The motion passed by voice vote/other.

EARLY PUBLIC COMMENT

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 #: 17, 25, 27, 28, 33 40, 44, 45 and 143 on a motion made by Ald. Clear, seconded by Ald. Verveer.

PUBLIC HEARINGS - BEGIN AT 6:45 PM

REPORT OF ALCOHOL LICENSE REVIEW COMMITTEE

5. [13449](#) Public Hearing - New License
LSI Group LLC • dba Dirty Dog Neighborhood Saloon
70% alcohol, 28% food, 2% Other
6654 Mineral Point Rd • Agent: Kami Eshraghi
Estimated Capacity: 400 inside, 60 outside
Class B Combination Liquor & Beer
Aldermanic District 19 (Alder Clear) • Police Sector 112

A motion was made by Ald. Clear, seconded by Ald. Kerr, to Place On File Without Prejudice and Close the Public Hearing. The motion passed by voice vote/other.

6. [13796](#) Public Hearing - New License
Hawks Landing Golf Corp • dba Sunset Grille • 40% alcohol, 60% food
88 Hawks Landing Cir • Agent: Jeffrey Haen • Estimated Capacity: 375
Class B Combination Liquor & Beer
Aldermanic District 01 (Alder Sanborn) • Police Sector 135
1 Registrant(s) in support not wishing to speak.

A motion was made by Ald. Clear to Grant and Close the Public Hearing. The motion passed by voice vote/other.

7. [13797](#) Public Hearing - New License
Hawks Landing Golf Corp • dba Sunset Grille Oasis • 10% alcohol, 90% food
66 Hawks Landing Cir • Agent: Jeffrey Haen • Estimated Capacity: 40
Class B Combination Liquor & Beer
Aldermanic District 01 (Alder Sanborn) • Police Sector 135
1 Registrant(s) in support not wishing to speak.

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

8. [13799](#) Public Hearing - New License
Logans Madtown LLC • dba Logans • 40% alcohol, 60% food
322 W Johnson St • Agent: Ron Trachtenberg • Estimated Capacity: 500
Class B Combination Liquor & Beer
Aldermanic District 04 (Alder Verveer) • Police Sector 403 • Density Area

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

9. [13800](#) Public Hearing - New License
Edo Garden LLC • dba Edo Steak House • 20% alcohol, 80% food
610 S Park St • Agent: Jing Jiang • Estimated Capacity: 90
Class B Combination Liquor & Beer
Aldermanic District 13 (Alder Kerr) • Police Sector 305

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

REPORT OF BOARD OF PUBLIC WORKS

10. [13916](#) Approving Plans, Specifications, And Schedule Of Assessments For Division Street and Helena Street Reconstruction Assessment District - 2009. (6th AD)

Sponsors: BOARD OF PUBLIC WORKS

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

Enactment No: RES-09-00300

REPORT OF PLAN COMMISSION

11. [13571](#) Creating Section 28.06(2)(a)3419. of the Madison General Ordinances rezoning property from R2 Single-Family Residence District to R2S Single-Family Residence District. Proposed Use: Rezone to Allow Future Creation of 2 Lots from Existing Single-Family Parcel; 15th Aldermanic District: 3502 Sargent Street.

Sponsors: Common Council By Request

A motion was made by Ald. Clear, seconded by Ald. Verveer, to Adopt. No action was taken.

A substitute motion was made by Ald. Palm, seconded by Ald. Verveer, to Rerefer for Recessed Public Hearing to the PLAN COMMISSION. The motion passed by voice vote/other.

END OF PUBLIC HEARINGS

BUSINESS PRESENTED BY THE MAYOR

- 12. [13987](#) Report of the mayor submitting citizen committee appointments (introduced 3-17-2009; action 3-31-2009).

Sponsors: David J. Cieslewicz

A motion was made by Ald. Clear, seconded by Ald. Verveer, to Confirm. The motion passed by the following vote:

- Ayes:** 19 - Libby Monson
 Jed Sanborn
 Brenda K. Konkel
 Lauren Cnare
 Michael E. Verveer
 Robbie Webber
 Marsha A. Rummel
 Eli Judge
 Paul E. Skidmore
 Tim Gruber
 Satya V. Rhodes-Conway
 Julia S. Kerr
 Tim Bruer
 Larry Palm
 Judy Compton
 Joseph R. Clausius
 Michael Schumacher
 Mark Clear
 Thuy Pham-Remmele

- Excused:** 2 - Brian L. Solomon
 David J. Cieslewicz

- 13. [14137](#) Report of the Mayor submitting citizens committee appointments (introduced 3-31-2009; action 4-21-2009).

Sponsors: David J. Cieslewicz

Confirm at the 4/21/09 Common Council Meeting (2/3 vote for Contracted Service Oversight Com & Ho-Chunk Nation/Madison Plng Comm).

A motion was made by Ald. Clear, seconded by Ald. Verveer, to Refer to a future Meeting to Confirm to the COMMON COUNCIL, due back on 4/21/2009. The motion passed by voice vote/other.

BUSINESS PRESENTED BY THE PRESIDENT OF THE COMMON COUNCIL

- 14. [14174](#) Board of Assessor Appointments dated March 20, 2009.

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

REPORTS OF OFFICERS

REPORT OF ALCOHOL LICENSE REVIEW COMMITTEE

- 15. [11111](#) To enlist the Alcohol Policy Coordinator to develop improved notification procedures for establishments seeking new alcohol licenses or modifications to existing alcohol licenses.

Sponsors: Michael Schumacher, Brenda K. Konkel and Julia S. Kerr

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

- 16. [13237](#) Operator License Application
Denise Gober - Establishment where employed: Citgo

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

- 17. [13358](#) **AMENDED ALTERNATE SECOND SUBSTITUTE** - Amending Section 33.02(2) of the Madison General Ordinances to modify the composition of the Alcohol License Review Committee by designating previous nonvoting members as technical advisors and staff to the ALRC.

Sponsors: Michael Schumacher

A motion was made by Ald. Schumacher, seconded by Ald. Clear, to Adopt With Amendment(s) as follows: change the UW Student's expiration date from 2 years to 3 years. The motion passed by voice vote/other.

Enactment No: ORD-09-00068

- 18. [13469](#) Operator License Application
Josh Stanton - Establishment where employed: Kellys Market Mobile

