



City of Madison

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

Proceedings - Approved COMMON COUNCIL

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Tuesday, June 12, 2012

6:30 PM

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

ROLL CALL

6:31PM, PRESIDENT BIDAR-SIELAFF IN THE CHAIR

Present: 19 - Lisa Subeck
Bridget R. Maniaci
Lauren Cnare
Michael E. Verveer
Shiva Bidar-Sielaff
Marsha A. Rummel
Steve King
Scott J. Resnick
Paul E. Skidmore
Brian L. Solomon
Chris Schmidt
Satya V. Rhodes-Conway
Sue Ellingson
Larry Palm
Jill Johnson
Joseph R. Clausius
Anita Weier
Mark Clear
Matthew J. Phair

Excused: 2 - Paul R. Soglin
Tim Bruer

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 Soglin, Ald. Bruer

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.

HONORING RESOLUTIONS

1. [26226](#) Proclaiming June 12 as "Loving Day" in the City of Madison, Wisconsin.

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

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

 Enactment No: RES-12-00435

2. [26425](#) Recognizing and commending Ariel H. Ford on her retirement after more than a decade of dedicated service as a city employee.

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

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

 Enactment No: RES-12-00407

3. [26635](#) Honoring and expressing the City of Madison's gratefulness to Mr. Jimmy Van Gemert and Mr. Robert Glebs for providing first aid and emergency care to Ms. Susan Elias.

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

 This Resolution was Adopt Under Suspension of Rules 2.04, 2.05, 2.24, and 2.25

 Enactment No: RES-12-00408

PETITIONS AND COMMUNICATIONS

PETITIONS

4. [26103](#) Petition received in the Madison City Clerk's Office 4/16/2012 from Jay Fuller & Associates, LLC, regarding attachment from the Town of Burke to the City of Madison.
- A motion was made by Schmidt, seconded by Clausius, to Accept. 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:

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**REPORT OF ALCOHOL LICENSE REVIEW COMMITTEE**

5. [25696](#) Public Hearing - New License
EDO Garden LLC • dba Soca
508 State St • Agent: Jing Jiang • Estimated Capacity: 220
Class B Combination Liquor & Beer • 20% alcohol, 80% food
Aldermanic District 2 (Alder Maniaci) • Police Sector 403 • Density Area

The conditions are:

1. *The establishment will continue to meet the definition of a restaurant under Madison General Ordinances.*
2. *Food will be available at all times the establishment is open.*
3. *Only background music allowed.*

A motion was made by Schmidt, seconded by Clausius, to Grant With Condition(s). The motion passed by voice vote/other.

REPORT OF PLAN COMMISSION

6. [25831](#) Creating Section 28.06(2)(a)3596. of the Madison General Ordinances rezoning property from R6 General Residence District to PUD(GDP) Planned Unit Development (General Development Plan) District and creating Section 28.06(2)(a)3597. 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: Demolition of a single family home for the relocation of an existing three-unit multifamily building and the addition of a fourth unit to the building; 4th Aldermanic District; 531 West Mifflin Street.

Sponsors: Planning Division

A motion was made by Schmidt, seconded by Clausius, to Place On File - Recessed Public Hearing. The motion passed by voice vote/other.

PUBLIC HEARINGS - BEGIN AT 6:45 PM

REPORT OF PLAN COMMISSION

7. [26139](#) Creating Section 28.06(2)(a)3604. of the Madison General Ordinances rezoning property from C4 Central Commercial Commercial District to PUD(GDP) Planned Unit Development (General Development Plan) District and creating Section 28.06(2)(a)3605. of the Madison General Ordinances rezoning property from PUD(GDP) Planned Unit Development (General Development Plan) District to PUD(SIP) Planned Unit Development (Specific Implementation Plan) District. Proposed Use: Construct fifth floor addition to existing mixed-use building; 4th Aldermanic District; 24 N. Webster Street/123 E. Mifflin Street.

Sponsors: Planning Division

A motion was made by Schmidt, seconded by Clausius, to Adopt with Conditions and Close the Public Hearing. The motion passed by voice vote/other.

Enactment No: ORD-12-00071

8. [26171](#) Creating Section 28.06(2)(a)3606. of the Madison General Ordinances rezoning property from R6H General Residence District to PUD(GDP) Planned Unit Development (General Development Plan) District and creating Section 28.06(2)(a)3607. of the Madison General Ordinances rezoning property from PUD(GDP) Planned Unit Development (General Development Plan) District to PUD(SIP) Planned Unit Development (Specific Implementation Plan) District. Proposed Use: Convert existing carriage house to single-family residence in rear yard of existing 3-unit apartment building; 111 East Gilman Street; 2nd Aldermanic District

Sponsors: Planning Division

A motion was made by Schmidt, seconded by Clausius, to Re-refer for Recessed Public Hearing to the PLAN COMMISSION. The motion passed by voice vote/other.

9. [26410](#) Amending Sec. 28.03(2) and portions of Chapter 28 of the Madison General Ordinances of the conservancy, agriculture, residential, office, commercial, manufacturing and specific manufacturing districts to allow mobile grocery as a permitted use.

Sponsors: Paul R. Soglin and Brian L. Solomon

A motion was made by Schmidt, seconded by Clausius, to Adopt and close the Public Hearing. The motion passed by voice vote/other.

Enactment No: ORD-12-00072

REPORT OF ALCOHOL LICENSE REVIEW COMMITTEE

10. [26176](#) Public Hearing - Transfer of Licensed Premises
Pauls Club Inc • dba Paul's Club
Current address 212 State St
Proposed address: 204 State St • Agent: James Boxrud • Estimated Capacity: indoor: 150, sidewalk cafe: 20
Class B Combination Liquor & Beer
Aldermanic District 4 (Alder Verveer) • Police Sector 406 • Density Area

A motion was made by Schmidt, seconded by Clausius, to Grant with Condition(s) and Close the Public Hearing. The motion passed by voice vote/other.

11. [26179](#) Public Hearing - New License
Square Wine Company LLC • dba Square Wine Co.
5 N Pinckney St • Agent: Andrea Hillsey • Estimated Capacity: 50
Class B Combination Liquor & Beer • 95% alcohol, 0% food, 5% other
Aldermanic District 4 (Alder Verveer) • Police Sector 406 • Density Area

The condition is that only Beer and Wine are to be served.

A motion was made by Schmidt, seconded by Clausius, to Grant with Condition(s) and Close the Public Hearing. The motion passed by voice vote/other.

The condition is that only Beer and Wine are to be served.

12. [26181](#) Public Hearing - New License
One Barrel Brewing Company, LLC • dba One Barrel Brewing Company
2001 Atwood Ave • Agent: Peter Gentry • Estimated Capacity: 65
Class B Beer and Class C Wine • 81% alcohol, 15% food, 4% other
Aldermanic District 6 (Alder Rummel) • Police Sector 410

The condition is that capacity is 65.

A motion was made by Schmidt, seconded by Clausius, to Grant with Condition(s) and Close the Public Hearing. The motion passed by voice vote/other.

The condition is that capacity is 65.

13. [26195](#) To grant Class A Liquor, Class A Beer, Class B Beer, Class B Combination Liquor & Beer, Class C Wine, Wholesale Beer 2012-2013 License Renewals with restrictions as previously approved and to include any change of corporate structure and amended conditions as set forth in the report.

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

END OF PUBLIC HEARINGS

BUSINESS PRESENTED BY THE MAYOR

14. [26314](#) Report of the Mayor submitting citizen committee appointments (introduction 5-15-2012; action 6-12-2012).

Sponsors: Paul R. Soglin

A motion was made by Schmidt, seconded by Clausius, to Confirm. The motion passed by voice vote/other.

