

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, April 13, 2010

6:30 PM

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

ROLL CALL

6:37 PM, ALDER BRUER IN THE CHAIR

Present: 18 - Bridget R. Maniaci

Lauren Cnare Michael E. Verveer Shiva Bidar-Sielaff Marsha A. Rummel Steve King Bryon A. Eagon Paul E. Skidmore Brian L. Solomon

Chris Schmidt

Satya V. Rhodes-Conway Julia S. Kerr

Tim Bruer Larry Palm Judy Compton Joseph R. Clausius

Mark Clear

Thuy Pham-Remmele

Absent: 1 - Jed Sanborn

Excused: 2 - David J. Cieslewicz

Michael Schumacher

SPEAKING GUIDELINES

Speaking Limits:

Public Hearing - 5 Minutes, Information Hearing - 5 Minutes, Other Items - 3 minutes.

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

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

NOTIFIED ABSENCES: Mayor J. Cieslewicz and Ald. Michael Schumacher

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OPENING REMARKS

COMMON COUNCIL

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. <u>18052</u> Honoring the Life and Work of Dr. Anthony Brown

Sponsors: David J. Cieslewicz

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

Enactment No: RES-10-00279

PETITIONS AND COMMUNICATIONS

2. <u>18068</u> Motion by John W. Moore For A Resolution To Stop Unstatutory Use Of Police Department At 652 State Street.

Additional Referral: Police Department

A motion was made by Ald. Clear, seconded by Ald. Verveer, to Referred to the Attorney's Office. 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: 55, 60 and 173

1) items which have registrants wishing to speak. 2) items which require an extraordinary (roll call) vote and are not included on the consent agenda by unanimous consent. 3) items which alderperson(s) have separated out for discussion/debate purposes.

RECESSED PUBLIC HEARINGS - BEGIN AT 6:45 PM

PUBLIC HEARINGS - BEGIN AT 6:45 PM

REPORT OF ALCOHOL LICENSE REVIEW COMMITTEE

3. <u>17244</u> Public Hearing - New License

Amodt & Fitzgerald LLC • dba Revolution Cycles • 1% alcohol, 99% Other

2330 Atwood Ave • Agent: Jeff Fitzgerald • Estimated Capacity: 85

Class B Beer

Aldermanic District 06 (Alder Rummel) • Police Sector 601

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

4. 17622 Public Hearing - New License

Underground Kitchen & Delicatessen LLC dba Underground Kitchen & Delicatessen

45% alcohol, 55% food

127 E Mifflin St • Agent: Melinda Trudeau • Estimated Capacity: 100

Class B Combination Liquor & Beer

Aldermanic District 04 (Alder Verveer) • Police Sector 406 • Density Area

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

5. <u>17623</u> Public Hearing - New License

La Finca Mexican Restaurant LLC • dba La Finca Mexican Restaurant

35% alcohol, 65% food

3302 Packers Ave • Agent: Javier Arriaga • Estimated Capacity: 145

Class B Beer, Class C Wine

Aldermanic District 12 (Alder Rhodes-Conway) • Police Sector 511

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

6. <u>17629</u> Public Hearing - New License

Madison High Crossing Lodging Investors II LLC

dba Fairfield Inn & Suites • <2% alcohol, <2% food, 96% Other 2702 Crossroads Dr • Agent: Eric Rottier • Estimated Capacity: 51

Class B Beer, Class C Wine

Aldermanic District 17 (Alder Clausius) • Police Sector 519

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

7. <u>17630</u> Public Hearing - New License

Full of Bull LLC • dba Full of Bull • 10% alcohol, 90% food

605 E Washington Ave • Agent: Keith Doherty • Estimated Capacity: 99

Class B Combination Liquor & Beer

Aldermanic District 06 (Alder Rummel) • Police Sector 408

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

REPORT OF BOARD OF PUBLIC WORKS

8. <u>17563</u> Approving Plans, Specifications, And Schedule Of Assessments For

Camden Road, Linda Vista and Hob Street Assessment District - 2010.

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-10-00280

9. <u>17684</u> Approving Plans, Specifications, And Schedule Of Assessments For Ash

Street and Chadbourne Avenue Reconstruction Assessment District - 2010.

Sponsors: BOARD OF PUBLIC WORKS

A motion was made by Ald. Bidar-Sielaff, seconded by Ald. Maniaci, to Adopt With Amendment(s). The motion passed by voice vote/other.

Enactment No: RES-10-00281

10. 17685 Approving Plans, Specifications, And Schedule Of Assessments For

Northport Drive, Packers Avenue, Pennsylvania Avenue and E. Johnson

Street Assessment District.

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-10-00282

11. <u>17686</u> Approving Plans, Specifications, And Schedule Of Assessments For Sanitary

Sewer Replacement w/Resurfacing East Assessment District - 2010.

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-10-00283

12. <u>17687</u> Approving Plans, Specifications, And Schedule Of Assessments For Sanitary

Sewer Replacement w/Resurfacing West Assessment District - 2010.

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-10-00284

REPORT OF PLAN COMMISSION

13. <u>17392</u> Creating Section 28.06(2)(a)3476. of the Madison General Ordinances

rezoning property from R6 General Residence District and PUD(GDP)
Planned Unit Development (General Development Plan) District and
PUD(SIP) Planned Unit Development (Specific Implementation Plan) District
to R6 General Residence District. Proposed Use: Demolish Existing
Gordon Commons & Request Conditional Use and Rezoning Approval to
Construct New Gordon Commons and Park; 8th Aldermanic District: 717

West Johnson Street.

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: ORD-10-00035

14. <u>17555</u> Creating Sec. 28.04(6)(e)2.f. of the Madison General Ordinances to allow

open porches that project not more than seven (7) feet into front yards as a

permitted obstruction.

Sponsors: Larry Palm

A motion was made by Ald. Clear, seconded by Ald. Verveer, to Adopt. The

motion passed by voice vote/other.

Enactment No: ORD-10-00036

END OF PUBLIC HEARINGS

BUSINESS PRESENTED BY THE MAYOR

APPOINTMENTS

15. Report of the Mayor submitting citizen committee appointments (introduced 3-16-2010; action 4-13-2010).

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

Absent: 1 - Jed Sanborn

Ayes: 17 - Bridget R. Maniaci

Lauren Cnare Michael E. Verveer Shiva Bidar-Sielaff Marsha A. Rummel

Steve King Bryon A. Eagon Paul E. Skidmore Brian L. Solomon Chris Schmidt

Satya V. Rhodes-Conway

Julia S. Kerr Tim Bruer Larry Palm Judy Compton Joseph R. Clausius

Mark Clear

Abstentions: 1 - Thuy Pham-Remmele

Excused: 2 - Michael Schumacher

David J. Cieslewicz

16. 17894 Report of the Mayor recommending reinstatement of committee members who have filed "Statement of Interests" form.

Sponsors: David J. Cieslewicz

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

Absent: 1 - Jed Sanborn

Ayes: 18 - Bridget R. Maniaci

Lauren Cnare Michael E. Verveer Shiva Bidar-Sielaff Marsha A. Rummel

Steve King Bryon A. Eagon Paul E. Skidmore Brian L. Solomon Chris Schmidt

Satya V. Rhodes-Conway

Julia S. Kerr Tim Bruer Larry Palm Judy Compton Joseph R. Clausius

Mark Clear

Thuy Pham-Remmele

Excused: 2 - Michael Schumacher

David J. Cieslewicz

17. 17923 Report of the Mayor submitting citizen committee appointments (introduced

4-13-2010; action 4-20-2010).