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

19. [13471](#) Operator License Application
Nicholas Fatsis - Establishment where employed: Star One Staffing
- A motion was made by Ald. Clear, seconded by Ald. Verveer, to Place On File Without Prejudice. The motion passed by voice vote/other.**
20. [13473](#) Operator License Application
Lucas Kluever - Establishment where employed: Kellys Market
- A motion was made by Ald. Clear, seconded by Ald. Verveer, to Place On File Without Prejudice. The motion passed by voice vote/other.**
21. [13543](#) Change of Licensed Premise
Madison Northeast LLC • dba Holiday Inn Madison at The American Center • capacity of 250
5109 West Terrace Dr • Agent: John Stauffacher
Class B Combination Liquor & Beer • 30% Alcohol, 70% food
Aldermanic District 17 (Alder Clausius) • Police Sector 520
Request to extend licensed premise to include two exterior patio areas.
- A motion was made by Ald. Clear, seconded by Ald. Verveer, to Grant. The motion passed by voice vote/other.**
22. [13633](#) Operator License Application
Renee Kubiniec - Establishment where employed: n/a
- A motion was made by Ald. Clear, seconded by Ald. Verveer, to Deny. The motion passed by voice vote/other.**
23. [13859](#) Change of Licensed Premise
Madison Mallards LLC • dba Madison Mallards • capacity of 7500
2920 N Sherman Ave • Agent: Vern Stenman
Class B Beer • 40% Alcohol, 60% food
Aldermanic District 12 (Alder Rhodes-Conway) • Police Sector 505
Request to remodel Duck Blind Area #1, Duck Blind Area #2, and left field Family Area. No change to total capacity of the stadium or the capacity in any of the specified areas (see attached plans).
- A motion was made by Ald. Clear, seconded by Ald. Verveer, to Grant. The motion passed by voice vote/other.**
24. [14168](#) Alcohol License Review Committee Report of Operator License Applications 3-24-09. See attached report for list of operators.
- A motion was made by Ald. Clear, seconded by Ald. Verveer, to Grant. The motion passed by voice vote/other.**

REPORT OF CITY ATTORNEY

25. [13509](#) Foley & Lardner, LLP attorney for Greentree Glen, LLC, c/o Midwest Affordable Housing Corp., 1560 East Blackthorne Pl., Whitefish Bay, WI - unlawful taxation - \$71,922.54 plus interest.
Additional Referral(s): Assessor's Office, Attorney's Office, Common Council Meeting 4/21/09
2 Registrant(s) in opposition wishing to speak.
A motion was made by Ald. Clear, seconded by Ald. Sanborn, to Deny. No action was taken.
A motion was made by Ald. Konkell, seconded by Ald. Rhodes Conway, to Refer to the Mayor's Office, due back on 4/21/2009. The motion passed by the following vote:
- Ayes:** 19 - Jed Sanborn
Brenda K. Konkell
Lauren Cnare
Michael E. Verveer
Robbie Webber
Marsha A. Rummel
Eli Judge
Paul E. Skidmore
Tim Gruber
Satya V. Rhodes-Conway
Julia S. Kerr
Tim Bruer
Larry Palm
Judy Compton
Joseph R. Clausius
Michael Schumacher
Mark Clear
Thuy Pham-Remmele
Libby Monson
- Excused:** 2 - Brian L. Solomon
David J. Cieslewicz
26. [13575](#) Reinhart, Boerner, Van Deuren, S.C., for Oak Park MHC, LLC, 3901 Packers Ave., Madison - excessive assessment - \$121,269.76 plus interest.
A motion was made by Ald. Clear, seconded by Ald. Verveer, to Deny. The motion passed by voice vote/other.
27. [13577](#) Reinhart, Boerner, Van Deuren, S.C., for Madison Turners, Inc., 3001 S. Stoughton Rd., Madison - unlawful taxation - \$24,686.50 plus interest.
Additional Referral(s): Attorney's Office, Assessor's Office, Common Council Meeting 4/21/09
4 Registrant(s) in opposition wishing to speak; 1 Registrant(s) in support wishing to speak; 4 Registrant(s) in opposition not wishing to speak.
A motion was made by Ald. Compton, seconded by Ald. Rhodes Conway, to Refer to the Mayor's Office, due back on 4/21/2009. The motion passed by voice vote/other.

28. [13578](#) Wisconsin Housing Preservation Corp. (WHPC-MMM, LLC), 1910 Post Rd., Madison - unlawful taxation - \$88,170.04.
Additional Referral(s): Assessor's Office, Attorney's Office, Common Council Meeting 4/21/09
1 Registrant(s) in opposition wishing to speak.
A motion was made by Ald. Clear, seconded by Ald. Sanborn, to Deny. No action was taken.
A substitute motion was made by Ald. Konkell, seconded by Ald. Rhodes Conway, to Refer to the Mayor's Office, due back on 4/21/2009. The motion passed by voice vote/other.
29. [13579](#) Von Friesen and Roper, S.C. for Lamar Outdoor Advertising of Madison/Rockford, P.O. Box 66338, Baton Rouge, LA - excessive assessment - amount of claim: \$18,346.36 (plus interest).
A motion was made by Ald. Clear, seconded by Ald. Verveer, to Deny. The motion passed by voice vote/other.
30. [13581](#) Von Briesen and Roper, S.C. for Adams Outdoor Advertising, 102 E. Badger Rd., Madison - excessive assessment - amount of claim: \$122,016.44.
A motion was made by Ald. Clear, seconded by Ald. Verveer, to Deny. The motion passed by voice vote/other.
31. [13582](#) Reinhart, Boerner, Van Deuren, S.C., for Walgreen Co., 2909 E. Washington Ave. and 3710 E. Washington Ave., Madison - excessive assessment - \$156,224.10 plus interest.
A motion was made by Ald. Clear, seconded by Ald. Verveer, to Deny. The motion passed by voice vote/other.
32. [13641](#) Adams Outdoor Advertising, 102 E. Badger Rd., Madison - excessive assessment- amount of claim: \$122,016.44.
A motion was made by Ald. Clear, seconded by Ald. Verveer, to Deny. The motion passed by voice vote/other.

REPORT OF BOARD OF ESTIMATES

33. [11531](#) City of Madison TIF Objective & Policies Report.

1 Registrant(s) neither in support nor opposition wishing to speak; 1 Registrant(s) in support not wishing to speak.

A motion was made by Ald. Clear, seconded by Ald. Verveer, to Adopt the final report with the following amendment(s): Change the equity participation payment to 50% to the City and 50% retained by the Developer (page 10, (15) Equity Participation Payment). Add "and alder of the district" at the end of (5) Term Sheet and (6) Board of Estimates Presentations: Staff & Developer on page 6; add "are not eligible TIF expenses" to the end of (4) Operating Costs on page 9. The motion passed by the following vote:

Ayes: 16 - Brenda K. Konkel
Lauren Cnare
Michael E. Verveer
Robbie Webber
Marsha A. Rummel
Eli Judge
Paul E. Skidmore
Tim Gruber
Satya V. Rhodes-Conway
Tim Bruer
Larry Palm
Judy Compton
Joseph R. Clausius
Mark Clear
Thuy Pham-Remmele
Libby Monson

Noes: 2 - Julia S. Kerr
Michael Schumacher

Abstentions: 1 - Jed Sanborn

Excused: 2 - Brian L. Solomon
David J. Cieslewicz

34. [13709](#) Approving the Guidelines for Monona Terrace Event Booking Assistance Fund.

Sponsors: David J. Cieslewicz, Lauren Cnare and Thuy Pham-Remmele

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

Enactment No: RES-09-00301

35. [13772](#) Authorizing the acceptance of a Site Assessment Grant (SAG) from the State of Wisconsin Department of Natural Resources (WDNR) to fund environmental testing and remediation activities at the Garver Feed Mill site.

Sponsors: Marsha A. Rummel

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

Enactment No: RES-09-00302

36. [13811](#) Authorizing the provision of HOME, HOME MATCH, or Affordable Housing Trust funds to assist Housing Initiatives with a rental housing project in ways that address City, Community and Neighborhood Development Objectives.

Sponsors: Tim Bruer, Thuy Pham-Remmele and Marsha A. Rummel

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

Enactment No: RES-09-00303

37. [13816](#) Authorizing the subordination of previously approved loans to Operation Fresh Start to a first mortgage holder and authorizing the Mayor and City Clerk to sign agreements to effect such a change.