15. [26599](#) Report of the Mayor submitting citizen committee appointments (introduction 6-12-2012; action 6-19-2012).

Sponsors: Paul R. Soglin

Confirm 6-19-2012

A motion was made by Schmidt, seconded by Clausius, to Referred to the COMMON COUNCIL. The motion passed by voice vote/other.

16. [26633](#) Report of the Mayor submitting alder committee appointments.

Sponsors: Paul R. Soglin

A motion was made by Schmidt, seconded by Clausius, to Confirm. The motion passed by voice vote/other.

REPORTS OF OFFICERS

REPORT OF ALCOHOL LICENSE REVIEW COMMITTEE

17. [25700](#) Operator License Application
Joseph Stoflet - Establishment where employed: The Locker Room

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

18. [25746](#) Change of Corporate Control
Westside Businessman's Assoc. Inc • dba The West Side Club
437 S Junction Rd • Agent: James Bresette
Class B Combination Liquor & Beer • 90% alcohol, 10% food
Aldermanic District 9 (Alder Skidmore) • Police Sector 129
1 new officer

A motion was made by Schmidt, seconded by Clausius, to Grant. The motion passed by voice vote/other.
19. [26053](#) Change of Agent
Pizza Hut of Southern Wisconsin Inc • dba Pizza Hut • 2649 East Springs Dr
New Agent: John Serpico
Class B Combination Liquor & Beer • 1.3% alcohol, 98.7% food
Aldermanic District 17 (Alder Clausius) • Police Sector 632

A motion was made by Schmidt, seconded by Clausius, to Place On File Without Prejudice. The motion passed by voice vote/other.
20. [26081](#) Change of Licensed Premise
La Pepe Inc • dba Tex Tubb's Taco Palace • Capacity: 96
2009 Atwood Ave • Agent: Diana Velasquez
Class B Combination Liquor & Beer • 30% alcohol, 69% food
Aldermanic District 6 (Alder Rummel) • Police Sector 410
Add outdoor seating in parking lot for summer festivals and events;
add outdoor capacity of 150

A motion was made by Schmidt, seconded by Clausius, to Grant With Condition(s). The motion passed by voice vote/other.

The condition is that the establishment must abide by all conditional use permit conditions
21. [26220](#) 18+ Center for Visual & Performing Arts License
Porta Bella Inc • dba Porta Bella • Capacity: 411 indoor/48 outdoor
425 N Frances St • Agent: Edward Schinnick
Class B Combination Liquor & Beer • 29.2% alcohol, 70.8% food
Aldermanic District 4 (Alder Verveer) • Police Sector 403

A motion was made by Schmidt, seconded by Clausius, to Grant. The motion passed by voice vote/other.

22. [26317](#) 18+ Center for Visual & Performing Arts License
Irwin A and Robert D Goodman Community Center, Inc. • dba Irwin A and
Robert D Goodman Community Center • Capacity: 250
149 Waubesa St • Agent: Rebecca Steinhoff
Class B Combination Liquor & Beer • 5% alcohol, 95% food
Aldermanic District 6 (Alder Rummel) • Police Sector 602

A motion was made by Schmidt, seconded by Clausius, to Grant. The motion passed by voice vote/other.

23. [26318](#) 21+ Entertainment License
300 CGR LLC • dba Chief's Tavern • Capacity: 149
300 Cottage Grove Rd • Agent: Brian Mason
Class B Combination Liquor & Beer • 60% alcohol, 30% food 10% other
Aldermanic District 15 (Alder Palm) • Police Sector 610

A motion was made by Schmidt, seconded by Clausius, to Grant. The motion passed by voice vote/other.

24. [26319](#) Change of Corporate Control
TGRM LLC • dba Sotto
303 N Henry St • Agent: Ted Gervasi
Class B Combination Liquor & Beer • 95% alcohol, 5% food
Aldermanic District 4 (Alder Verveer) • Police Sector 403
Add one, remove two officers

A motion was made by Schmidt, seconded by Clausius, to Grant. The motion passed by voice vote/other.

25. [26367](#) 18+ Center for Visual & Performing Arts License
TGRM LLC • dba Sotto • Capacity: 240
303 N Henry St • Agent: Ted Gervasi
Class B Combination Liquor & Beer • 95% alcohol, 5% food
Aldermanic District 4 (Alder Verveer) • Police Sector 403

A motion was made by Schmidt, seconded by Clausius, to Grant With Condition(s). The motion passed by voice vote/other.

The condition is that all underage events must be alcohol free.

26. [26369](#) Change of Corporate Control
Rising Dough Inc • dba Madison Sourdough
916 Williamson St • Agent: David Lohrentz
Class B Beer & Class C Wine • 5% alcohol, 42% food, 53% other
Aldermanic District 6 (Alder Rummel) • Police Sector 408
1 new officer

A motion was made by Schmidt, seconded by Clausius, to Grant. The motion passed by voice vote/other.

27. [26370](#) Change of Licensed Premises
Duma LLC • dba Ivory Room Piano Bar • Capacity: 70 indoor, 16 outdoor
116 N Mifflin St • Agent: John Stoleson
Class B Combination Liquor & Beer • 95% alcohol, 5% food
Aldermanic District 4 (Alder Verveer) • Police Sector 405
Expansion of seating and floor space to include a portion of the former
Ian's Pizza. Additional Entrance on NE side of the building. Include
sidewalk cafe.

A motion was made by Schmidt, seconded by Clausius, to Grant. The motion passed by voice vote/other.

28. [26371](#) 21+ Entertainment License
Deja Food LLC • dba L'Etoile/Graze • Capacity: 328
1 S. Pinckney St • Agent: Traci Miller
Class B Combination Liquor & Beer • 35% alcohol, 65% food
Aldermanic District 4 (Alder Verveer) • Police Sector 406 • Density Area

A motion was made by Schmidt, seconded by Clausius, to Grant. The motion passed by voice vote/other.

29. [26372](#) Change of Licensed Premise
Charleys of Madison LLC • dba The Fountain • Capacity: 113 indoor/24
outdoor
122 State St • Agent: Harold Langhammer
Class B Combination Liquor & Beer • 40% alcohol, 60% food
Aldermanic District 4 (Alder Verveer) • Police Sector 406 • Density Area
Expand restaurant to include lower level, new kitchen for banquets.
Proposed
capacity 275 indoor/36 outdoor

A motion was made by Schmidt, seconded by Clausius, to Grant. The motion passed by voice vote/other.

30. [26373](#) Change of Corporate Control
Madison Elk Lodge #410 Inc • dba Madison Elks Lodge #410
711 Jenifer St • Agent: James Neis
Class B Combination Liquor & Beer • 25% alcohol, 75% food
Aldermanic District 6 (Alder Rummel) • Police Sector 408
Add 1 new officer, remove 4 current officers

A motion was made by Schmidt, seconded by Clausius, to Grant. The motion passed by voice vote/other.

31. [26374](#) Change of Agent
Madison Elk Lodge #410 Inc • dba Madison Elks Lodge #410
711 Jenifer St • New Agent: John Skillrud
Class B Combination Liquor & Beer • 25% alcohol, 75% food
Aldermanic District 6 (Alder Rummel) • Police Sector 408

A motion was made by Schmidt, seconded by Clausius, to Grant. The motion passed by voice vote/other.

32. [26375](#) Change of Agent
Speedway SuperAmerica LLC • dba Speedway
Address 4902 Verona Rd. • New Agent: Jerry Moore
Class A Beer
Aldermanic District 10 (Alder Solomon) • Police Sector 105

A motion was made by Schmidt, seconded by Clausius, to Grant. The motion passed by voice vote/other.