Sponsors: David J. Cieslewicz

Confirm 4/20/2010

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 4/20/2010. The motion passed by voice vote/other.

REPORTS OF OFFICERS

REPORT OF ALCOHOL LICENSE REVIEW COMMITTEE

18. 17015 18+ Center for Visual & Performing Arts License

Brickhouse BBQ LLC • dba Brickhouse BBQ • Capacity: 180

402 W Gorham St • Agent: Jong Yean Lee

Class B Combination Liquor & Beer • 25% alcohol, 75% food Aldermanic District 04 (Alder Verveer) • Police Sector 403

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. <u>17238</u> Operator License Application

Joshua Truitt - Establishment where employed: Mr. Roberts

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

20.	<u>17239</u>	Operator License Application Sara Hatzenbeller - Establishment where employed: Hooters
		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.	<u>17240</u>	Operator License Application Corderro Earls - Establishment where employed: PDQ
		A motion was made by Ald. Clear, seconded by Ald. Verveer, to Place On File Without Prejudice. The motion passed by voice vote/other.
22.	<u>17248</u>	Change of Licensed Premise 802 Regent LLC • dba Buckinghams • capacity of 180 802 Regent St • Agent: Danny Ironmonger Class B Combination Liquor & Beer • 48% Alcohol, 51% food Aldermanic District 04 (Alder Verveer) • Police Sector 404 Request to include parking lot just to the west of the premises for stadium special events.
		A motion was made by Ald. Clear, seconded by Ald. Verveer, to Grant. The motion passed by voice vote/other.
23.	<u>17327</u>	Operator License Application Christopher Misurelli - Establishment where employed: Inn on the Park
		A motion was made by Ald. Clear, seconded by Ald. Verveer, to Place On File Without Prejudice. The motion passed by voice vote/other.
24.	<u>17328</u>	Operator License Application Sarah Steffes - Establishment where employed: Packer Inn
		A motion was made by Ald. Clear, seconded by Ald. Verveer, to Place On File Without Prejudice. The motion passed by voice vote/other.
25.	<u>17632</u>	Change of Agent Brian VandeWalle • dba Lakeside Fibers • 402 W Lakeside St New Agent: Cathy G Burmeister Class B Combination Liquor & Beer Aldermanic District 13 (Alder Kerr) • Police Sector 306
		A motion was made by Ald. Clear, seconded by Ald. Verveer, to Grant. The motion passed by voice vote/other.

26.	<u>17633</u>	Change of Agent Ultra Mart Foods LLC • dba Copps Food Center #8183 1312 S Park St New Agent: Rick Girga Class A Beer, Class A Liquor Aldermanic District 13 (Alder Kerr) • Police Sector 306
		A motion was made by Ald. Clear, seconded by Ald. Verveer, to Grant. The motion passed by voice vote/other.
27.	<u>17634</u>	Africana Audit Request
		This License was Referred to the Comptroller's Office for an audit.
28.	<u>17695</u>	21+ Entertainment License Yahara Inn Ltd • dba Mickey's Tavern 1524 Williamson Street • Agent: Jane Capito Class B Combination Liquor & Beer • 75% alcohol, 25% food Aldermanic District 6 (Alder Rummel) • Police Sector 410
		A motion was made by Ald. Clear, seconded by Ald. Verveer, to Grant. The motion passed by voice vote/other.
29.	<u>17696</u>	21+ Entertainment License The Legend's LLC • dba Zander's Capitol Grill 118 State Street • Agent: Mohamed Barketallah Class B Combination Liquor & Beer • 40% alcohol, 60% food Aldermanic District 4 (Alder Verveer) • Police Sector 406
		A motion was made by Ald. Clear, seconded by Ald. Verveer, to Grant. The motion passed by voice vote/other.
30.	<u>17697</u>	21+ Entertainment License Natt Spiel, Inc. • dba Nattspil • Capacity: 50 211 King Street • Agent: Christopher Berge Class B Combination Liquor & Beer • 60% alcohol, 40% food Aldermanic District 6 (Alder Rummel) • Police Sector 405
		A motion was made by Ald. Clear, seconded by Ald. Verveer, to Grant. The motion passed by voice vote/other.

31.	<u>17698</u>	21+ Entertainment License The Monastery, Inc. • dba Bellini Italian Restaurant Capacity: 180 401 E. Washington Avenue • Agent: Peter Gargano Class B Combination Liquor & Beer • 30% alcohol, 70% food Aldermanic District 6 (Alder Rummel) • Police Sector 406
		A motion was made by Ald. Clear, seconded by Ald. Verveer, to Grant. The motion passed by voice vote/other.
32.	<u>17699</u>	21+ Entertainment License Alchemy Cafe, LLC • dba Alchemy Cafe 1980 Atwood Avenue • Agent: Michael Randall Class B Combination Liquor & Beer • 50% alcohol, 50% food Aldermanic District 6 (Alder Rummel) • Police Sector 410
		A motion was made by Ald. Clear, seconded by Ald. Verveer, to Grant. The motion passed by voice vote/other.
33.	<u>17700</u>	21+ Entertainment License Van Nest Enterprises, LLC • dba Brasserie V 1923 Monroe Street • Agent: Matthew Van Nest Class B Beer, Class C Wine • 35% alcohol, 65% food Aldermanic District 13 (Alder Kerr) • Police Sector 303
		A motion was made by Ald. Clear, seconded by Ald. Verveer, to Grant. The motion passed by voice vote/other.
34.	<u>17701</u>	21+ Entertainment License Monroe Street Bistro, LLC • dba Jacs 2611 Monroe Street • Agent: James Palinkas Class B Combination Liquor & Beer • 40% alcohol, 60% food Aldermanic District 10 (Alder Solomon) • Police Sector 302
		A motion was made by Ald. Clear, seconded by Ald. Verveer, to Grant. The motion passed by voice vote/other.
35.	<u>17702</u>	21+ Entertainment License Jolly Bob's, Inc. • dba Jolly Bob's 1210 Williamson Street • Agent: Timothy Erickson Class B Combination Liquor & Beer • 40% alcohol, 60% food Aldermanic District 6 (Alder Rummel) • Police Sector 408
		A motion was made by Ald. Clear, seconded by Ald. Verveer, to Grant. The motion passed by voice vote/other.

36. 17703 21+ Entertainment License Crystal Corners, Inc. • dba Crystal Corners Bar Capacity: 99 1302 Williamson Street • Agent: David Day Class B Combination Liquor & Beer 85% alcohol, 5% food, 10% other Aldermanic District 6 (Alder Rummel) • Police Sector 410 A motion was made by Ald. Clear, seconded by Ald. Verveer, to Grant. The motion passed by voice vote/other. 37. 17724 Change of Licensed Premise La Mestiza Mexican Cuisine Inc • dba La Mestiza • capacity of 48 121 E Main St · Agent: Antonio Estrada Class B Combination Liquor & Beer • 30% Alcohol, 70% food Aldermanic District 04 (Alder Verveer) • Police Sector 406 Request to add a sidewalk cafe. A motion was made by Ald. Clear, seconded by Ald. Verveer, to Grant. The motion passed by voice vote/other. 38. Change of Licensed Premise **17725** Madison Mallards • dba Madison Mallards • capacity of 6750 2920 N Sherman Ave • Agent: Vern Stenman Class B Beer • 40% Alcohol, 60% food Aldermanic District 12 (Alder Rhodes-Conway) • Police Sector 505 See attached application for details. A motion was made by Ald. Clear, seconded by Ald. Verveer, to Grant. The motion passed by voice vote/other. 39. Change of Licensed Premise 17727

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

Gretisman Investments LLC • dba Plan B • capacity of 200/250

Class B Combination Liquor & Beer • 70% Alcohol, 30% food Aldermanic District 06 (Alder Rummel) • Police Sector 408

924 Williamson St • Agent: Corey Gresen

See attached plans of expansion.