Sponsors: Tim Bruer, Thuy Pham-Remmele and Marsha A. Rummel

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

Enactment No: RES-09-00304

38. [13830](#) Authorizing the provision of CDBG and HOME MATCH funds to assist Habitat for Humanity of Dane County to develop affordable owner-occupied housing in the Southwest Neighborhood.

Sponsors: Tim Bruer, Thuy Pham-Remmele and Marsha A. Rummel

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

Enactment No: RES-09-00305

39. [13854](#) Amending Sec. 3.32(6)(e)3. of the Madison General Ordinances to move the sick leave payout to the pay period immediately preceding December 25th.

Sponsors: David J. Cieslewicz

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

Enactment No: ORD-09-00069

40. [13886](#) 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 \$40,000 and to utilize these funds toward anti-gang prevention and enforcement efforts.

Sponsors: David J. Cieslewicz

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

Enactment No: RES-09-00306

RECESS

A motion was made by Ald. Clear, seconded by Ald. Verveer, to Take A Recess at 9:45 p.m. The motion passed by voice vote/other.

RECONVENE

Roll Call at 10:00 p.m., Ald. Bruer in the Chair.

- Present:** 19 - Libby Monson
 Jed Sanborn
 Brenda K. Konkel
 Lauren Cnare
 Michael E. Verveer
 Robbie Webber
 Marsha A. Rummel
 Eli Judge
 Paul E. Skidmore
 Tim Gruber
 Satya V. Rhodes-Conway
 Julia S. Kerr
 Tim Bruer
 Larry Palm
 Judy Compton
 Joseph R. Clausius
 Michael Schumacher
 Mark Clear
 Thuy Pham-Remmele
- Excused:** 2 - David J. Cieslewicz
 Brian L. Solomon

41. [13897](#) Approving the acceptance of up to 150 First Alert smoke alarms for distribution to low income families, at risk seniors and persons with disabilities.

Sponsors: Michael E. Verveer

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

Enactment No: RES-09-00307

42. [13982](#) Amending the 2009 Adopted Capital Budget of Engineering-Other and approving plans and specifications for public improvements necessary for the project known as Starkweather West Branch Path and authorizing the Mayor and the City Clerk to execute a cost sharing and construction agreement with the State of Wisconsin Department of Transportation. (14th, 15th, & 17th ADs)

Sponsors: Larry Palm, Tim Bruer and Joseph R. Clausius

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

Ayes: 19 - Lauren Cnare
Michael E. Verveer
Robbie Webber
Marsha A. Rummel
Eli Judge
Paul E. Skidmore
Tim Gruber
Satya V. Rhodes-Conway
Julia S. Kerr
Tim Bruer
Larry Palm
Judy Compton
Joseph R. Clausius
Michael Schumacher
Mark Clear
Thuy Pham-Remmele
Libby Monson
Jed Sanborn
Brenda K. Konkel

Excused: 2 - Brian L. Solomon
David J. Cieslewicz

Enactment No: RES-09-00308

- 43. [13985](#) Amending the 2009 Adopted Operating budget of the Mayor's Office in the amount of \$11,326 to provide for the reauthorization of expenditures (and associated grant revenues) relating to a Joyce Foundation grant for a Blue Ribbon Committee on Clean Elections.

Sponsors: David J. Cieslewicz

- 44. [14002](#) **AMENDED SECOND SUBSTITUTE - For the Midwest BioLink Commercialization and Business Center** To commit to providing the local community match to MDC, or its assigns, through an investment of ~~\$X,XXX,XXX~~ \$1,450,750 ~~\$2,049,250~~ through TID # 39, and a contribution of a 2.63 acre property within the BioAg Gateway (World Dairy Campus - Lot # 10) valued at approximately \$573,000; and, to amend the Department of Planning & Community & Economic Development Capital Budget, Project # 15, "TID # 39 - Stoughton Road" by up to ~~\$X,XXX,XXX~~ \$1,450,750 ~~\$2,049,250~~ with debt to be supported by TID # 39 proceeds; and, to authorize the execution of a development agreement with MDC, or its assigns, for the construction and management of BioLink, including any and all required TIF loan and property conveyance (World Dairy Campus - Lot # 10) documents; and, to authorize the execution of any and all agreements with the EDA regarding this grant.

Sponsors: Judy Compton, David J. Cieslewicz and Mark Clear

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

A motion was made by Ald. Compton, seconded by Ald. Kerr, to Adopt With Amendment(s) as follows: add "BE IT FURTHER RESOLVED, that if an EDA grant is offered in the manner contemplated by this resolution. That City Staff will negotiate grant agreement and mortgage terms that do not make the City liable for repayment of such funding provided that all funding authorized by this Resolution is used for the purposes state in this resolution". The motion passed by the following vote:

- Ayes:** 15 - Michael E. Verveer
 Eli Judge
 Paul E. Skidmore
 Tim Gruber
 Satya V. Rhodes-Conway
 Julia S. Kerr
 Tim Bruer
 Larry Palm
 Judy Compton
 Joseph R. Clausius
 Michael Schumacher
 Mark Clear
 Thuy Pham-Remmele
 Libby Monson
 Lauren Cnare

- Noes:** 4 - Robbie Webber
 Marsha A. Rummel
 Jed Sanborn
 Brenda K. Konkel

Excused: 2 - Brian L. Solomon
David J. Cieslewicz

Enactment No: RES-09-00309

45. [14026](#) Amending Enactment No. RES-07-00419 and authorizing the execution of a second amendment to the Tax Incremental Financing Development Agreement between the City and 309 W. Washington, LLC

Sponsors: Michael E. Verveer

1 Registrant(s) neither in support nor opposition not wishing to speak.

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

REPORT OF BOARD OF PUBLIC WORKS

46. [13839](#) Improvements accepted for Sanitary Sewer Replacements W/Resurfacing - 2005, Contract No. 5827. (Various ADs)

Sponsors: BOARD OF PUBLIC WORKS

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

Enactment No: RES-09-00310

47. [13855](#) Authorizing the Mayor and the City Clerk to execute an Amendment to the contract between the City of Madison and Ayres Associates, Inc. for additional design engineering services for CTH M/Valley View Road Intersection and Pleasant View Road from Prairie Hill Road to CTH S. (9th AD)

Sponsors: BOARD OF PUBLIC WORKS

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

Enactment No: RES-09-00311

48. [13900](#) Accepting improvements and assessing benefits for the Raymond Road - Whitney Way Traffic Signal Assessment District. (20th AD)

Sponsors: BOARD OF PUBLIC WORKS

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

Enactment No: RES-09-00312

49. [13925](#) Awarding Public Works Contract No. 6284, North Few Street Reconstruction Assessment District - 2009.

Sponsors: BOARD OF PUBLIC WORKS

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

Enactment No: RES-09-00313

50. [13937](#) Awarding Public Works Contract No. 6287, Repairing and Sealing Pavement Cracks, Local Streets - 2009.

Sponsors: BOARD OF PUBLIC WORKS

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

Enactment No: RES-09-00314

51. [13938](#) Awarding Public Works Contract No. 6288, Repairing and Sealing Pavement Cracks, Major Streets - 2009.