33. [26381](#) Change of Agent
2089 Inc • dba Monty's Blue Plate Diner
2089 Atwood Ave
New Agent: Matt Pace
Class B Combination Liquor & Beer • 5% alcohol, 95% food
Aldermanic District 6 (Alder Rummel) • Police Sector 410

A motion was made by Schmidt, seconded by Clausius, to Grant. The motion passed by voice vote/other.

34. [26385](#)

Separated Liquor License Renewal
Little Manhattan LLC • dba Little Manhattan • Capacity: 125
6718 Odana Rd • Agent: Emmalee Tse
Class B Beer & Class C Wine • 20% alcohol, 50% food, 30% other
Aldermanic District 19 (Alder Clear) • Police Sector 113
Separation requested by Madison Police
Nonrenewal for disorderly house

The conditions are:

1. Reconfigure the interior of the premise at 6718 Odana Road to eliminate the open space in the front of the interior premise. Submit a diagram of the reconfiguration to Captain Vic Wahl of the West Police District for his review and acceptance. After Captain Wahl approves of the reconfiguration, submit the diagram to the Madison City Clerk 1s office for inclusion in Little Manhattan LLC's original business plan.
2. Functional cameras must be installed in each private room and must be activated and recording when each private room is in use. Staff shall actively monitor the camera at a central location. Staff shall physically monitor private rooms every 30 minutes when such rooms are in use.
3. No Disc Jockeys are permitted.
4. No outside entertainment is permitted.
5. Functional and recording cameras must be used on the interior of the premise and in the parking lot areas. Any recordings must be kept for 30 days and turned over to MPD upon request and pursuant to an active investigation.
6. Staff shall actively monitor and patrol the parking lot areas no less than every 30 minutes.
7. All staff must wear clothing that readily identifies them as staff. Security shall wear clothing that identifies them as security.
8. One security person is required per 50 patrons in the establishment.
9. Security/staff must utilize capacity counting devices to maintain an accurate capacity count.
10. The premises may not be rented out to private individuals or for private parties.

11. Closing time shall be 1:00 a.m. on Friday and Saturday nights.

12. All staff and agents shall attend the next Madison Police Department Tavern Safety training.

A motion was made by Schmidt, seconded by Clausius, to Grant with Condition(s) and Close the Public Hearing. The motion passed by voice vote/other.

The conditions are:

1. Reconfigure the interior of the premise at 6718 Odana Road to eliminate the open space in the front of the interior premise. Submit a diagram of the reconfiguration to Captain Vic Wahl of the West Police District for his review and acceptance. After Captain Wahl approves of the reconfiguration, submit the diagram to the Madison City Clerk 1s office for inclusion in Little Manhattan LLC's original business plan.

2. Functional cameras must be installed in each private room and must be activated and recording when each private room is in use. Staff shall actively monitor the camera at a central location. Staff shall physically monitor private rooms every 30 minutes when such rooms. are in use.

3. No Disc Jockeys are permitted.

4. No outside entertainment is permitted.

5. Functional and recording cameras must be used on the interior of the premise and in the parking lot areas. Any recordings must be kept for 30 days and turned over to MPD upon request and pursuant to an active investigation.

6. Staff shall actively monitor and patrol the parking lot areas no less than every 30 minutes.

7. All staff must wear clothing that readily identifies them as staff. Security shall wear clothing that identifies them as security.

8. One security person is required per 50 patrons in the establishment.

9. Security/staff must utilize capacity counting devices to maintain an accurate capacity count.

10. The premises may not be rented out to private individuals or for private parties.

11. Closing time shall be 1:00 a.m. on Friday and Saturday nights.

12. All staff and agents shall attend the next Madison Police Department Tavern Safety training.

35. [26386](#)

Separated Liquor License Renewal
Wisconsin Ventures Inc • dba Segredo Madison • Capacity: 624
624 University Ave • Agent: Shayne Miller
Class B Combination Liquor & Beer • 87% alcohol, 2% food, 11% other
Aldermanic District 4 (Alder Verveer) • Police Sector 403
Separation requested by Madison Police

The conditions are 1.) that the license holder appear be the ALRC at the regular September 2012 meeting and present their updated handbook 2.) License holder provide weekly incident logs to the Madison Police Department.

A motion was made by Schmidt, seconded by Clausius, to Grant with Condition(s) and Close the Public Hearing. The motion passed by the following vote: 18:1

The conditions are 1.) that the license holder appear be the ALRC at the regular September 2012 meeting and present their updated handbook 2.) License holder provide weekly incident logs to the Madison Police Department.

Ayes: 18 - Lisa Subeck
Bridget R. Maniaci
Lauren Cnare
Michael E. Verveer
Shiva Bidar-Sielaff
Marsha A. Rummel
Steve King
Scott J. Resnick
Paul E. Skidmore
Brian L. Solomon
Chris Schmidt
Satya V. Rhodes-Conway
Sue Ellingson
Larry Palm
Jill Johnson
Joseph R. Clausius
Mark Clear
Matthew J. Phair

Noes: 1 - Anita Weier

Excused: 1 - Tim Bruer

Non Voting: 1 - Paul R. Soglin

36. [26387](#)

Change of Agent
Tex Mess LLC • dba Eldorado Grill • 744 Williamson St
New Agent: Taylor Anderson
Class B Combination Liquor & Beer • 30% alcohol, 70% food
Aldermanic District 6 (Alder Rummel) • Police Sector 408

A motion was made by Schmidt, seconded by Clausius, to Grant. The motion passed by voice vote/other.

37. [26388](#) Change of Agent
La Pepe Inc • dba Tex Tubb's Taco Palace • 2009 Atwood Ave
New Agent: Patrick Patterson
Class B Combination Liquor & Beer • 30% alcohol, 69% food
Aldermanic District 6 (Alder Rummel) • Police Sector 410

A motion was made by Schmidt, seconded by Clausius, to Grant. The motion passed by voice vote/other.

38. [26389](#) Change of Agent
Ehring LLC • dba Baldwin Street Bistro/Pub • 1304 E Washington Ave
New Agent: Larry Ring
Class B Combination Liquor & Beer • 60% alcohol, 40% food
Aldermanic District 2 (Alder Maniaci) • Police Sector 409

A motion was made by Schmidt, seconded by Clausius, to Grant. The motion passed by voice vote/other.

39. [26390](#) Change of Agent
Target Coporation • dba Target Store T-1060 • 201 Junction Rd
New Agent: Jessica Traub
Class A Liquor, Class A Beer
Aldermanic District 9 (Alder Skidmore) • Police Sector 128

A motion was made by Schmidt, seconded by Clausius, to Grant. The motion passed by voice vote/other.

40. [26391](#) Change of Corporate Control
Madison Club House Corp • dba The Madison Club • Capacity: 600
5 E Wilson St • Agent: Mary Gaffney Ward
Class B Combination Liquor & Beer • 72% alcohol, 26% food, 2% other
Aldermanic District 4 (Alder Verveer) • Police Sector 405
Add 7 officers, remove 2 officers

A motion was made by Schmidt, seconded by Clausius, to Grant. The motion passed by voice vote/other.

41. [26392](#) Adult Entertainment Establishment License
Dandyfire Inc • dba Woof's • Capacity: 120
114 King St • Agent: Dino Maniaci
Class B Combination Liquor & Beer • 95% alcohol, 0% food
Aldermanic District 4 (Alder Verveer) • Police Sector 406

A motion was made by Schmidt, seconded by Clausius, to Place On File. The motion passed by voice vote/other.

42. [26393](#)

Change of Agent
Tango Bravo Inc • dba The Roman Candle • 1054 Williamson St
New Agent: James Ember
Class B Beer, Class C Wine • 10% alcohol, 90% food
Aldermanic District 6 (Alder Rummel) • Police Sector 408

A motion was made by Schmidt, seconded by Clausius, to Grant. The motion passed by voice vote/other.