40.	<u>17729</u>	Change of Licensed Premise Legends Unlimited Inc • dba Legends Unlimited • capacity of 284 439 Grand Canyon Dr • Agent: Abdula Ajdini Class B Combination Liquor & Beer • 40% Alcohol, 60% food Aldermanic District 19 (Alder Clear) • Police Sector 113 Request to put in a temporary volleyball court, see attached.
		A motion was made by Ald. Clear, seconded by Ald. Verveer, to Grant. The motion passed by voice vote/other.
41.	<u>17731</u>	21+ Entertainment License Stanley Otis • dba Club La Mark • Capacity: 80 1525 N Stoughton Rd Class B Combination Liquor & Beer • 80% alcohol, 20% food Aldermanic District 17 (Alder Clausius) • Police Sector 516
		A motion was made by Ald. Clear, seconded by Ald. Verveer, to Grant. The motion passed by voice vote/other.
42.	<u>17732</u>	21+ Entertainment License Ohio Ltd • dba Ohio Tavern • Capacity: 70 224 Ohio Ave • Agent: Terre Sims Class B Combination Liquor & Beer • 96% alcohol, 4% food Aldermanic District 06 (Alder Rummel) • Police Sector 601
		A motion was made by Ald. Clear, seconded by Ald. Verveer, to Grant. The motion passed by voice vote/other.
43.	<u>17733</u>	18+ Center for Visual & Performing Arts License Tanyeri Corp • dba Otto's Restaurant & Bar • Capacity:62 6405 Mineral Point Rd • Agent: Kamil Tanyeri Class B Combination Liquor & Beer • 35% alcohol, 65% food Aldermanic District 19 (Alder Clear) • Police Sector 113
		A motion was made by Ald. Clear, seconded by Ald. Verveer, to Grant. The motion passed by voice vote/other.
44.	<u>17815</u>	21+ Entertainment License Duma LLC • dba The Ivory Room • Capacity:70 116 W Mifflin St • Agent: Julie Stoleson Class B Combination Liquor & Beer • 95% alcohol, 5% food Aldermanic District 04 (Alder Verveer) • Police Sector 405
		A motion was made by Ald. Clear, seconded by Ald. Verveer, to Grant. The motion passed by voice vote/other.

Alcohol License Review Committee Report of Operator License Applications April 7, 2010. 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 ATTORNEY'S OFFICE

46. 17660 S. Wessel for Terrace Avenue Properties, LLC, 7710 Terrace Ave., Middleton, 53562 - excessive assessment - \$533.43.

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

47. 17441 Adopting and confirming the Labor Agreements between the City of Madison and International Alliance of Theatrical Stage Employees (IATSE) Local 251 for the periods January 1, 2008 to December 31, 2009 and January 1, 2010 to December 31, 2011.

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-10-00037

48. 17528 Authorizing the execution of an Amendment of Licenses and related Escrow Agreements pertaining to existing licenses between the City and Airadigm Communications, Inc. for the location of telecommunication facilities on City water towers.

Sponsors: Steve King, Joseph R. Clausius and Larry Palm

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

Enactment No: RES-10-00285

49. SUBSTITUTE Reclassification of an vacant Administrative Clerk 2 (CG20/11) position (#1879) at the Water Utility to an Administrative Clerk 1 (20/09).

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-10-00286

50. <u>17546</u> Creation of the classification of Custodial Worker 1 in Compensation Group 16, Range 02.

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-10-00287

51. <u>17547</u>

Amending the 2010 Engineering Operating Budget to include the creation of a 1.0 FTE Custodial Worker 1 position, the creation of a 1.0 FTE Custodial Worker 3 position, the deletion of a 1.0 FTE Custodial Worker 2 position upon filling the Custodial Worker 3 position, the creation of a 1.0 FTE Facility Maintenance Worker position and the creation of a 1.0 FTE Maintenance Mechanic 2 position.

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-10-00288

52. <u>17548</u>

Creation of the hourly classification of Forestry Specialist Assistant in CG 16.

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-10-00289

53. 17549

Recreation of an Information Clerk position (#3698) as an Administrative Clerk 1 in the Police Department budget and reallocating the incumbent to the new position.

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-10-00290

54. <u>17573</u> Authorizing the use of up to \$5,000 per year from the Catherine M. Corscot Trust to prevent the transmission of communicable disease.

Sponsors: Lauren Cnare

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

Enactment No: RES-10-00291

56. <u>17790</u>

Authorizing the Madison Police Department to apply for and accept grants, donations and/or registration fees for the purpose of providing training for law enforcement personnel, and to utilize funds obtained to pay the costs associated with implementing training.

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-10-00998

57. 17803

Approving the 2010 Neighborhood Grant Program recommendations made by the Staff Review Team and authorizing the Planning Division Director, Comptroller and City Attorney to execute grant agreements on behalf of the City.

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-10-00293

58. 17809

Amending Sections 9.03(3)(a), 9.035(4), 9.04(7), 9.05(5), 9.05(7)(b), 9.08(2) (a), 9.09(5)(c), 9.13(3)(a)1., 9.14(3)(a)1., 9.14(3)(k), 9.15(6)(a), 9.17(4)(d), 9.17(5)(a), 9.17(5)(b), 9.21(5)(e), 9.24(3)(b), 11.06(4)(a) and 11.06(5)(a) and Creating new Section 9.14(12) and Renumbering current Sections 9.14(12) and (13) to Sections 9.14(13) and (14) of the Madison General Ordinances to modify fees for various licenses and permits.

Sponsors: Michael E. Verveer

This Ordinance was Adopt With Amendment(s)

Enactment No: ORD-10-00038

60. <u>17831</u>

Authorizing the execution of a Purchase and Sale Agreement with LT McGrath, LLC for the purchase of the former Water Utility Administration building located at 517 and 523 East Main Street.

Sponsors: Marsha A. Rummel and Lauren Cnare

Adopt 4/20/2010 - 15 Votes Required

A motion was made by Ald. Clear, seconded by Ald. Verveer, to Refer to a future Meeting to Adopt to the COMMON COUNCIL, due back on 4/20/2010 and to amend the resolution's sale price to \$425,000. The motion passed by voice vote/other.

REPORT OF COMMUNITY DEVELOPMENT AUTHORITY

59. 17496

Authorizing the CDA to release a Request for Proposal (RFP) for assistance in the preparation of a HOPE VI or Choice Neighborhoods Initiative application related to the Truax Park Apartments (Project WI3-8), the Wright Street Townhomes (Project WI3-1A) and Webb-Rethke Apartments (Project W13-1B) Low Rent Public Housing as part of Phase 2 of the Truax Park Apartments Redevelopment.