Sponsors: BOARD OF PUBLIC WORKS

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

Enactment No: RES-09-00315

52. [13939](#) Awarding Public Works Contract No. 6289, Resurfacing 2009 - Asphalt Paving.

Sponsors: BOARD OF PUBLIC WORKS

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

Enactment No: RES-09-00316

53. [13940](#) Amending the 2009 adopted Traffic Engineering capital budget for Traffic Signal Infrastructure (project #7, Acc't No. 810417) to recognize an additional \$103,900 in expenditures and offsetting revenues and awarding Public Works Contract No. 6290, Resurfacing 2009 - Utility Casting Repair, Adjusting & Curb & Gutter Repair Assessment District.

Sponsors: BOARD OF PUBLIC WORKS

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

Ayes: 19 - Robbie Webber
Marsha A. Rummel
Eli Judge
Paul E. Skidmore
Tim Gruber
Satya V. Rhodes-Conway
Julia S. Kerr
Tim Bruer
Larry Palm
Judy Compton
Joseph R. Clausius
Michael Schumacher
Mark Clear
Thuy Pham-Remmele
Libby Monson
Jed Sanborn
Brenda K. Konkel
Lauren Cnare
Michael E. Verveer

Excused: 2 - Brian L. Solomon
David J. Cieslewicz

Enactment No: RES-09-00317

54. [13941](#) Awarding Public Works Contract No. 6291, Resurfacing 2009 - Grinding & Pulverizing.

Sponsors: BOARD OF PUBLIC WORKS

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

Enactment No: RES-09-00318

55. [13942](#) Awarding Public Works Contract No. 6295, Sidewalk and Curb and Gutter, Citywide Installation and Repair - 2009.

Sponsors: BOARD OF PUBLIC WORKS

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

Enactment No: RES-09-00319

56. [13943](#) Awarding Public Works Contract No. 6317, Tennis Court Construction / Resurfacing - 2009.

Sponsors: BOARD OF PUBLIC WORKS

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

Enactment No: RES-09-00320

57. [13944](#) Awarding Public Works Contract No. 6318, Park Paving - 2009.

Sponsors: BOARD OF PUBLIC WORKS

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

Enactment No: RES-09-00321

58. [13946](#) Awarding Public Works Contract No. 6331, University Avenue Pavement Rehabilitation.

Sponsors: BOARD OF PUBLIC WORKS

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

Enactment No: RES-09-00322

59. [13947](#) Awarding Public Works Contract No. 6332, Street Tree Installation.

Sponsors: BOARD OF PUBLIC WORKS

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

Enactment No: RES-09-00323

60. [13949](#) Awarding Public Works Contract No. 6360, Resurfacing 2009 - Asphalt Paving Surface Only.

Sponsors: BOARD OF PUBLIC WORKS

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

Enactment No: RES-09-00324

61. [13980](#) Amending the 2009 adopted Traffic Engineering capital budget for Traffic Signal Infrastructure (project # 7, Acct No. 810417) to recognize an additional \$9,720 in expenditures and offsetting revenues and awarding Public Works Contract No. 6292, Resurfacing 2009 - Asphalt Base Patching and Base Patching Grinding.

Sponsors: BOARD OF PUBLIC WORKS

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

Ayes: 19 - Marsha A. Rummel
Eli Judge
Paul E. Skidmore
Tim Gruber
Satya V. Rhodes-Conway
Julia S. Kerr
Tim Bruer
Larry Palm
Judy Compton
Joseph R. Clausius
Michael Schumacher
Mark Clear
Thuy Pham-Remmele
Libby Monson
Jed Sanborn
Brenda K. Konkel
Lauren Cnare
Michael E. Verveer
Robbie Webber

Excused: 2 - Brian L. Solomon
David J. Cieslewicz

Enactment No: RES-09-00325

62. [13997](#)

Approving plans and specifications and authorizing the Board of Public Works to advertise and receive bids for Landfill PV Installation - 2009, Contract No. 6346. (13th AD)

Sponsors: BOARD OF PUBLIC WORKS

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

Enactment No: RES-09-00326

63. [13999](#)

Approving plans and specifications and authorizing the Board of Public Works to advertise and receive bids for East Police PV Installation 2009, Contract No. 6364. (3rd AD)

Sponsors: BOARD OF PUBLIC WORKS

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

Enactment No: RES-09-00327

64. [14000](#) Approving plans and specifications and authorizing the Board of Public Works to advertise and receive bids for Warning Sirens - 2009, Contract No. 6334. (14th & 18th ADs)

Sponsors: BOARD OF PUBLIC WORKS

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

Enactment No: RES-09-00328

65. [14003](#) Approving plans and specifications and authorizing the Board of Public Works to advertise and receive bids for Upper Badger Mill Creek Greenway Repair. (7th AD)

Sponsors: BOARD OF PUBLIC WORKS

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

Enactment No: RES-09-00329

66. [14004](#) Approving Addendum No. 2 to the Subdivision Contract for Grandview Commons - Phase XV, Contract No. 2085. (3rd AD)

Sponsors: BOARD OF PUBLIC WORKS

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

Enactment No: RES-09-00330

67. [14005](#) Approving Addendum No. 2 to the Subdivision Contract for Grandview Commons - Phase XIV, Contract No. 2077. (3rd AD)

Sponsors: BOARD OF PUBLIC WORKS

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

Enactment No: RES-09-00331

68. [14007](#) Declaring the City of Madison's intention to exercise its police powers establishing the Littlemore Drive Assessment District - 2009. (3rd AD)

Sponsors: BOARD OF PUBLIC WORKS

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

Enactment No: RES-09-00332

69. [14008](#) Declaring the City of Madison's intention to exercise its police powers establishing the Lawrence Street Reconstruction Assessment District - 2009. (13th AD)
- Sponsors:** BOARD OF PUBLIC WORKS
- A motion was made by Ald. Clear, seconded by Ald. Verveer, to Adopt. The motion passed by voice vote/other.**
- Enactment No: RES-09-00333
70. [14009](#) Declaring the City of Madison's intention to exercise its police powers establishing the Terry Place Reconstruction Assessment District-2009. (10th AD)
- Sponsors:** BOARD OF PUBLIC WORKS
- A motion was made by Ald. Clear, seconded by Ald. Verveer, to Adopt. The motion passed by voice vote/other.**
- Enactment No: RES-09-00334
71. [14010](#) Declaring the City of Madison's intention to exercise its police powers establishing the Midvale Boulevard, Tokay Boulevard and Waite Circle Resurfacing Assessment District - 2009. (10th, 11th, & 20th ADs)
- Sponsors:** BOARD OF PUBLIC WORKS
- A motion was made by Ald. Clear, seconded by Ald. Verveer, to Place On File Without Prejudice. The motion passed by voice vote/other.**
72. [14028](#) Declaring the City of Madison's intention to exercise its police powers establishing the Park Street Sidewalk Assessment District - 2009. (14th AD)
- Sponsors:** BOARD OF PUBLIC WORKS and Tim Bruer
- A motion was made by Ald. Clear, seconded by Ald. Verveer, to Adopt. The motion passed by voice vote/other.**
- Enactment No: RES-09-00335
73. [14042](#) Approving plans and specifications for the installation of streetlighting bases and conduit and communications conduit in conjunction with median construction on McKee Road from Highpoint Road to Snowy Parkway. (7th AD)
- Sponsors:** BOARD OF PUBLIC WORKS
- A motion was made by Ald. Clear, seconded by Ald. Verveer, to Adopt. The motion passed by voice vote/other.**
-

Enactment No: RES-09-00336

- 74. [14044](#) Approving plans and specifications for public improvements required to serve Phase I of the Subdivision known as Eastlawn and authorizing construction to be undertaken by the Developer, and rescinding RES-08-00831, ID No. 11495, Private Contract No. 2210. (3rd AD)

Sponsors: BOARD OF PUBLIC WORKS

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

Enactment No: RES-09-00337

REPORT OF COMPTROLLER'S OFFICE

- 75. [14117](#) Annual Local Purchasing Report Requested by the Common Council, Resolution 07-00421, File ID 05943.