43. [26414](#)

Separated Liquor License Renewal
State Street Pub LLC • dba Whiskey River Saloon • Capacity: 297
552 State Street • Agent: Josh Hurley
Class B Combination Liquor & Beer • 90% alcohol, 5% food. 5% other
Aldermanic District 2 (Alder Maniaci) • Police Sector 403
Separation requested by Alder Maniaci

The condition is that the applicant must come before the ALRC at the regular November 2012 meeting with an update on the dialogue with their landlord concerning noise issues.

A motion was made by Schmidt, seconded by Clausius, to Grant with Condition(s) and Close the Public Hearing. The motion passed by voice vote/other.

The condition is that the applicant must come before the ALRC at the regular November 2012 meeting with an update on the dialogue with their landlord concerning noise issues.

44. [26415](#)

Separated Liquor License Renewal
EDO Garden LLC • dba Osaka House • Capacity: 40
505 State Street • Agent: Jin Jiang
Class B Combination Liquor & Beer • 10% alcohol, 90% food
Aldermanic District 4 (Alder Verveer) • Police Sector 403
Separation requested by Alder Verveer

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

45. [26417](#) Separated Liquor License Renewal
Gretisman Investments LLC • dba Plan B • Capacity: 300
924 Williamson St • Agent: Corey Gresen
Class B Combination Liquor & Beer • 85% alcohol, 10% food, 5% other
Aldermanic District 6 (Alder Rummel) • Police Sector 408
Separation requested by Alder Rummel
- The conditions are that current license conditions remain and the establishment continue dialogue with the Alder, Landlord, and Neighborhood Association to address the noise complaints and report to the ALRC November 2012 meeting regarding progress made.
- A motion was made by Schmidt, seconded by Clausius, to Grant with Condition(s) and Close the Public Hearing. The motion passed by voice vote/other.**
- The conditions are that current license conditions remain and the establishment continue dialogue with the Alder, Landlord, and Neighborhood Association to address the noise complaints and report to the ALRC November 2012 meeting regarding progress made.
46. [26418](#) Separated Liquor License Renewal
Josefa Trejo • dba Taqueria Guadalajara • Capacity: 20
1033 S Park Street • Agent: Josefa Trejo
Class B Combination Liquor & Beer • 15% alcohol, 85% food
Aldermanic District 13 (Alder Ellingson) • Police Sector 306
Separation requested by Alder Ellingson
- A motion was made by Schmidt, seconded by Clausius, to Grant and Close the Public Hearing. The motion passed by voice vote/other.**
47. [26419](#) Separated Liquor License Renewal
Orpheum Theatre Company of Madison Inc • dba Orpheum Theatre •
Capacity: 2100
216 State St • Agent: Eric Fleming
Class B Combination Liquor & Beer • 50% alcohol, 50% food
Aldermanic District 4 (Alder Verveer) • Police Sector 406
Separation requested by Alder Verveer
- A motion was made by Schmidt, seconded by Clausius, to Non-Renew. The motion passed by voice vote/other.**
- Non-Renewal due to:**
- 1. lack of a valid state seller's permit**
 - 2. lack of a complete liquor license renewal application**
 - 3. licensed entity has a corporate status of delinquent.**

48. [26420](#) To grant 21+ Entertainment and 18+ Center for Visual and Performing Arts 2012 License Renewals with restrictions as previously approved and to include any amended conditions as set forth in the report.

A motion was made by Schmidt, seconded by Clausius, to Grant. The motion passed by voice vote/other.

49. [26421](#) Pridefest, Inc
Temporary "Class B" Retailer's License with Street Use Permit Application
Event Location: 100 Block of King Street
Event Date: 8/18/2012
Aldermanic District 4 (Ald. Verveer)
Police District: 405

A motion was made by Schmidt, seconded by Clausius, to Grant. The motion passed by voice vote/other.

50. [26436](#) Alcohol License Review Committee Report of Operator License Applications 6-12-2012. See attached report for list of operators.

A motion was made by Schmidt, seconded by Clausius, to Grant. The motion passed by voice vote/other.

REPORT OF BOARD OF EDUCATION-COMMON COUNCIL LIAISON COMMITTEE

51. [26135](#) SUBSTITUTE Amending Section 33.28 of the Madison General Ordinances to revise the title and composition of the Board of Education/Common Council Liaison Committee.

Sponsors: Shiva Bidar-Sielaff and Matthew J. Phair

A motion was made by Schmidt, seconded by Clausius, to Adopt. The motion passed by voice vote/other.

Enactment No: ORD-12-00074

REPORT OF BOARD OF ESTIMATES

52. [26282](#) Authorizing the Mayor, Chief of Police and the City Clerk to accept a grant from the State of Wisconsin Department of Justice, Training and Standards Bureau, for the purpose of conducting leadership training for members of the Madison Police Department and to sign a contract with the International Association of Chiefs of Police (IACP) to train Leadership in Police Organizations (LPO) to members of the Madison Police Department.

Sponsors: Sue Ellingson

A motion was made by Schmidt, seconded by Clausius, to Adopt. The motion passed by voice vote/other.

Enactment No: RES-12-00411

53. [26312](#) Authorizing the Mayor and City Clerk to sign a three-year contract with Schumacher Elevator for elevator maintenance and repair services for various City departments, and authorizing the Purchasing Agent to sign up to two optional one-year renewals.

Sponsors: Paul R. Soglin and Satya V. Rhodes-Conway

A motion was made by Schmidt, seconded by Clausius, to Adopt. The motion passed by voice vote/other.

Enactment No: RES-12-00412

54. [26313](#) Accepting the ambulance billing study report and authorizing the issuance of a request for proposal to contract ambulance billing with a third-party provider.

Sponsors: Paul R. Soglin

A motion was made by Schmidt, seconded by Clausius, to Adopt. The motion passed by voice vote/other.

Enactment No: RES-12-00413

REPORT OF BOARD OF HEALTH FOR MADISON AND DANE COUNTY

55. [26157](#) Amending Sections 7.07(8)(g), 7.08(7)(a), 7.15(6)(d), 7.44(1)(c), 7.50(4), and 7.51(3) of the Madison General Ordinances to increase fees for various health inspection fees, licenses and permits.

Sponsors: Matthew J. Phair

A motion was made by Schmidt, seconded by Clausius, to Adopt. The motion passed by voice vote/other.

Enactment No: ORD-12-00075

REPORT OF BOARD OF PUBLIC WORKS

56. [26223](#) Approving plans and specifications and authorizing the Board of Public Works to advertise and receive bids for Painting the Cross Hill Drive Water Tower (17th AD).

Sponsors: BOARD OF PUBLIC WORKS

A motion was made by Schmidt, seconded by Clausius, to Adopt. The motion passed by voice vote/other.

Enactment No: RES-12-00414

57. [26259](#) Approving plans and specifications and authorizing the Board of Public Works to advertise and receive bids for City View Drive Water Main Installation Improvements, Contract No. 6899. (17th AD)

Sponsors: BOARD OF PUBLIC WORKS and Joseph R. Clausius

A motion was made by Schmidt, seconded by Clausius, to Adopt. The motion passed by voice vote/other.

Enactment No: RES-12-00415

58. [26295](#)

Ordering Property Owners to Replace Substandard/Defective Sidewalks.
(Aldermanic Districts 10, 11, 15, 16 and 17)

Sponsors: BOARD OF PUBLIC WORKS

A motion was made by Schmidt, seconded by Clausius, to Adopt. The motion passed by voice vote/other.