Sponsors:

David J. Cieslewicz, Tim Bruer, Joseph R. Clausius, Larry Palm, Marsha A. Rummel, Satya V. Rhodes-Conway and Julia S. Kerr

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

Enactment No: RES-10-00294

55. 17626

Amending the 2010 Adopted Operating Budgets of the Economic Development Division (EDD) and the CDA Redevelopment agency to eliminate the position of CDA Project Manager in EDD, create a new 1.0 FTE position of CDA Executive Director (Compensation Group 21, Range 18) within the CDA Redevelopment agency, and transfer the funding for the salary and benefits of the CDA Project Manager in EDD to the CDA Redevelopment agency for the Director position.

Sponsors: David J. Cieslewicz, Tim Bruer and Mark Clear

Adopt 5/4/10.

A motion was made by Ald. Clear, seconded by Ald. Verveer, to Adopt - 15 Votes Required. The motion passed by voice vote/other.

REPORT OF PARKS DIVISION

61. 18036

Authorizing the Mayor and the City Clerk to enter into a grant agreement with the Wisconsin Department of Natural Resources for reimbursement of expenses incurred for parkland acquisition. The agreement includes an indemnification clause.

Sponsors: Tim Bruer, Mark Clear, Larry Palm and Paul E. Skidmore

A motion was made by Ald. Clear, seconded by Ald. Verveer, to Adopt - 15 Votes Required . The motion passed by the following vote:

Absent: 1 - Jed Sanborn

Ayes: 18 - Bridget R. Maniaci

Lauren Cnare
Michael E. Verveer
Shiva Bidar-Sielaff
Marsha A. Rummel
Steve King
Bryon A. Eagon
Paul E. Skidmore
Brian L. Solomon

Satya V. Rhodes-Conway

Julia S. Kerr Tim Bruer Larry Palm Judy Compton Joseph R. Clausius

Chris Schmidt

Mark Clear

Thuy Pham-Remmele

Excused: 2 - Michael Schumacher

David J. Cieslewicz

Enactment No: RES-10-00296

62. <u>18066</u>

Substitute Resolution To authorize the Mayor and City Clerk to enter into an Operating Agreement between the City of Madison and Wingra Canoe and Sailing Center, Inc. covering boat livery and concession operations utilizing certain lands and buildings at Vilas Park and Wingra Park for a three year period with the possibility of two additional one year renewals. (10th AD)

Sponsors: Joseph R. Clausius, Brian L. Solomon, Paul E. Skidmore 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.

REPORT OF BOARD OF PUBLIC WORKS

63.	<u>17571</u>	Amending Section 21.30 and 21.33 of the Madison General Ordinances to conform the fee schedules to DNR Regulations
		<u>Sponsors:</u> Paul E. Skidmore
		A motion was made by Ald. Clear, seconded by Ald. Verveer, to Adopt. The motion passed by voice vote/other.
		Enactment No: ORD-10-00039
64.	<u>17650</u>	Assessing Benefits - Rugby/Vista/Eton Street Reconstruction Raingardens.
		<u>Sponsors:</u> 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-10-00297
65.	<u>17704</u>	Approving plans and specifications and authorizing the Board of Public Works to advertise and receive bids for Starker / Academy / Acewood Water Main Replacement. (16th AD)
		<u>Sponsors:</u> 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-10-00298
66.	<u>17706</u>	Approving plans and specifications and authorizing the Board of Public Works to advertise and receive bids for Fisher Street Water Main Replacement (13th AD).
		<u>Sponsors:</u> 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-10-00299
67.	<u>17707</u>	Approving plans and specifications and authorizing the Board of Public Works to advertise and receive bids for Forward Drive Water Main Replacement (1st 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.

motion passed by voice vote/other.

Enactment No: RES-10-00305

A motion was made by Ald. Clear, seconded by Ald. Verveer, to Adopt. The

April 13, 2010

73.	<u>17743</u>	Awarding Public Works Contract No. 6422, Annual Construction & Reconstruction of Concrete Sidewalk & Incidental Concrete Curb & Gutter Work Ordered (Dist. 2, 4 & 8) by the Common Council. 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-10-00306
74.	<u>17744</u>	Awarding Public Works Contract No. 6440, Repairing & Sealing Pavement Cracks, Local Streets - 2010.
		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-10-00307
75.	<u>17745</u>	Awarding Public Works Contract No. 6464, Curb & Gutter with Storm Sewer - 2010 Assessment District.
		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-10-00308
76.	<u>17746</u>	Awarding Public Works Contract No. 6441, Repair & Sealing Pavement Cracks, Major Streets.
		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-10-00309
77.	<u>17748</u>	Awarding Public Works Contract No. 6478, Restoration/Landscaping 2010.
		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-10-00310

78. 17772 Declaring the City of Madison's intention to exercise its police powers establishing the E. Mifflin Street Reconstruction Assessment District - 2010. (12th 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-10-00310 79. 17777 Improvements accepted for Partial Resurfacing of STH 113, Contract No. 6228. 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-10-00308 80. Approving plans and specifications and authorizing the Board of Public 17778 Works to advertise and receive bids for Warning Sirens - 2010, Contract No. 6488. (5th, 9th, 12th & 14th 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-10-00311 81. 17799 Approving plans and specifications for public improvements necessary for the project known as 1802 Maplecrest Drive PUD - Phase 2, and authorizing construction to be undertaken by the Developer, Private Contract No. 2252. (1st 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-10-00312

April 13, 2010

COMMON COUNCIL

Enactment No: RES-10-00317

REPORT OF PLAN COMMISSION

COMMON COUNCIL

87. <u>17823</u> Approving the preliminary and final plats of Genesis generally located at

3604-3704 Agriculture Drive. 16th Ald. Dist.

Sponsors: Common Council By Request

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

April 13, 2010

Enactment No: RES-10-00318

88. 17828 Re-approving the final plat of Tormey Ridge located at 12003 Mineral Point

Road. 9th Ald. Dist.

Sponsors: Common Council By Request

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

Enactment No: RES-10-00319

REPORT OF RISK MANAGER

89. <u>17454</u> E. Evans, 6418 University Ave., Middleton, 53562 - property loss -

\$9,464.00.

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

motion passed by voice vote/other

90. <u>17674</u> J. Shaw, 4418 Honeypie Dr., Madison, 53718 - property damage - \$260.00.

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

REPORT OF TREASURER'S OFFICE

91. 17886

Authorizing the City Treasurer to notify the Wisconsin Department of Administration to distribute amounts determined for the school levy tax credit and the lottery and gaming credit for the City of Madison directly to the City Treasurer.

Sponsors: David J. Cieslewicz

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

Enactment No: RES-10-00320

REPORT OF WATER UTILITY BOARD

92. 17417

Authorizing the Mayor and the City Clerk to execute a Professional Services Agreement with <u>Strand Associates Inc.</u> for site analysis and selection and the preparation of drawings and specifications, permitting, bidding, and construction administration for the Utility's proposed Booster Pump Station No. 118 located in the Arbor Hills Neighborhood. (14th AD)

Sponsors: Lauren Cnare 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-10-00321

93. <u>17836</u>

SUBSTITUTE Authorizing the Mayor and City Clerk to sign a contract with a-consultant Clark Dietz Inc. not to exceed \$180,317 for consulting services for the procurement of an Advanced Metering Infrastructure (AMI) Plan (City-wide).

Sponsors: Lauren Cnare

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

Enactment No: RES-10-00322

ITEMS REFERRED TO THIS MEETING

INTRODUCTION OF NEW BUSINESS FOR REFERRAL WITHOUT DEBATE

ORDINANCES

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

City of Madison Page 25

DANE COUNTY

100. <u>17976</u>

COMMON COUNCIL

Amending Section 33.01(9)(b) of the Madison General Ordinances to require all sub-units to follow Section 2.21 on motions for reconsideration.