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

REPORT OF PED BIKE MOTOR VEHICLE COMMISSION

- 76. [13915](#) Temporary extension of time limits for no stopping, standing, and parking on Regent Street from South Park Street to Monroe Street for the duration of the reconstruction project of University Avenue.

Sponsors: Julia S. Kerr

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

Excused: 2 - Brian L. Solomon
David J. Cieslewicz

Enactment No: RES-09-00338

REPORT OF PERSONNEL BOARD

- 77. [13504](#) Amending Section 3.53(16)(b) of the Madison General Ordinances by clarifying various deadlines for actions concerning appeals of personnel actions for non-represented employees.

Sponsors: David J. Cieslewicz

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

Enactment No: ORD-09-00070

78. [13788](#) Amending Section 3.54(1)(b) of the Madison General Ordinances by deleting the classification of Traffic Operations Supervisor in Compensation Group 18, Range 9, and recreating said classification in Compensation Group 18, Range 8, thereof.

Sponsors: David J. Cieslewicz

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

Enactment No: ORD-09-00071

REPORT OF PLAN COMMISSION

79. [12771](#) **AMENDED** ALTERNATE - Establishing sustainability goals to guide the development of the plan for the Northeast Neighborhoods.

Sponsors: David J. Cieslewicz

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

A motion was made by Ald. Clear, seconded by Ald. Verveer, to Adopt With Amendment(s) as follows: add "Progress toward attaining these goals will be through the use of energy efficient construction, alternative energy sources, on-site energy production, conservation education and outreach, or other energy conservation practices." at the end of 2., "NOW THEREFORE BE IT RESOLVED"; add "BE IT FINALLY RESOLVED, that these implementation strategies will outline the roles and potential actions of critical stakeholders for the Northeast Neighborhoods area including developers, builders, residents, businesses, utilities, nonprofit organizations, and City government." The motion passed by voice vote/other.

Enactment No: RES-09-00339

80. [13981](#) Adopting the Truax Park Apartments Master Plan and Site Development Study and recommendations contained therein as a supplement to the City's adopted Comprehensive Plan. 17th Aldermanic District.

Sponsors: Joseph R. Clausius, Julia S. Kerr and Tim Bruer

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

Enactment No: RES-09-00340

81. [14032](#) Approving Certified Survey Map of property owned by McAllen Properties Madison, LLC located at 3901 Hanson Road. 17th Ald. Dist.

Sponsors: Common Council By Request

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

Enactment No: RES-09-00341

REPORT OF DEPARTMENT OF PLANNING AND COMMUNITY AND ECONOMIC DEVELOPMENT

82. [14156](#) Approving a Certified Survey Map of property owned by La Samartine Cooperative at 1045-1047 East Wilson Street. 6th Ald. Dist.

Sponsors: Common Council By Request

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

Enactment No: RES-09-00342

83. [14163](#) Authorizing the Mayor and City Clerk to execute a joint annexation petition with Cherokee Park, Inc. to cause a 77.06-acre property located on the north side of Wheeler Road west of Comanche Way, including land commonly referred to as the Wheeler Open Space Parcel, to be annexed into the City from the Town of Westport. 18th Ald. Dist.

Sponsors: Michael Schumacher

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

Enactment No: RES-09-00343

REPORT OF RISK MANAGER

84. [13583](#) W. Klimczyk, 2534 W. Memorial Dr., Janesville, 53548 - vehicle damage - \$89.95.

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

85. [13795](#) M.J. Pollock, 5125 Sudbury Way, Madison, 53714 - property damage - \$64.46.

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

86. [13993](#) J. Schmitt, 816 S. Second St., Mt. Horeb (53572) - vehicle damage - \$172.23.

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

87. [13994](#) C. Gosenheimer, 3341 Gregory St., Madison (53711) - personal injury - \$2,432.00.

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

ITEMS REFERRED TO THIS MEETING

RESOLUTIONS

88. [13249](#) Adopting the 2009 Economic Development Work Plan.

Sponsors: Mark Clear and David J. Cieslewicz

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

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

Enactment No: RES-09-00344

89. [13988](#) Amending the designated seats of the Allied Area Task Force.

Sponsors: Brian L. Solomon

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

Enactment No: RES-09-00345

INTRODUCTION OF NEW BUSINESS FOR REFERRAL WITHOUT DEBATE - Referred on a motion made by Ald. Clear, seconded by Ald. Verveer.

ORDINANCES

90. [13963](#) Creating Section 28.06(2)(a)3425. of the Madison General Ordinances rezoning property from R5 General Residence District and C2 General Commercial to PUD(GDP) Planned Unit Development (General Development Plan) District and creating Section 28.06(2)(a)3426. 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 4 Buildings and Construct Mixed-Use Building with 26 Multi-family units and 11,700 Square-Foot Commercial Space; 12th Aldermanic District: 1900-1916 East Washington Avenue.
- Sponsors:** Common Council By Request
- Due back the 5/19/09 Common Council Meeting.
- This Ordinance was Referred for Public Hearing to the PLAN COMMISSION, due back on 5/19/2009**
91. [13992](#) Amending Secs. 3.32(6)(b)1., 3.32(6)(e)1., 3.32(6)(e)2., and 3.38(1)(b)3.a. of the Madison General Ordinances to modify existing sick leave eligibility, earning and accumulation provisions to make sick leave benefits available to more employees.
- Sponsors:** Julia S. Kerr, Lauren Cnare, Michael E. Verveer and Larry Palm
- Additional Referral(s): Board of Estimates, Common Council Organizational Committee
- This Ordinance was Referred to the PERSONNEL BOARD**
92. [14157](#) Amending Section 3.54(2)(a) of the Madison General Ordinances by creating the hourly classification of Engineer and deleting the hourly classification of Civil Engineer within Compensation Group 17.
- Sponsors:** David J. Cieslewicz
- Additional Referral(s): Board of Estimates
- This Ordinance was Referred to the PERSONNEL BOARD**
93. [14160](#) Amending Section 3.54(1)(b) of the Madison General Ordinances by deleting the classification of Labor Relations Analyst 1 in Compensation Group 18, Range 06.
- Sponsors:** David J. Cieslewicz
- Additional Referral(s): Board of Estimates
- This Ordinance was Referred to the PERSONNEL BOARD**

94. [14161](#) Amending Section 3.54(1)(b) of the Madison General Ordinances by deleting the Personnel Analyst series and recreating said classifications as the Human Resources Analyst series.