Enactment No: RES-12-00416

59. [26307](#)

Declaring the City of Madison's intention to exercise its police powers establishing the Mohican Pass Storm Assessment District 2012. (10th AD)

Sponsors: BOARD OF PUBLIC WORKS

A motion was made by Schmidt, seconded by Clausius, to Adopt. The motion passed by voice vote/other.

Enactment No: RES-12-00417

60. [26320](#)

Approving plans and specifications and authorizing the Board of Public Works to advertise and receive bids for Local Road Traffic Calming & Arterial Pedestrian Enhancements - 2012 (Olin Avenue Islands at Hickory Street).

Sponsors: BOARD OF PUBLIC WORKS

A motion was made by Schmidt, seconded by Clausius, to Adopt. The motion passed by voice vote/other.

Enactment No: RES-12-00418

61. [26321](#)

Declaring the City of Madison's intention to exercise its police powers establishing the Central Park - Phase I Sidewalk District - 2012.

Sponsors: BOARD OF PUBLIC WORKS

A motion was made by Schmidt, seconded by Clausius, to Adopt. The motion passed by voice vote/other.

Enactment No: RES-12-00419

62. [26322](#)

Approving Construction Escrow Agreement required to serve Phase 5 of the Subdivision known as the Meadowlands related to Contract Number 2084. (3rd AD)

Sponsors: BOARD OF PUBLIC WORKS

A motion was made by Schmidt, seconded by Clausius, to Adopt. The motion passed by voice vote/other.

Enactment No: RES-12-00420

63. [26323](#) Approving Construction Escrow Agreement required to serve Phase 9 of the Subdivision known as the Linden Park related to Contract Number 2246. (9th AD)
- Sponsors: BOARD OF PUBLIC WORKS
- A motion was made by Schmidt, seconded by Clausius, to Adopt. The motion passed by voice vote/other.**
- Enactment No: RES-12-00421
-
64. [26324](#) Approving plans and specifications for public improvements necessary for the project known as Memorial Union - Phase I and authorizing construction to be undertaken by the Developer, Private Contract No. 2297. (8th AD)
- Sponsors: BOARD OF PUBLIC WORKS
- A motion was made by Schmidt, seconded by Clausius, to Adopt. The motion passed by voice vote/other.**
- Enactment No: RES-12-00422
-
65. [26326](#) Approving Addendum 1 for the project known as University Crossing and authorizing construction to be undertaken by the Developer, Private Contract No. 2266. (19th AD)
- Sponsors: BOARD OF PUBLIC WORKS
- A motion was made by Schmidt, seconded by Clausius, to Adopt. The motion passed by voice vote/other.**
- Enactment No: RES-12-00423
-
- sc66. [26328](#) Approving plans and specifications for public improvements necessary for the Subdivision known as Pankratz CSM (2202-2302 Pankratz Street) and authorizing construction to be undertaken by the Developer, Private Contract No. 2312. (12th AD)
- Sponsors: BOARD OF PUBLIC WORKS
- A motion was made by Schmidt, seconded by Clausius, to Adopt. The motion passed by voice vote/other.**
- Enactment No: RES-12-00424
-
67. [26334](#) Approving plans and specifications for the proposed improvements and authorizing the Mayor and City Clerk to execute an agreement with the State of Wisconsin Department of Transportation for the Phase 1 improvement of Mineral Point Road & Junction Road/South Junction Road.
- Sponsors: BOARD OF PUBLIC WORKS
- A motion was made by Schmidt, seconded by Clausius, to Adopt. The motion passed by voice vote/other.**
- Enactment No: RES-12-00425

68. [26339](#) Awarding Public Works Contract No. 6809, Utility Replacement with Resurfacing Assessment District - 2012 (Jenifer, Dayton, Hanover).

 Sponsors: BOARD OF PUBLIC WORKS

 A motion was made by Schmidt, seconded by Clausius, to Adopt. The motion passed by voice vote/other.

 Enactment No: RES-12-00426
69. [26340](#) Awarding Public Works Contract No. 6840, Cannonball Pipeline Phase 3 - 2012.

 Sponsors: BOARD OF PUBLIC WORKS

 A motion was made by Schmidt, seconded by Clausius, to Adopt. The motion passed by voice vote/other.

 Enactment No: RES-12-00427
70. [26341](#) Awarding Public Works Contract No. 6870, Goodman Maintenance Facility, Building B - Heating and Ventilation Improvements.

 Sponsors: BOARD OF PUBLIC WORKS

 A motion was made by Schmidt, seconded by Clausius, to Adopt. The motion passed by voice vote/other.

 Enactment No: RES-12-00428
71. [26342](#) Awarding Public Works Contract No. 6876, Madison Water Utility Dairy Drive Test Well.

 Sponsors: BOARD OF PUBLIC WORKS

 A motion was made by Schmidt, seconded by Clausius, to Adopt. The motion passed by voice vote/other.

 Enactment No: RES-12-00429
72. [26343](#) Awarding Public Works Contract No. 6889, 2012 Parking Garage Maintenance.

 Sponsors: BOARD OF PUBLIC WORKS

 A motion was made by Schmidt, seconded by Clausius, to Adopt. The motion passed by voice vote/other.

 Enactment No: RES-12-00430
73. [26344](#) Awarding Public Works Contract No. 6893 , Install Direct Gas Fired HVAC Units.

 Sponsors: BOARD OF PUBLIC WORKS

 A motion was made by Schmidt, seconded by Clausius, to Adopt. The motion passed by voice vote/other.

 Enactment No: RES-12-00431

REPORT OF THE CLERK'S OFFICE

74. [26685](#) To grant the attached 2012-2013 Secondhand Article Dealer, Secondhand Jewelry Dealer, Secondhand Textbook Dealer, Precious Metal Dealer and/or Pawnbroker License Renewals:
- A motion was made by Schmidt, seconded by Clausius, to Grant. The motion passed by voice vote/other.**
75. [26686](#) To grant the attached 2012-2013 Auto/Junk Salvage License Renewals:
- A motion was made by Schmidt, seconded by Clausius, to Grant. The motion passed by voice vote/other.**
76. [26687](#) To grant the attached 2012-2013 Adult Entertainment Tavern License Renewals:
- A motion was made by Schmidt, seconded by Clausius, to Grant. The motion passed by voice vote/other.**

REPORT OF COMMON COUNCIL ORGANIZATIONAL COMMITTEE

77. [25836](#) SUBSTITUTE Amending Section 32.03 of the Madison General Ordinances to separate the functions of the Housing Committee into two committees: the Housing Strategy Committee and the Landlord and Tenant Issues Committee.
- Sponsors:** Paul R. Soglin, Scott J. Resnick and Michael E. Verveer
- A motion was made by Schmidt, seconded by Clausius, to Adopt. The motion passed by voice vote/other.**
- Enactment No: ORD-12-00076
78. [25837](#) SUBSTITUTE Creating Section 33.34 of the Madison General Ordinances to create a committee which will focus on housing strategy in the City of Madison.
- Sponsors:** Paul R. Soglin, Scott J. Resnick, Sue Ellingson and Michael E. Verveer
- A motion was made by Schmidt, seconded by Clausius, to Adopt. The motion passed by voice vote/other.**
- Enactment No: ORD-12-00077

REPORT OF THE DEPARTMENT OF PLANNING AND COMMUNITY AND ECONOMIC DEVELOPMENT

79. [26643](#) Approving a Certified Survey Map of property owned by the County of Dane located at 2202-2302 Pankratz Street. 12th Ald. Dist.

Sponsors: Common Council By Request

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

Enactment No: RES-12-00432

REPORT OF EQUAL OPPORTUNITIES COMMISSION

80. [24960](#) REPORT OF EOC - Statement in Opposition to the Passage of SB 207

A motion was made by Schmidt, seconded by Clausius, to Accept. The motion passed by voice vote/other.