Sponsors: Lauren Cnare, Marsha A. Rummel and Michael Schumacher

This Ordinance was Referred to the COMMON COUNCIL ORGANIZATIONAL COMMITTEE

101. 18043

Creating Section 28.06(2)(a)3485.of the Madison General Ordinances rezoning property from PUD (GDP) Planned Unit Development (General Development Plan) District and PUD (SIP) Planned Unit Development (Specific Implementation Plan) to Amended PUD(SIP) Planned Unit Development (Specific Implementation Plan). Proposed Use: Minor Expansion of Approved SIP to add Driveway and Additional Surface Parking; 8th Aldermanic District, 8101-8119 Mayo Drive

Sponsors: Common Council By Petition

This Ordinance was Referred for Public Hearing to the PLAN COMMISSION

102. <u>18048</u>

Creating Section 28.06(2)(a)3483. of the Madison General Ordinances rezoning property from R5 General Residence District and C3 Highway Commercial District to PUD(GDP) Planned Unit Development (General Development Plan) District and creating Section 28.06(2)(a)3484. 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 UW Physical Plant Building and Construct Biomass Fuel Handling and Storage Facility on East Side of North Mills Street; Renovate and Expand North Charter Street Plant to Burn Biomass and Gas. 8th Aldermanic District; 115 North Mills Street and117 North Charter Street.

Sponsors: Common Council By Request

This Ordinance was Referred for Public Hearing to the PLAN COMMISSION

RESOLUTIONS

103. <u>17861</u>

Recommending that the public railroad crossings at Blount Street, Brearly Street and Livingston Street remain open to motor vehicles, bicycles and pedestrians.

Sponsors: David J. Cieslewicz, Marsha A. Rummel and Bridget R. Maniaci

Additional Referrals: Plan Commission, Pedestrian/Bicycle/Motor Vehicle Commission, Economic Development Committee

This Resolution was Referred to the LONG RANGE TRANSPORTATION PLANNING COMMITTEE

104.	<u>17863</u>	Approving the acceptance of a contract with the Department of Commerce for the tank program.	
		Sponsors: David J. Cieslewicz, Paul E. Skidmore and Lauren Cnare	
		This Resolution was Referred to the BOARD OF ESTIMATES	
105.	<u>17864</u>	Authorizing the provision of \$216,000 in Federal HOME funds to assist Housing Initiatives, Inc. to acquire and rehabilitate rental housing.	
		<u>Sponsors:</u> Tim Bruer, Shiva Bidar-Sielaff and Marsha A. Rummel	
		This Resolution was Referred to the BOARD OF ESTIMATES	
106.	<u>17879</u>	Authorizing the disposal of surplus right-of-way property at 6002 Cottage Grove Road adjacent to property owned by Grandview Land, LLC.	
		<u>Sponsors:</u> Lauren Cnare	
		Additional Referral: Plan Commission	
		This Resolution was Referred to the BOARD OF PUBLIC WORKS	
107.	<u>17884</u>	Regarding the location of a high speed rail station in the city of Madison.	
		Sponsors: David J. Cieslewicz, Satya V. Rhodes-Conway, Marsha A. Rummel, Mark Clear, Chris Schmidt, Steve King, Michael E. Verveer, Bryon A. Eagon, Shiva Bidar-Sielaff and Bridget R. Maniaci	
		Adopt 4/20/10.	
		This Resolution was Refer to a future Meeting to Adopt to the COMMON COUNCIL, due back on 4/20/2010	
108.	<u>17885</u>	To Declare the Week of April 25 through May 1, 2010 as ARBOR WEEK 2010 and to commemorate the City of Madison's 20th anniversary as a Tree City USA.	
		<u>Sponsors:</u> Common Council By Request and David J. Cieslewicz	
		This Resolution was Referred to the BOARD OF PARK COMMISSIONERS	
109.	<u>17888</u>	Authorizing the intra-city transfer of a parcel of land at the intersection of Lien Road and North Thompson Road from unused land area to public street right-of-way use, located at 4801 Lien Road.	
		<u>Sponsors:</u> Joseph R. Clausius	
		Additional Referral: Plan Commission	
		This Resolution was Referred to the BOARD OF PUBLIC WORKS	

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110.	<u>17892</u>	Authorizing City officials to apply for initial and continuing annual membership with the Sweatfree Purchasing Consortium, comprised of government agencies committed to a policy of responsible, fair and humane procurement of apparel.	
		Sponsors: Satya V. Rhodes-Conway	
		Adopt 4/20/10.	
		This Resolution was Refer to a future Meeting to Adopt to the COMMON COUNCIL, due back on 4/20/2010	
111.	<u>17895</u>	Supporting rebuilding of the existing Central Library.	
		Sponsors: Mark Clear, Larry Palm, Paul E. Skidmore and Joseph R. Clausius	
		This Resolution was Referred to the BOARD OF ESTIMATES	
112.	<u>17899</u>	Allocating funds appropriated in the 2010 Operating Budget for prior year encumbrances to match actual carry forward encumbrances in various departmental accounts and increasing the Contingent Reserve by \$56,209.	
		<u>Sponsors:</u> David J. Cieslewicz	
		This Resolution was Referred to the BOARD OF ESTIMATES	
113. <u>17</u>	<u>17907</u>	Approving temporary construction work with associated noise impacts between the hours of 7:00 PM and 7:00 AM on Pleasant View Road, Valley View Road, County Trunk Highway M, Mineral Point Road and Prairie Hill Road. (9th AD)	
		Sponsors: Paul E. Skidmore	
		This Resolution was Referred to the BOARD OF PUBLIC WORKS	
114.	<u>17908</u>	Authorizing the City Engineer to sign a permit allowing sidewalk construction in Wisconsin Department of Transportation lands. (5th AD) Sponsors: Shiva Bidar-Sielaff	

This Resolution was Referred to the BOARD OF PUBLIC WORKS

COMMON COUNCIL

115.	<u>17911</u>	To commemorate the 40th anniversary of Earth Day on April 22, 2010 and to proclaim April 17 and 24, 2010 Earth Day Clean-up Days and endorsing and encouraging citizen participation in the clean-up events at City of Madison Parks.	
		Sponsors: David J. Cieslewicz and Common Council By Request	
		This Resolution was Referred to the BOARD OF PARK COMMISSIONERS	
116.	<u>17967</u>	Authorizing the Mayor and the City Clerk to execute a Professional Services Agreement with <u>Black and Veatch Corporation</u> of Kansas City, Missouri, for professional engineering services in conjunction with the professional engineering services project titled <u>"East Side Water Supply Planning and Project Development"</u> (Multiple East Side Districts).	
		<u>Sponsors:</u> Lauren Cnare and Larry Palm	
		This Resolution was Referred to the WATER UTILITY BOARD	
117.	<u>17986</u>	Retitling an Administrative Clerk 2 (CG20/11) position (#720) in the Assessor's Office as a Program Assistant 1 (20/11).	
		<u>Sponsors:</u> David J. Cieslewicz	
		Additional Referral: Personnel Board	
		This Resolution was Referred to the BOARD OF ESTIMATES	
118.	17987	Creation of Compensation Group 28 (CG28) for stagehand employees represented by IATSE Local 251.	
		Sponsors: David J. Cieslewicz	
		This Resolution was Referred to the PERSONNEL BOARD	
119.	<u>17992</u>	Recreating the position (#798) of Clerk Typist 2 (CG20-06) in the Comptroller's Office Budget, as an Account Clerk 1 (CG20-07), and reallocating the incumbent to the new position.	
		Sponsors: David J. Cieslewicz	
		Additional Referral: Personnel Board	
		This Resolution was Referred to the BOARD OF ESTIMATES	

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COMMON COUNCIL

120. 17998 Approval to accept Homeland Security/ Metropolitan Medical Response System 2009 grant awarded by the State of Wisconsin Office of Justice Assistance for \$311,584.