Sponsors: David J. Cieslewicz

Additional Referral(s): Board of Estimates

This Ordinance was Referred to the PERSONNEL BOARD

95. [14162](#) Amending Sections 3.54(1)(f) and 3.54(1)(b) of the Madison General Ordinances by deleting the classification of Crossing Guard Supervisor in Compensation Group 17, Range 13, and recreating said classification in Compensation Group 18, Range 01, thereof.

Sponsors: David J. Cieslewicz

Additional Referral(s): Board of Estimates

This Ordinance was Referred to the PERSONNEL BOARD

96. [14165](#) Amending Secs. 12.142(3) and 12.145(1)(d) of the Madison General Ordinances to increase on-street parking meter rates and rates for meter hoods.

Sponsors: Jed Sanborn

Additional Referral(s): Board of Estimates

This Ordinance was Referred to the TRANSIT AND PARKING COMMISSION

97. [14171](#) SUBSTITUTE - Creating 38.07(15) of the Madison General Ordinances to prohibit the sale of beer or malt liquor in amounts less than the amount contained in a six pack of bottles or cans, intoxicating liquor in amounts less than two hundred (200) milliliters in volume, and the sale of fortified wines for consumption off premises.

Sponsors: Michael Schumacher

This Ordinance was Referred to the ALCOHOL LICENSE REVIEW COMMITTEE

RESOLUTIONS

98. [13482](#) Adopting Phase 1 of the Shady Wood Neighborhood Development Plan as a supplement to the City of Madison Comprehensive Plan, and authorizing the City's application to amend the Central Urban Service Area to include the Phase 1 development staging area identified in the plan.

Sponsors: Jed Sanborn

Additional Referral(s): Board of Park Commissioners, Long Range Transportation Planning Commission

This Resolution was Referred to the PLAN COMMISSION

99. [13810](#) Relating to 2009-2011 Taxicab "Paratransit" Licensing.

Sponsors: Jed Sanborn

This Resolution was Referred to the TRANSIT AND PARKING COMMISSION

100. [14027](#) Authorizing the Mayor and City Clerk to enter into a contract with the University of Wisconsin's Applied Population Lab to expand the Neighborhood Indicators Project City-wide.

Sponsors: David J. Cieslewicz

Due back at the 4/21/09 Common Council Meeting.

This Resolution was Referred to the BOARD OF ESTIMATES, due back on 4/21/2009

101. [14031](#) To authorize the Mayor and City Clerk to enter into a one (1) year Agreement between the City of Madison and D. L. Anderson Company beginning with the signing of the Lease Agreement and ending on October 31, 2009 for the use of docking facilities to provide lake access at Marshall, Olbrich, Olin and Warner Parks. (Various A.D.)

Sponsors: Joseph R. Clausius and Michael Schumacher

Additional Referral(s): Board of Park Commissioners

This Resolution was Referred to the BOARD OF ESTIMATES

102. [14033](#) Confirming the re-appointment of Michael P. May to the position of City Attorney subject to the approval and execution of a five-year employment agreement.

Sponsors: David J. Cieslewicz

Due back at the 4/21/09 Common Council Meeting.

This Resolution was Referred for Confirmation Hearing to the BOARD OF ESTIMATES, due back on 4/21/2009

103. [14043](#) A resolution required by the Department of Workforce Development for the reauthorizing of the City of Madison's Self-Insured Worker's Compensation Program.

Sponsors: David J. Cieslewicz

This Resolution was Referred to the BOARD OF ESTIMATES

104. [14068](#) Approval to reinstate, amend and extend the agreement with Dane County for Fire Department Level B Hazardous Materials response covering 2009-2011 with a three-year option renewal.

Sponsors: David J. Cieslewicz, Paul E. Skidmore and Lauren Cnare

This Resolution was Referred to the BOARD OF ESTIMATES

105. [14079](#) Amending the Intergovernmental Agreement between the City and Dane County creating the City-County Health Department, with respect to absences and election of officers.

Sponsors: Lauren Cnare

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

106. [14100](#) To SUSPEND the handcrafted goods vending restrictions on May 9, 2009 from 8:00 a.m. to 5:00 p.m. during Cars on State and authorizing the Greater State Street Business Association, as sponsor of the special event, to select vendors and vending sites for the duration of this special event on the 100-600 blocks of State St and the 200-300 blocks of N. Henry St.

Sponsors: Michael E. Verveer and Thuy Pham-Remmele

Additional Referral(s): Downtown Coordinating Committee, Vending Oversight Committee

This Resolution was Referred to the STREET USE STAFF TEAM

107. [14101](#) To SUSPEND the handcrafted goods and personally prepared food vending restrictions on June 6, 2009 during the 30th Anniversary COWS ON THE CONCOURSE and authorizing the Dane County Dairy Promotion Committee, as sponsor of the special event, to select vendors, vending sites and performers for the duration of the event on the 10 blocks of E. & W. Main St. and the 100 & 200 blocks of Martin Luther King, Jr. Blvd.

Sponsors: Michael E. Verveer and Thuy Pham-Remmele

Additional Referral(s): Downtown Coordinating Committee, Vending Oversight Committee

This Resolution was Referred to the STREET USE STAFF TEAM

108. [14102](#) To SUSPEND the handcrafted goods and personally prepared food vending restrictions on June 13, 2009 during Safety Saturday and authorizing the Madison Fire Department, as sponsor of the special event, to select vendors, vending sites and performers for the duration of the event on the 10 blocks of E. & W. Main St., the 10 block of N. & S. Pinckney and the 100 & 200 blocks of Martin Luther King, Jr. Blvd.

Sponsors: Michael E. Verveer and Thuy Pham-Remmele

Additional Referral(s): Downtown Coordinating Committee, Vending Oversight Committee

This Resolution was Referred to the STREET USE STAFF TEAM

109. [14103](#) To SUSPEND the handcrafted goods, personally prepared food vending restrictions on June 24, July 1, 8, 15, 22 and 29, 2009 (rain dates June 25, July 2, 9, 16, 23 and 30, 2009) from 3:00 p.m. to 11:59 p.m. during CONCERTS ON THE SQUARE and authorizing the Wisconsin Chamber Orchestra, as sponsor of the special event, to select vendors and vending sites for the duration of this special event on the 10 blocks of E. & W. Main St. and N. & S. Pinckney and the 100 blocks of E. Washington and MLK Jr. Blvd.

Sponsors: Michael E. Verveer and Thuy Pham-Remmele

Additional Referral(s): Downtown Coordinating Committee, Vending Oversight Committee

This Resolution was Referred to the STREET USE STAFF TEAM

110. [14104](#) To SUSPEND the handcrafted goods, personally prepared food vending restrictions and INVALIDATE Mall/Concourse vending licenses from 6:00 p.m., July 10, 2009 to 9:00 p.m., July 12, 2009 in the areas specified below for the benefit of the Madison Museum of Contemporary Art, so that the 51st Annual ART FAIR ON THE SQUARE may occur.

Sponsors: Michael E. Verveer and Thuy Pham-Remmele

Additional Referral(s): Downtown Coordinating Committee, Vending Oversight Committee

This Resolution was Referred to the STREET USE STAFF TEAM

111. [14105](#) Authorizing the Madison Museum of Contemporary Art, as sponsor of the 51st Annual ART FAIR ON THE SQUARE, EXCLUSIVE RIGHTS to select vendors, salespersons, vending sites and performers for the duration of this special event, 6:00 p.m. July 10, 2009 to 9:00 p.m., July 12, 2009, within the perimeter of the area, defined in the companion resolution, involved in the event.