REPORT OF LONG-RANGE TRANSPORTATION PLANNING COMMITTEE

81. [26032](#) SUBSTITUTE Amending Section 3.14(7)(b) of the Madison General Ordinances to replace the member of the Long-Range Transportation Planning Committee appointed from the Dane County Regional Transit Authority Board with a citizen member.

Sponsors: Paul R. Soglin

A motion was made by Schmidt, seconded by Clausius, to Adopt with the Recommendation(s). The motion passed by voice vote/other.

Enactment No: ORD-12-00078

REPORT OF MADISON ARTS COMMISSION

82. [26224](#) SUBSTITUTE Resolution authorizing the Department of Planning and Community and Economic Development to issue a Request for Proposals (RFP) for a consultant to develop a Performing Arts Study and select a consultant and establishing a Performing Arts Study Steering Committee.

Sponsors: Paul R. Soglin

A motion was made by Rhodes-Conway, seconded by Clausius, to Adopt. The motion passed by the following vote:

Ayes: 17 - Lisa Subeck
Bridget R. Maniaci
Lauren Cnare
Michael E. Verveer
Shiva Bidar-Sielaff
Marsha A. Rummel
Steve King
Scott J. Resnick
Paul E. Skidmore
Brian L. Solomon
Chris Schmidt
Satya V. Rhodes-Conway
Sue Ellingson
Larry Palm
Joseph R. Clausius
Mark Clear
Matthew J. Phair

Noes: 2 - Jill Johnson
Anita Weier

Excused: 1 - Tim Bruer

Non Voting: 1 - Paul R. Soglin

Enactment No: RES-12-00409

83. [26336](#) Authorizing acceptance of funds from Rotary Club of Madison and Madison Children's Museum, and the hiring of lead artist, Aaron Stephan, for Rotary Plaza.

Sponsors: Michael E. Verveer, Shiva Bidar-Sielaff and Bridget R. Maniaci

A motion was made by Schmidt, seconded by Clausius, to Adopt. The motion passed by voice vote/other.

Enactment No: RES-12-00410

REPORT OF MADISON PUBLIC LIBRARY BOARD

84. [25770](#) Authorizing the Mayor and City Clerk to execute a First Amendment to Definitive Agreement regarding the future branch public library at Grandview Commons

Sponsors: Lauren Cnare

A motion was made by Schmidt, seconded by Clausius, to Adopt. The motion passed by voice vote/other.

Enactment No: RES-12-00433

REPORT OF PED BIKE MOTOR VEHICLE COMMISSION

85. [26145](#) Creating Section 12.137(264) of the Madison General Ordinances to create two-hour parking in the public right-of-way adjacent to 2550 University Avenue.

Sponsors: Shiva Bidar-Sielaff

A motion was made by Schmidt, seconded by Clausius, to Adopt. The motion passed by voice vote/other.

Enactment No: ORD-12-00079

REPORT OF RISK MANAGER

86. [26305](#) M. & J. Santaga, 7622 Birch Ln., Waterford, 53185 - vehicle damage - \$800.00.

A motion was made by Schmidt, seconded by Clausius, to Disallow. The motion passed by voice vote/other.

REPORT OF SUSTAINABLE DESIGN AND ENERGY COMMITTEE

87. [21481](#) To approve the Madison Sustainability Plan.

Sponsors: Satya V. Rhodes-Conway, Marsha A. Rummel and Joseph R. Clausius

A motion was made by Schmidt, seconded by Clausius, to Adopt. The motion passed by voice vote/other.

Enactment No: RES-12-00434

88. [25387](#) Amending Sec. 33.31 of the Madison General Ordinances to change the name of the Sustainable Design and Energy Committee to the Sustainable Madison Committee, modifying the make-up of the Committee and setting the terms for members and alternates.

Sponsors: Satya V. Rhodes-Conway

Delete language: "(who may also be a Council member)"

A motion was made by Schmidt, seconded by Clausius, to Adopt with the Recommendation(s). The motion passed by voice vote/other.

Enactment No: ORD-12-00073

REPORT OF URBAN DESIGN COMMISSION

89. [26423](#) Creating Section 31.046(2)(a)7. of the Madison General Ordinances relating to signage on mobile grocery store vehicles parked on private property.

Sponsors: Paul R. Soglin and Brian L. Solomon

A motion was made by Schmidt, seconded by Clausius, to Adopt. The motion passed by voice vote/other.

Enactment No: ORD-12-00080

REPORT OF VENDING OVERSIGHT COMMITTEE

90. [26422](#) Amending Sections 9.13(4)(d), (j)1., (j)2., (s)1., (s)2. and (s)4. of the Madison General Ordinances to change certain vending site size and equipment restrictions for "basic" street vending to allow a mobile grocery store trailer to conduct street vending.
- Sponsors:** Paul R. Soglin and Brian L. Solomon
- A motion was made by Schmidt, seconded by Clausius, to Adopt. The motion passed by voice vote/other.**
- Enactment No: ORD-12-00081

REPORT OF WATER UTILITY BOARD

91. [26416](#) Authorizing the City to enter into letter(s) of understanding and/or license agreement(s) with Wisconsin Power and Light Company and Madison Gas and Electric Company for placement of communications equipment on utility poles for the Madison Water Utility's remote water meter reading system and authorizing indemnification as needed (Citywide).
- Sponsors:** Lauren Cnare and Sue Ellingson
- Common Council 6-19-2012*
- A motion was made by Schmidt, seconded by Clausius, to Re-refer to the COMMON COUNCIL. The motion passed by voice vote/other.**

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

92. [26486](#) Creating Section 28.06(2)(a)3615 of the Madison General Ordinances rezoning property from C3 Highway Commercial District to M1 Limited Manufacturing District. Proposed Use: Construction of mini-storage warehouses; 12th Aldermanic District; 1321-1331 Everett Street.
- Sponsors:** Planning Division
- Plan Commission on 7-9-12 / Common Council on 7-17-12*
- A motion was made to Referred to the PLAN COMMISSION. The motion passed by voice vote/other.**

93. [26487](#) Creating Section 28.06(2)(a)3613. of the Madison General Ordinances rezoning property from PUD(SIP) Planned Unit Development (Specific Implementation Plan) District to Amended PUD(GDP) Planned Unit Development (General Development Plan) District, and creating Section 28.06(2)(a)3614. of the Madison General Ordinances rezoning property from Amended PUD(GDP) Planned Unit Development (General Development Plan) District to Amended PUD(SIP) Planned Unit Development Plan (Specific Implementation Plan) District. Proposed Use: Construct 51-unit apartment building; 7th Aldermanic District; 6717-6733 Fairhaven Road.

Sponsors: Planning Division

Plan Commission on 7-9-12 / Common Council on 7-17-12

A motion was made to Referred for Public Hearing to the PLAN COMMISSION. The motion passed by voice vote/other.

94. [26602](#) Amending Section 9.13(5)(d)7. of the Madison General Ordinances to change the maximum sidewalk café entrance width from 5 feet to 6 feet.

Sponsors: Michael E. Verveer and Scott J. Resnick

6/19/12 Common Council to adopt

A motion was made to Referred to the COMMON COUNCIL. The motion passed by voice vote/other.

95. [26603](#) Amending Section 12.915(8) of the Madison General Ordinances to prohibit taxicabs waiting for passengers on State Street.

Sponsors: Paul R. Soglin

Additional referral to Downtown Coordinating Committee

A motion was made to Referred to the TRANSIT AND PARKING COMMISSION. The motion passed by voice vote/other.

96. [26604](#) Amending Section 24.12 of the Madison General Ordinances to prohibit panhandling within 150 feet of a licensed alcohol establishment and in the State Street Mall Concourse.