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

This Resolution was Referred to the BOARD OF ESTIMATES

121. 17999 Recreating the position (#3586) of Community Development Aide (CG20-12), referenced as a Division Systems and Finance Coordinator (xx-xx) in the Community Development Division Budget, as an Administrative Assistant (CG17-14), and reallocating the incumbent to the new position.

Sponsors: David J. Cieslewicz

Additional Referral: Personnel Board

This Resolution was Referred to the BOARD OF ESTIMATES

122. 18016

To SUSPEND the handcrafted goods vending restrictions on May 8, 2010 from 8:00am to 5:00pm 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: Vending Oversight Committee

This Resolution was Referred to the DOWNTOWN COORDINATING COMMITTEE

To SUSPEND the handcrafted goods and personally prepared food vending restrictions on June 5, 2010 during the 31st 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: Vending Oversight Committee

124. <u>18018</u>

To SUSPEND the handcrafted goods, personally prepared food vending restrictions on June 6, 2010 from 8:00am to 4:00pm during Ride the Drive and authorizing Madison Parks Division, as sponsor of the special event, to select vendors and vending sites for the duration of this special event on the 100 block of E. Washington, and the 10 blocks of N. & S. Pinckney and E. & W. Mifflin Streets.

Sponsors: Michael E. Verveer and Thuy Pham-Remmele

Additional Referral: Vending Oversight Committee

This Resolution was Referred to the DOWNTOWN COORDINATING COMMITTEE

125. <u>18019</u>

To SUSPEND the handcrafted goods vending restrictions on May 8, 2010 from 2:00p.m. to 9:00pm during the USA Cycling Collegiate Nationals and authorizing Team Sports, Inc., as sponsor of the special event, to select vendors and vending sites for the duration of this special event on the Capitol Concourse - comprised of the 10 blocks of N. and S. Pinckney, the 10 blocks of N. and S. Carroll St., the 10 blocks of E. and W. Mifflin St. and the 10 blocks of E. and W. Main St.

Sponsors: Michael E. Verveer and Thuy Pham-Remmele

Additional Referral: Vending Oversight Committee

This Resolution was Referred to the DOWNTOWN COORDINATING COMMITTEE

126. <u>18020</u>

To SUSPEND the handcrafted goods and personally prepared food vending restrictions on June 12, 2010 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: Vending Oversight Committee

127. <u>18021</u>

To SUSPEND the handcrafted goods, personally prepared food vending restrictions on June 30, July 7, 14, 21, 28 and August 4, 2010 (rain dates July 1, 8, 15, 22, 29 and August 5, 2010) 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: Vending Oversight Committee

This Resolution was Referred to the DOWNTOWN COORDINATING COMMITTEE

128. 18022

To SUSPEND the handcrafted goods, personally prepared food vending restrictions and INVALIDATE Mall/Concourse vending licenses from 6:00 p.m. July 9 to 9:00 p.m. July 11, 2010, in the areas specified below for the benefit of the Madison Museum of Contemporary Art, so that the 52nd Annual ART FAIR ON THE SQUARE may occur.

Sponsors: Michael E. Verveer and Thuy Pham-Remmele

Additional Referral: Vending Oversight Committee

This Resolution was Referred to the DOWNTOWN COORDINATING COMMITTEE

129. 18023

Authorizing the Madison Museum of Contemporary Art, as sponsor of the 52nd Annual ART FAIR ON THE SQUARE, EXCLUSIVE RIGHTS to select vendors, salespersons, vending sites and performers for the duration of this special event, 6:00p.m. July 9 to 9:00p.m. July 13, 2010, 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: Vending Oversight Committee

This Resolution was Referred to the DOWNTOWN COORDINATING COMMITTEE

130. 18024

To SUSPEND the handcrafted goods, personally prepared food vending restrictions and INVALIDATE certain Mall/Concourse vending licenses from 6:00p.m. July 9 to 9:00p.m. July 11, 2010 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: Vending Oversight Committee

131. 18025

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 6:00p.m. July 9 to 9:00p.m. July 11, 2010 on the 200 block of Martin Luther King Jr. Blvd.

Sponsors: Michael E. Verveer and Thuy Pham-Remmele

Additional Referral: Vending Oversight Committee

This Resolution was Referred to the DOWNTOWN COORDINATING COMMITTEE

132. 18026

To SUSPEND the handcrafted goods, personally prepared food vending restrictions and INVALIDATE Mall/Concourse vending licenses on July 16, 17 and 18, 2010 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: Vending Oversight Committee

This Resolution was Referred to the DOWNTOWN COORDINATING COMMITTEE

133. <u>18027</u>

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 16, 17 and 18, 2010 within the perimeter of the area involved in the event.

Sponsors: Michael E. Verveer and Thuy Pham-Remmele

Additional Referral: Vending Oversight Committee

This Resolution was Referred to the DOWNTOWN COORDINATING COMMITTEE

134. 18028

To SUSPEND the handcrafted goods and personally prepared food vending restrictions on August 11, 18, 25 and September 1, 2010 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: Vending Oversight Committee

135. <u>18029</u>

To SUSPEND the handcrafted goods and personally prepared food vending restrictions on August 14, 2010 during India day and authorizing the Association of Indians in America, 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: Vending Oversight Committee

This Resolution was Referred to the DOWNTOWN COORDINATING COMMITTEE

136. 18030

To SUSPEND the handcrafted goods, personally prepared food vending restrictions and INVALIDATE certain Mall/Concourse vending licenses from 6:00p.m. September 3rd to 11:59 p.m. on September 5th, 2010 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: Vending Oversight Committee

This Resolution was Referred to the DOWNTOWN COORDINATING COMMITTEE

137. <u>18031</u>

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 6:00p.m. September 3 to 11:59 p.m. on September 5. 2010, within the perimeter of the area involved in the event.

Sponsors: Michael E. Verveer and Thuy Pham-Remmele

Additional Referral: Vending Oversight Committee

This Resolution was Referred to the DOWNTOWN COORDINATING COMMITTEE

138. 18032

To SUSPEND the handcrafted goods and personally prepared food vending restrictions September 9-12 during IRONMAN WI Expo and authorizing 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: Vending Oversight Committee

139. <u>18033</u>

To SUSPEND the handcrafted goods and personally prepared food vending restrictions Saturday, September 25, 2010 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: Vending Oversight Committee

This Resolution was Referred to the DOWNTOWN COORDINATING COMMITTEE

140. 18034

To SUSPEND the handcrafted goods, personally prepared food vending restrictions and INVALIDATE Mall/Concourse vending licenses from 6:00p.m. October 30 to 3:00a.m. October 31, 2010 in the areas specified in the Street Use Permit Frank Productions, Inc. will obtain for Freakfest 2010.