Sponsors: Michael E. Verveer and Thuy Pham-Remmele

Additional Referral(s): Downtown Coordinating Committee, Vending Oversight Committee

This Resolution was Referred to the STREET USE STAFF TEAM

112. [14106](#) Authorizing the WI Alliance of Artists and Craftspeople, as sponsor of the ART FAIR OFF THE SQUARE, EXCLUSIVE rights to select vendors, salespersons, vending sites and performers for the duration of the ART FAIR OFF THE SQUARE, from 6:00 p.m., July 10, 2009 to 9:00 p.m., July 12, 2009 on the 200 block of Martin Luther King Jr. Blvd.

Sponsors: Michael E. Verveer and Thuy Pham-Remmele

Additional Referral(s): Downtown Coordinating Committee, Vending Oversight Committee

This Resolution was Referred to the STREET USE STAFF TEAM

113. [14107](#) To SUSPEND the handcrafted goods, personally prepared food vending restrictions and INVALIDATE certain Mall/Concourse vending licenses from 6:00 p.m., July 10, 2009 to 9:00 p.m., July 12, 2009 on the 200 block of Martin Luther King, Jr. Blvd. for the benefit of WI Alliance of Artists & Craftspeople, so that ART FAIR OFF THE SQUARE may occur.

Sponsors: Michael E. Verveer and Thuy Pham-Remmele

Additional Referral(s): Downtown Coordinating Committee, Vending Oversight Committee

This Resolution was Referred to the STREET USE STAFF TEAM

114. [14108](#) To SUSPEND the handcrafted goods, personally prepared food vending restrictions and INVALIDATE Mall/Concourse vending licenses on July 17, 18 and 19, 2009 in the areas specified below for the benefit of the Greater State St. Business Association (GSSBA), so that MAXWELL ST. DAYS may occur.

Sponsors: Michael E. Verveer and Thuy Pham-Remmele

Additional Referral(s): Downtown Coordinating Committee, Vending Oversight Committee

This Resolution was Referred to the STREET USE STAFF TEAM

115. [14109](#) Authorizing the Greater State Street Business Association (GSSBA), as sponsor of MAXWELL ST. DAYS, EXCLUSIVE rights to select vendors, salespersons, vending sites and performers for the duration of MAXWELL ST. DAYS, July 17, 18 and 19, 2009 within the perimeter of the area involved in the event.

Sponsors: Michael E. Verveer and Thuy Pham-Remmele

Additional Referral(s): Downtown Coordinating Committee, Vending Oversight Committee

This Resolution was Referred to the STREET USE STAFF TEAM

116. [14110](#) To SUSPEND the handcrafted goods and personally prepared food vending restrictions on August 5, 12, 19, 26 and September 2, 2009 during the Jazz @ 5 concert series and authorizing Jazz @ 5 Inc., as sponsor of the special event, to select vendors, vending sites and performers within the 100 block of State St. for the duration of the special event.

Sponsors: Michael E. Verveer and Thuy Pham-Remmele

Additional Referral(s): Downtown Coordinating Committee, Vending Oversight Committee

This Resolution was Referred to the STREET USE STAFF TEAM

117. [14111](#) To SUSPEND the handcrafted goods, personally prepared food vending restrictions and INVALIDATE certain Mall/Concourse vending licenses from 1:00 p.m., September 4, 2009 to 11:59 p.m., September 6, 2009 in the areas specified below for the benefit of Madison Festivals Inc., so that TASTE OF MADISON may occur.

Sponsors: Michael E. Verveer and Thuy Pham-Remmele

Additional Referral(s): Downtown Coordinating Committee, Vending Oversight Committee

This Resolution was Referred to the STREET USE STAFF TEAM

118. [14112](#) Authorizing Madison Festivals Inc., as sponsor of the TASTE OF MADISON, EXCLUSIVE rights to select vendors, salespersons, vending sites and performers for the duration of the TASTE OF MADISON, from 1:00 p.m., September 4, 2009 to 11:59 p.m. on September 4, 2009, within the perimeter of the area involved in the event.

Sponsors: Michael E. Verveer and Thuy Pham-Remmele

Additional Referral(s): Downtown Coordinating Committee, Vending Oversight Committee

This Resolution was Referred to the STREET USE STAFF TEAM

119. [14113](#) To SUSPEND the handcrafted goods and personally prepared food vending restrictions September 10 - 13, 2009 during IRONMAN WI Expo and authorizing the Ford Ironman Wisconsin, as sponsor of the special event, to select vendors, vending sites and performers for the duration of the event on the 200 block of Martin Luther King, Jr. Blvd.

Sponsors: Michael E. Verveer and Thuy Pham-Remmele

Additional Referral(s): Downtown Coordinating Committee, Vending Oversight Committee

This Resolution was Referred to the STREET USE STAFF TEAM

120. [14114](#) To SUSPEND the handcrafted goods and personally prepared food vending restrictions Saturday, September 26, 2009 during the Food for Thought Festival and authorizing the Dane County REAP Food Group, as sponsor of the event, to select vendors, vending sites and performers for the duration of the event on the 100 and 200 blocks of Martin Luther King, Jr. Blvd.

Sponsors: Michael E. Verveer and Thuy Pham-Remmele

Additional Referral(s): Downtown Coordinating Committee, Vending Oversight Committee

This Resolution was Referred to the STREET USE STAFF TEAM

121. [14115](#) To SUSPEND the handcrafted goods, personally prepared food vending restrictions and INVALIDATE Mall/Concourse vending licenses from 6:00 p.m., October 31, 2009 to 3:00 a.m., November 1, 2009 in the areas specified in the Street Use Permit Frank Productions, Inc. will obtain for Freakfest 2009.

Sponsors: Michael E. Verveer and Thuy Pham-Remmele

Additional Referral(s): Downtown Coordinating Committee, Vending Oversight Committee

This Resolution was Referred to the STREET USE STAFF TEAM

122. [14116](#) Authorizing Frank Productions, Inc., as organizing group for FREAKFEST 2009, EXCLUSIVE RIGHTS to select vendors, salespersons, vending sites and performers for the duration of this special event, 6:00 p.m. October 31, 2009 to 3:00 a.m. November 1, 2009, within the perimeter of the area, defined in the Street Use Permit for the event.

Sponsors: Michael E. Verveer and Thuy Pham-Remmele

Additional Referral(s): Downtown Coordinating Committee, Vending Oversight Committee

This Resolution was Referred to the STREET USE STAFF TEAM

123. [14136](#) Deletion of the classification of Traffic Count Worker and creating a new position of Traffic Signal Maintenance Worker within Traffic Engineering.

Sponsors: David J. Cieslewicz

Additional Referral(s): Personnel Board

This Resolution was Referred to the BOARD OF ESTIMATES

124. [14143](#) Recreation of the Crossing Guard Supervisor classification in Compensation Group 18-01 and adjustment of the FTE associated to each position.