Sponsors: Paul R. Soglin and Michael E. Verveer

Additional referral to Downtown Coordinating Committee

A motion was made to Referred to the PUBLIC SAFETY REVIEW COMMITTEE. The motion passed by voice vote/other.

97. [26628](#) Amending Section 28.07(6)(e) of the Madison General Ordinances to allow additional bulk requirements in the Downtown Design Zones.
- Sponsors:** Paul R. Soglin, Joseph R. Clausius, Scott J. Resnick, Brian L. Solomon, Paul E. Skidmore and Michael E. Verveer
- additional referral to Urban Design Commission*
- A motion was made by Rhodes-Conway, seconded by Subeck, to Add Referral(s). The motion passed by voice vote/other.**
- Additional referral is to the Urban Design Commission**
- Plan Commission 7-9-2012, Urban Design Commission, Common Council 7-17-12*
- A motion was made to Referred to the URBAN DESIGN COMMISSION. The motion passed by voice vote/other.**
98. [26629](#) Amending Section 13.09 of the Madison General Ordinances to allow the Water Utility to pay for certain water service connections.
- Sponsors:** Lauren Cnare, Sue Ellingson and Mark Clear
- Additional referral to Board of Estimates*
- A motion was made to Referred to the WATER UTILITY BOARD. The motion passed by voice vote/other.**
99. [26630](#) Creating Section 3.72 of the Madison General Ordinances to create an open data ordinance to allow greater public access to data regularly prepared by City of Madison agencies.
- Sponsors:** Scott J. Resnick, Mark Clear, Satya V. Rhodes-Conway, Chris Schmidt and Steve King
- Additional referrals to Economic Development Committee, Common Council Organizational Committee*
- A motion was made to Referred to the BOARD OF ESTIMATES. The motion passed by voice vote/other.**
100. [26652](#) Creating Sections 8.24(1)(ee) and (ff) of the Madison General Ordinances to ban alcohol from Olbrich Park and Reindahl Park.
- Sponsors:** Paul R. Soglin, Joseph R. Clausius, Mark Clear, Larry Palm and Paul E. Skidmore
- Board of Park Commissioners 6-13-12/ Common Council 6/19/12*
- A motion was made to Referred to the BOARD OF PARK COMMISSIONERS. The motion passed by voice vote/other.**

101. [26657](#) Creating Subchapter 28E, Downtown and Urban Districts of Chapter 28 of the Madison General Ordinances to update the City's ordinances pertaining to zoning and planning.

Sponsors: Paul R. Soglin

Additional referral to Urban Design Commission

A motion was made by Rhodes-Conway, seconded by Subeck, to Add Referral(s). The motion passed by voice vote/other.

Additional referral is to the Urban Design Commission

Plan Commission 7-9-2012, Urban Design Commission, Common Council 7-17-12

A motion was made to Referred for Public Hearing to the PLAN COMMISSION. The motion passed by voice vote/other.

RESOLUTIONS

102. [26302](#) Authorizing the Mayor to appoint the following members to a Steering Committee for the Bus Size Study:
- Ken Golden, Transit and Parking Commission Member
Alder Chris Schmidt, Transit and Parking Commission Member and City of Madison Common Council
Alder Jill Johnson, City of Madison Common Council
Tod Sloan, Epic Systems, Administration
Joe Kapper, Wisconsin Department of Transportation, Transit Program Manager
Susan De Vos, Madison Area Bus Advocates, President
Darwin Ward, University of Wisconsin - Madison, Commuter Solutions Manager

Sponsors: Paul R. Soglin and Chris Schmidt

Additional referral to Board of Estimates

A motion was made to Referred to the TRANSIT AND PARKING COMMISSION. The motion passed by voice vote/other.

103. [26449](#) Authorizing the execution of an Underground Electric Line Easement to Madison Gas and Electric Company across a portion of Reindahl Park, located at 1818 Portage Road.

Sponsors: Joseph R. Clausius

Additional referral to Plan Commission

A motion was made to Referred to the BOARD OF PARK COMMISSIONERS. The motion passed by voice vote/other.

104. [26463](#) Approving the extension of the contract with the City for Fire Department Regional Hazardous Materials Response Team Services. The contract is with the State of Wisconsin, Department of Military Affairs, Division of Emergency Management.
- Sponsors:** Paul R. Soglin, Paul E. Skidmore, Lauren Cnare and Jill Johnson
- A motion was made to Referred to the BOARD OF ESTIMATES. The motion passed by voice vote/other.**
105. [26475](#) Authorizing the allocation of \$154,600 of additional CDBG funds to support the development of the FEED Kitchen Incubator project on Madison's Northside; and authorizing the Mayor and the City Clerk to execute an amended FEED Kitchen Incubator contract with the Northside Planning Council.
- Sponsors:** Tim Bruer, Lauren Cnare and Matthew J. Phair
- Additional referral to Community Development Block Grant Committee*
- A motion was made to Referred to the BOARD OF ESTIMATES. The motion passed by voice vote/other.**
106. [26476](#) Authorizing the Community Development Division (CDD) Director and Economic Development Division (EDD) Director to approve requests for short sales and sign off on loan write offs for owner-occupied homes for up to \$50,000.00 per property when there are insufficient funds to cover the repayment.
- Sponsors:** Tim Bruer, Lauren Cnare, Matthew J. Phair and Satya V. Rhodes-Conway
- Additional referral to Community Development Block Grant Committee*
- A motion was made to Referred to the BOARD OF ESTIMATES. The motion passed by voice vote/other.**
107. [26478](#) Authorizing up to \$139,100 in Reserve and/or Scattered Site Funds to assist Housing Initiatives, Inc. to acquire and rehabilitate rental housing in 2012.
- Sponsors:** Tim Bruer, Lauren Cnare and Matthew J. Phair
- Additional referral to Community Development Block Grant Committee*
- A motion was made to Referred to the BOARD OF ESTIMATES. The motion passed by voice vote/other.**
108. [26484](#) Authorizing the Community Development Division (CDD) and Finance Department to write off \$14,100 of a \$15,000 mortgage loan debt between the City of Madison and Brenda Boylan for the property at 1921 Huxley Street due to borrower hardship.
- Sponsors:** Tim Bruer, Lauren Cnare, Matthew J. Phair and Satya V. Rhodes-Conway
- Additional referral to Community Development Block Grant Committee*
- A motion was made to Referred to the BOARD OF ESTIMATES. The motion passed by voice vote/other.**

109. [26485](#) Authorizing up to \$150,000 of CDBG funds to support Access Community Health Center's acquisition of land at The Village on Park to construct a new South Side Clinic to expand services and capacity in its current vicinity.
- Sponsors:** Tim Bruer, Lauren Cnare and Matthew J. Phair
- Additional referral to Community Development Block Grant Committee*
- A motion was made to Referred to the BOARD OF ESTIMATES. The motion passed by voice vote/other.**
110. [26499](#) Declaring the City of Madison's intention to exercise its police powers establishing the North Frances Street (University Avenue to State Street) Underground Utility District - 2012.
- Sponsors:** Michael E. Verveer
- A motion was made to Referred to the BOARD OF PUBLIC WORKS. The motion passed by voice vote/other.**
111. [26544](#) Accepting the 2011 Fire Prevention and Safety grant if awarded by the Federal Emergency Management Agency, Department of Homeland Security (DHS).
- Sponsors:** Paul E. Skidmore, Lauren Cnare and Jill Johnson
- A motion was made to Referred to the BOARD OF ESTIMATES. The motion passed by voice vote/other.**
112. [26556](#) A Resolution authorizing the Fleet Services Superintendent to sign a Fleet Service Agreement with Chrysler Group, LLC allowing Fleet Services necessary access to diagnostic materials and reimbursement for repairs performed on Chrysler vehicles in the city fleet.
- Sponsors:** Paul R. Soglin
- A motion was made to Referred to the BOARD OF ESTIMATES. The motion passed by voice vote/other.**
113. [26579](#) A RESOLUTION authorizing amendments to the "Regulations Governing Vending on the State Street Mall/Capitol Concourse" to change the entrance size for sidewalk cafes enclosures from a maximum of five feet to six feet.
- Sponsors:** Scott J. Resnick and Michael E. Verveer
- 6/19/12 Common Council to adopt*
- A motion was made to Referred to the COMMON COUNCIL. The motion passed by voice vote/other.**