Sponsors: Michael E. Verveer and Thuy Pham-Remmele

Additional Referral: Vending Oversight Committee

This Resolution was Referred to the DOWNTOWN COORDINATING COMMITTEE

141. 18035

Authorizing Frank Productions, Inc., as organizing group for FREAKFEST 2010, EXCLUSIVE RIGHTS to select vendors, salespersons, vending sites and performers for the duration of this special event, 6:00pm October 30 to 3:00a.m. October 31, 2010, 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: Vending Oversight Committee

This Resolution was Referred to the DOWNTOWN COORDINATING COMMITTEE

142. 18040

Authorizing the Chief of Police to sign a renewal agreement with Future Madison Wexford, Inc. (managed by Meridian Group, Inc.) for use of office space for Wexford Ridge Neighborhood officer at 7011 Flower Lane.

Sponsors: Paul E. Skidmore

This Resolution was Referred to the BOARD OF ESTIMATES

143. 18042

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, Shiva Bidar-Sielaff and David J. Cieslewicz

This Resolution was Referred to the BOARD OF ESTIMATES

· · · · · · · · · · · · · · · · · · ·		Authorizing the execution of a Declaration of Public Water Main Easement pertaining to lands located within Knollwood Conservancy Park.
		<u>Sponsors:</u> Tim Bruer
		Additional Referral: Water Utility Board
		This Resolution was Referred to the BOARD OF PARK COMMISSIONERS
145.	<u>18047</u>	Approving Facade Improvement Grant to: 916 Williamson Street (Madison Sourdough Company and 811 Williamson Street (Vacant).
		<u>Sponsors:</u> Marsha A. Rummel
		This Resolution was Referred to the BOARD OF ESTIMATES
146.	<u>18069</u>	Establishing a Glass-Free Zone for the West Mifflin Street area 8:00 a.m. on May 1, 2010 through 6:00 a.m. on May 2, 2010
		<u>Sponsors:</u> Michael E. Verveer
		Adopt 4/20/2010.
		This Resolution was Refer to a future Meeting to Adopt to the COMMON COUNCIL, due back on 4/20/2010
147.	<u>18070</u>	Authorizing a declaration of change in use from City park land to public street right-of-way as part of the Northport Drive Reconstruction. (12th AD)
		<u>Sponsors:</u> Satya V. Rhodes-Conway
		Additional Referral: Board of Park Commissioners
		This Resolution was Referred to the BOARD OF PUBLIC WORKS
	LICENSES	
148.	17001	Dublia Hagring New License
140.	<u>17901</u>	Public Hearing - New License Happy Sunshine Academy LLC • dba Alpine Liquors
		6420 Cottage Grove Rd Suite 2 • Agent: Theodore Wallace
		Class A Beer, Class A Liquor Aldermanic District 03 (Alder Cnare) • Police Sector 627
		This License was Referred for Public Hearing to the ALCOHOL LICENSE

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REVIEW COMMITTEE

149. 17902 Public Hearing - New License 9 Strings LLC • dba 9 Strings • 37% alcohol, 63% food 107-A State St • Agent: Matthew C. Brink • Estimated Capacity: 99 Class B Combination Liquor & Beer Aldermanic District 04 (Alder Verveer) • Police Sector 405 • Density Area This License was Referred for Public Hearing to the ALCOHOL LICENSE **REVIEW COMMITTEE** 150. **17904** Public Hearing - New License Honest Foods LLC • dba To Be Determined 30% alcohol, 68% food, 2% other 121 S Pinckney St • Agent: Patrick O'Neill Sweeney • Estimated Capacity: 130 Class B Combination Liquor & Beer Aldermanic District 4 (Alder Verveer) • Police Sector 405 • Density Area This License was Referred for Public Hearing to the ALCOHOL LICENSE **REVIEW COMMITTEE** 151. <u>17905</u> Public Hearing - New License Dahmen Enterprises LLC • dba: Dahmen's Pizza Place 8% alcohol, 91% food, 1% other 6654 Mineral Point Road • Agent: Tyler M Dahmen • Estimated Capacity: Class B Combination Liquor & Beer Aldermanic District 19 (Alder Clear) • Police Sector 112 This License was Referred for Public Hearing to the ALCOHOL LICENSE **REVIEW COMMITTEE** 152. Public Hearing - New License 17928 State St. Pub LLC • dba State Street Pub LLC • 95% alcohol, 5% food 552 State St • Agent: Ron Trachtenberg • Estimated Capacity: 297 Class B Combination Liquor & Beer

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

Aldermanic District 08 (Alder Eagon) • Police Sector 403 • Density Area

153.	<u>17929</u>	Public Hearing - New License Orange Tree Imports • dba Orange Tree Imports • 0% alcohol, 100% food 1721 Monroe St • Estimated Capacity: 10 Students Class C Wine Aldermanic District 13 (Alder Kerr) • Police Sector 303
		This License was Referred for Public Hearing to the ALCOHOL LICENSE REVIEW COMMITTEE
154.	<u>17930</u>	Public Hearing - New License Thao Real Estate LLC • dba Brothers Wok • 30% alcohol, 70% food 2817 E Washington Ave • Agent: Nao Nhia Thao • Estimated Capacity: 149 Class B Combination Liquor & Beer Aldermanic District 15 (Alder Palm) • Police Sector 603
		This License was Referred for Public Hearing to the ALCOHOL LICENSE REVIEW COMMITTEE
155.	<u>17931</u>	Public Hearing - New License La Finca Mexican Restaurant LLC • dba La Finca • 35% alcohol, 65% food 3302 Packers Ave • Agent: Javier Arriaga • Estimated Capacity: 145 Class B Combination Liquor & Beer Aldermanic District 12 (Alder Rhodes Conway) • Police Sector 511
		This License was Referred for Public Hearing to the ALCOHOL LICENSE REVIEW COMMITTEE
156.	<u>17933</u>	Public Hearing - New License Okinawa Sushi LLC • dba Sushi Hut • 25% alcohol, 75% food 505 State St • Agent: Mang Pau • Estimated Capacity: 70 Class B Combination Liquor & Beer Aldermanic District 04 (Alder Verveer) • Police Sector 403 • Density Area
		This License was Referred for Public Hearing to the ALCOHOL LICENSE REVIEW COMMITTEE
157.	<u>17934</u>	Public Hearing - New License Henry Vilas Zoological Society • dba Henry Vilas Zoological Society 606 S Randall St • Agent: Ann De Tienne Estimated Capacity: Main tent 150; Education Pavillion 150; Visitor Center 70 Class B Combination Liquor & Beer Aldermanic District 13 (Alder Kerr) • Police Sector 303
		This License was Referred for Public Hearing to the ALCOHOL LICENSE REVIEW COMMITTEE

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158.	17935	Public Hearing - New License

Baera Excellence Group LTD • dba Jo's Cafe • 25% alcohol, 75% food 45 S Bassett St • Agent: Tom Baertschy • Estimated Capacity: 48

Class B Combination Liquor & Beer

Aldermanic District 04 (Alder Verveer) • Police Sector 404 • Density Area

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

PRESENTATION OF CLAIMS AGAINST THE CITY OF MADISON

CLAIMS - REFER TO RISK MANAGER

	CLAIMS - REFER TO RISK MANAGER	
159.	17829	Geico for S. Neuman, 126 S. Walbridge Ave., Madison, 53714 - vehicle damage - \$1,704.80.
		This Claim was Referred to the Risk Manager
160.	<u>17830</u>	W. Salzwedel, 3121 Buena Vista St., Madison, 53704 - vehicle damage - \$1,098.42.
		This Claim was Referred to the Risk Manager
161.	<u>17838</u>	NOTICE OF CLAIM: D. Griffeths for AT&T, 435 S. 95th St., Milwaukee, 53214 - property damage - amount to be determined.
		This Claim was Referred to the Risk Manager
162.	17875	D. Griffiths, AT&T, 435 S. 95th St., Milwaukee, 53214-1226 - property damage - \$478.37.
		This Claim was Referred to the Risk Manager
163.	17893	M. Waldof, 407 Washburn Pl., #3, Madison, 53703 - vehicle damage - \$1,165.40.
		This Claim was Referred to the Risk Manager
164.	17896	R. & C. Nickels, 4618 Secret Garden Dr., McFarland, 53558 - vehicle

This Claim was Referred to the Risk Manager

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damage - \$2,883.50.