Sponsors: David J. Cieslewicz

Additional Referral(s): Personnel Board

This Resolution was Referred to the BOARD OF ESTIMATES

125. [14151](#) Creation of the the hourly classification of Engineer and deletion of the hourly classification of Civil Engineer within Compensation Group 17.
Sponsors: David J. Cieslewicz
Additional Referral(s): Personnel Board
This Resolution was Referred to the BOARD OF ESTIMATES
126. [14153](#) Recreating the Personnel Analyst series as the Human Resouces Analyst series and reallocation of the incumbents to this new series.
Sponsors: David J. Cieslewicz
Additional Referral(s): Personnel Board
This Resolution was Referred to the BOARD OF ESTIMATES
127. [14154](#) Creation of a new position of Human Resources Analyst 2 within Human Resources.
Sponsors: David J. Cieslewicz
Additional Referral(s): Personnel Board
This Resolution was Referred to the BOARD OF ESTIMATES
128. [14158](#) Authorizing the Transfer of Unrepresented City of Madison Employees of Public Health-Madison and Dane County to Dane County Employment.
Sponsors: Lauren Cnare
This Resolution was Referred to the BOARD OF ESTIMATES
129. [14164](#) Authorizing the Mayor and City Clerk to execute a contract for construction by City forces with WDOT for supplying and installing various signal materials, and approving indemnification of WDOT under this contract.
Sponsors: Tim Bruer
This Resolution was Referred to the BOARD OF ESTIMATES
130. [14166](#) Creation of an additional position of Community Development Project Manager within the Department of Planning & Community & Economic Development.
Sponsors: David J. Cieslewicz
Additional Referral(s): Personnel Board
This Resolution was Referred to the BOARD OF ESTIMATES

LICENSES

131. [14128](#) Public Hearing - New License
Madison CS Hospitality LLC • dba Madison Cambria Suites
26% alcohol, 74% food
5045 Eastpark Blvd • Agent: Robert Rehm Jr • Estimated Capacity: 40
Class B Combination Liquor & Beer
Aldermanic District 17 (Alder Clausius) • Police Sector 520
Due back at the 5/5/09 Common Council Meeting.
- This License was Referred for Public Hearing to the ALCOHOL LICENSE REVIEW COMMITTEE, due back on 5/5/2009**
132. [14141](#) Public Hearing - New License
Fauerbach Brewing Co LLC • dba Fauerbach Brewing Co LLC • 100% alcohol
2310 Daniels St #148 • Agent: Peter Fauerbach
Wholesale Beer
Aldermanic District 16 (Alder Compton) • Police Sector 617
Due back at the 5/5/09 Common Council Meeting.
- This License was Referred for Public Hearing to the ALCOHOL LICENSE REVIEW COMMITTEE, due back on 5/5/2009**
133. [14155](#) Public Hearing - New License
Old Market Bistro LLC • dba Old Market Bistro • 15% alcohol, 85% food
15 N Butler • Agent: Forrest Thomas • Estimated Capacity: 99
Class B Combination Liquor & Beer
Aldermanic District 02 (Alder Konkel) • Police Sector 406 • Density Area
Due back at the 5/5/09 Common Council Meeting.
- This License was Referred for Public Hearing to the ALCOHOL LICENSE REVIEW COMMITTEE, due back on 5/5/2009**
134. [14159](#) Public Hearing - New License
Madison East Beverage LLC • dba Staybridge Suites
3301 City View Dr • Agent: Lisa Betow • Estimated Capacity: 90 guest rooms
Class C Wine
Aldermanic District 17 (Alder Clausius) • Police Sector 519
Due back at the 5/5/09 Common Council Meeting.
- This License was Referred for Public Hearing to the ALCOHOL LICENSE REVIEW COMMITTEE, due back on 5/5/2009**

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

135. [14051](#) J. Scidmore, 5544 N. Eagle Rd., Evansville (53536) - vehicle damage - \$1,123.33.
136. [14052](#) NOTICE OF CLAIM - J. Beatty for Wisconsin Management Company, Inc., 2040 S. Park St., Madison (53713) - property damage - amount to be determined.
137. [14053](#) N. Rotar, 330 Oriole Ln., Madison (53704) - vehicle damage - \$920.13.
138. [14054](#) E. Bukacek, 1323 W. Dayton St., # 17, Madison, 53715 - vehicle damage - \$6,683.69.
139. [14167](#) K. Schulte, USAA Casualty Insurance Co., for J. Reiss, 2539 Van Hise Ave., Madison, 53705 - vehicle damage - \$2,782.98.
140. [14169](#) B. and R. Whiting, 9 Colorado Ct., Madison, 53704 - property damage - \$255.00.
141. [14170](#) J. Bastian, 6108 Driftwood Ave., Madison, 53705 - vehicle damage - \$40.20.

****ADDENDUM******HONORING RESOLUTIONS**

142. [14236](#) Recognizing and commending Enis Ragland for his professional and personal dedication to the City of Madison on the occasion of his retirement.

Sponsors: David J. Cieslewicz and Common Council By Request

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

Enactment No: RES-09-00346

BUSINESS BY THE MAYOR

143. [14237](#) Authorizing the Police Department to hire 6 additional officers in May, 2009, and increasing the Police Department's authorized police officer positions by six, contingent upon the receipt of a COPS Hiring grant.

Sponsors: David J. Cieslewicz, Tim Bruer, Mark Clear, Paul E. Skidmore, Joseph R. Clausius, Judy Compton, Larry Palm, Thuy Pham-Remmele and Michael Schumacher

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

Enactment No: RES-09-00347

ANNOUNCEMENTS & INTRODUCTION OF ITEMS FROM THE FLOOR

144. [14233](#) SUBSTITUTE: Amending the Traffic Engineering 2009 Adopted Capital Budget Project # 1 "Street Light Infrastructure," (Account # 810411) to authorize additional expenditures and offsetting revenues of \$500,000; and Project #7, "Traffic Signal Infrastructure" (Account #810417) to authorize expenditures and offsetting revenues of \$700,000.

Sponsors: Paul E. Skidmore

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

145. [14172](#) Authorizing the Mayor and City Clerk to execute a contract for up to \$63,468 with Mary Berryman Agard and Associates for the creation of a Madison Cultural Plan.

Sponsors: Tim Gruber and Michael E. Verveer

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

146. [14259](#) Authorizing a contract for GeoAnalytics, Inc for GIS Assistance.

Sponsors: Mark Clear

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

147. [14239](#) Amending Section 33.24(8)(a) of the Madison General Ordinances to add land to Urban Design District No. 1.

Sponsors: Judy Compton

A motion was made by Ald. Compton, seconded by Ald. Verveer, to Refer to the URBAN DESIGN COMMISSION. The motion passed by voice vote/other.

148. [14262](#) Communication dated March 27, 2009 from J. Boll, President Junction Ridge Neighborhood Association re: traffic calming devices on Elderberry Road.

A motion was made by Ald. Skidmore, seconded by Ald. Verveer, to Refer to the PEDESTRIAN/BICYCLE/MOTOR VEHICLE COMMISSION. The motion passed by voice vote/other.

ADJOURNMENT @ 11:56 PM

A motion was made by Ald. Clear, seconded by Ald. Verveer, to Adjourn at 11:56 p.m. The motion passed by voice vote/other.

I certify that the foregoing action of the Common Council was approved by the Mayor on April 2, 2009.

Ordinances published April 17, 2009.

MARIBETH WITZEL-BEHL, CITY CLERK