165.	17898	S. Simmons, 1483 Sunrise Ln., Belleville, 53508 - vehicle damage - \$486.47.
		This Claim was Referred to the Risk Manager
166.	<u>17900</u>	Amy Pelliterri for MGE, P.O. Box 1231, Madison, 53701 - property damage - \$1,418.35.
		This Claim was Referred to the Risk Manager
167.	<u>17914</u>	Catherine Brady, Sedgwick CMS, P.O. Box 14432, Lexington, KY 40512, for Coca Cola Enterprises, Risk Management Subro/CCE, 2500 Windy Ridge Pky. SE, 11th Floor, Atlanta, GA 30339 - vehicle damage - \$11,800.00.
		This Claim was Referred to the Risk Manager
168.	18037	N. Davies, 1117 Saybrook Rd., Madison, 53711 - vehicle damage - \$761.50.
		This Claim was Referred to the Risk Manager
169.	18041	A. Guess, 2604 Arbor Dr., # 119, Madison, 53705 - vehicle damage - amount greater than \$1.00.
		This Claim was Referred to the Risk Manager
170.	18050	Jacobus Energy, Inc., 11815 W. Bradley Rd., Milwaukee, 53224 - personal property tax refund - amount to be determined.
		This Claim was Referred to the Risk Manager
	COMMON CO	ING ITEMS WERE INTRODUCED FROM THE FLOOR AT THE LAST UNCIL MEETING, AND ARE ON THIS AGENDA PURSUANT TO SEC. O SOLELY FOR THE PURPOSE OF ADDING ADDITIONAL REFERRALS.
171.	<u>17831</u>	Authorizing the execution of a Purchase and Sale Agreement with LT McGrath, LLC for the purchase of the former Water Utility Administration building located at 517 and 523 East Main Street.
		Sponsors: Marsha A. Rummel and Lauren Cnare

Enactment No: RES-10-00327

172. <u>17836</u>

SUBSTITUTE Authorizing the Mayor and City Clerk to sign a contract with a-consultant Clark Dietz Inc. not to exceed \$180,317 for consulting services for the procurement of an Advanced Metering Infrastructure (AMI) Plan (City-wide).

Sponsors: Lauren Cnare

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

Enactment No: RES-10-00322

ADDENDUM

HONORING RESOLUTION

173. 17793

That the Common Council of the City of Madison supports the efforts of organizations that work to increase consumer awareness of and commitment to poor farming and artisan communities around the world through Fair Trade.

Sponsors:

David J. Cieslewicz, Bryon A. Eagon, Michael E. Verveer, Chris Schmidt, Shiva Bidar-Sielaff, Tim Bruer, Joseph R. Clausius, Mark Clear, Lauren Cnare, Judy Compton, Julia S. Kerr, Steve King, Bridget R. Maniaci, Larry Palm, Thuy Pham-Remmele, Satya V. Rhodes-Conway, Marsha A. Rummel, Jed Sanborn, Michael

Schumacher and Brian L. Solomon

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

Absent: 1 - Jed Sanborn

Ayes: 17 - Bridget R. Maniaci

Lauren Cnare Michael E. Verveer Shiva Bidar-Sielaff Marsha A. Rummel Steve King

Bryon A. Eagon Brian L. Solomon Chris Schmidt

Satya V. Rhodes-Conway

Julia S. Kerr Tim Bruer Larry Palm Judy Compton Joseph R. Clausius

Mark Clear

Thuy Pham-Remmele

Abstentions: 1 - Paul E. Skidmore

Excused: 2 - Michael Schumacher

David J. Cieslewicz

Enactment No: RES-10-00323

REPORT OF THE BOARD OF PUBLIC WORKS

174. <u>17501</u> Amending the Master List of Street Names and Designations and amending the City Engineer's Street Numbering Map, referred to in Sections 10.34(1)

and 10.35, Madison General Ordinances changing the names of:

County Trunk Highway M (CTH M) changed to S. Pleasant View Rd from Valley View Rd south to McKee Rd, AND

Pleasant View Rd changed to N. Pleasant View Rd from Mineral Point Rd north to Greenway Blvd, AND

Pleasant View Rd changed to S. Pleasant View Rd from Mineral Point Rd south to existing CTH M and Valley View Rd intersection.

(1st and 9th AD)

Sponsors: Jed Sanborn and Paul E. Skidmore

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

Enactment No: RES-10-00324

175. <u>17502</u> Amending the Master List of Street Names and Designations and amending

the City Engineer's Street Numbering Map, referred to in Sections 10.34(1) and 10.35, Madison General Ordinances changing the name of County Trunk Highway M (CTH M) to South Junction Rd. from Mineral Point Rd.

south to Valley View Rd. (9th AD)

Sponsors: Paul E. Skidmore

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

Enactment No: RES-10-00325

ITEMS REFERRED TO THIS MEETING

176. <u>17384</u> UNLAWFUL TAXATION: Terry Family Foundation, Inc.; 6048 South

Highlands Avenue, Madison; Unlawful taxation -- \$22,600.39

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

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177. <u>17602</u>

To authorize the Mayor and City Clerk to enter into an Agreement between the City of Madison and Wingra Canoe and Sailing Center, Inc. covering boat livery and concession operations utilizing certain lands and buildings at Vilas Park and Wingra Park for a one year period with the possibility of two additional one-year renewals. (ADs 10 & 13)

Sponsors:

Joseph R. Clausius, Julia S. Kerr, Paul E. Skidmore and 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-10-00326

178. <u>17788</u>

Adopting and confirming Revision No. 270 of the Madison General Ordinances as of March 15, 2010 to incorporate the changes pursuant to Wis. Stat. § 66.0103.

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: ORD-10-00040

INTRODUCTION OF NEW BUSINESS FOR REFERRAL WITHOUT DEBATE

RESOLUTION

179. <u>17880</u>

Submitting the name of George C. Hank III for confirmation of a five-year term as Building Inspection Division Director.

Sponsors: David J. Cieslewicz

This Resolution was Referred to the BOARD OF ESTIMATES

ANNOUNCEMENTS & INTRODUCTION OF ITEMS FROM THE FLOOR

<u>18113</u>

Amending Sections 38.05(9)(o)5.a.v. 38.05(9)(o)5.b.vii, and 38.05(9)(o)6. of the Madison General Ordinances to eliminate the 365 day limit in the downtown Alcohol Beverage License Density Plan area.

Sponsors: Michael E. Verveer and Shiva Bidar-Sielaff

This Ordinance was Referred to the ALCOHOL LICENSE REVIEW COMMITTEE

ADJOURNMENT at 7:24 pm

A motion was made by Ald. Clear, seconded by Ald. Verveer, to Adjourn at 7:24 PM. The motion passed by voice vote/other.

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