114. [26588](#) Authorizing the Mayor and the City Clerk to execute Amendment No. 1 to the Professional Services Agreement with Black and Veatch Corporation of Kansas City, Missouri for professional engineering services in conjunction with the project titled "East Side Water Supply Planning and Project Development" (Multiple east side districts).
- Sponsors:** Lauren Cnare and Sue Ellingson
- A motion was made to Referred to the WATER UTILITY BOARD. The motion passed by voice vote/other.**
115. [26592](#) Approving the provision of 2012 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:** Satya V. Rhodes-Conway and Paul R. Soglin
- A motion was made to Referred to the BOARD OF ESTIMATES. The motion passed by voice vote/other.**
116. [26600](#) Authorizing the execution of a Declaration of Public Bus Shelter Easement on lands located within Warner Park, at 1425 Troy Drive.
- Sponsors:** Satya V. Rhodes-Conway
- A motion was made to Referred to the BOARD OF PARK COMMISSIONERS. The motion passed by voice vote/other.**
117. [26612](#) Create a new 1.0 FTE position of Transit Advertising Sales Associate (CG19, R07) in the Metro Transit operating budget, pursuant to Legislative File #25574 (version 2).
- Sponsors:** Paul R. Soglin
- Additional referral to Personnel Board*
- A motion was made to Referred to the BOARD OF ESTIMATES. The motion passed by voice vote/other.**
118. [26619](#) To authorize the Mayor and City Clerk to enter into a three (3) year Agreement between the City of Madison and the Madison Metropolitan School District, Madison School & Community Recreation beginning May 1, 2012 and ending on September 30, 2014 for the operation of a Pontoon Boat Program for persons with disabilities.
- Sponsors:** Mark Clear and Joseph R. Clausius
- A motion was made to Referred to the BOARD OF PARK COMMISSIONERS. The motion passed by voice vote/other.**

119. [26620](#) Authorizing a contract between the City and the Madison Metropolitan School District for the provision of programming by Madison School and Community Recreation at Warner Park Community and Recreation Center for 2012, with two additional one year renewal options. (AD#12)
- Sponsors:** Joseph R. Clausius and Mark Clear
- A motion was made to Referred to the BOARD OF PARK COMMISSIONERS. The motion passed by voice vote/other.**
120. [26622](#) Authorizing the sole source purchase of services from Leonardo Academy to assist Monona Terrace in renewing the Leadership in Energy and Environmental Design for Existing Buildings (LEED-EB) certification. This will involve collaborating with Monona Terrace in completing all necessary actions to implement and recertify Monona Terrace as a LEED certified facility.
- Sponsors:** Michael E. Verveer
- A motion was made to Referred to the MONONA TERRACE COMMUNITY AND CONVENTION CENTER BOARD. The motion passed by voice vote/other.**
121. [26624](#) Approving the sale of the residential structure located at 640 East Gorham Street (the "Building Improvement") within James Madison Park to Joe Lusson and Aleen Tierney (the "Lessees") and approving a ground lease (the "Ground Lease") for the land underneath said Building Improvement (the "Leased Land").
- Sponsors:** Bridget R. Maniaci, Mark Clear and Joseph R. Clausius
- Additional referrals to Board of Park Commissioners, Landmarks Commission, Plan Commission*
- A motion was made to Referred to the BOARD OF ESTIMATES. The motion passed by voice vote/other.**
122. [26625](#) Authorizing the Mayor and City Clerk to execute a Land Use Restriction on 204 South Ingersoll Street (Central Park) simultaneous to the Wisconsin Department of Natural Resources releasing land use restrictions on 640 and 646 East Gorham Street (James Madison Park).
- Sponsors:** Bridget R. Maniaci, Mark Clear, Joseph R. Clausius and Marsha A. Rummel
- Additional referral to Plan Commission*
- A motion was made to Referred to the BOARD OF PARK COMMISSIONERS. The motion passed by voice vote/other.**
123. [26626](#) Authorizing Metro Transit to participate in a bid process to hire a consultant/consulting firm to conduct a Bus Size Study.
- Sponsors:** Chris Schmidt
- Additional referral to Board of Estimates*
- A motion was made to Referred to the TRANSIT AND PARKING COMMISSION. The motion passed by voice vote/other.**

124. [26627](#) Approving the sale of the residential structure located at 646 East Gorham Street (the "Building Improvement") within James Madison Park to O'Kroley / 646 LLC, (the "Lessee") and approving a ground lease (the "Ground Lease") for the land underneath said Building Improvement (the "Leased Land").

Sponsors: Bridget R. Maniaci, Mark Clear and Joseph R. Clausius

Additional referrals to Board of Park Commissioners, Landmarks Commission, Plan Commission

A motion was made to Referred to the BOARD OF ESTIMATES. The motion passed by voice vote/other.

125. [26634](#) Contract for Network Fiber Installation Services

Sponsors: Paul R. Soglin

A motion was made to Referred to the BOARD OF ESTIMATES. The motion passed by voice vote/other.

126. [26651](#) Authorizing the Mayor and City Clerk to enter into a cooperative agreement with the Madison Parks Foundation and to transfer funds within the McClellan Dodge segregated revenue fund to the Madison Parks Foundation.

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

Additional referral to Board of Park Commissioners

A motion was made to Referred to the BOARD OF ESTIMATES. The motion passed by voice vote/other.

LICENSES

127. [26507](#) Public Hearing - New License
Moose and Mouse LLC • dba Buck and Badger
115 State St • Agent: Julie Stoleson • Estimated Capacity: 120
Class B Combination Liquor & Beer • 35% alcohol, 60% food, 5% other
Aldermanic District 4 (Alder Verveer) • Police Sector 405 • Density Area

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

128. [26508](#) Public Hearing - New License
Banzo LLC • dba Banzo
2105 Sherman Ave • Agent: Netalee Sheinman • Estimated Capacity: 60
Class B Beer, Class C Wine • 25% alcohol, 70% food, 5% other
Aldermanic District 12 (Alder Rhodes-Conway) • Police Sector 501

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

129. [26509](#) Public Hearing - New License
Hot Soup III • dba Gates and Brovi
3502 Monroe St. • Agent: John Gadou • Estimated Capacity: 120
Class B Combination Liquor & Beer • 40% alcohol, 60% food
Aldermanic District 13 (Alder Ellingson) • Police Sector 302

This License was Referred for Public Hearing to the ALCOHOL LICENSE REVIEW COMMITTEE
130. [26510](#) Public Hearing - New License
Viet House LLC • dba Viet House
2817 E Washington Ave • Agent: Huong Vuong • Estimated Capacity: 150
Class B Beer, Class C Wine • 4% alcohol, 96% food
Aldermanic District 6 (Alder Rummel) • Police Sector 603

This License was Referred for Public Hearing to the ALCOHOL LICENSE REVIEW COMMITTEE
131. [26511](#) Public Hearing - New License
RuiFeng LLC • dba EDO Japanese Restaurant
532 S Park St • Agent: Wen Xin Chen • Estimated Capacity: 80
Class B Combination Liquor & Beer • 10% alcohol, 90% food
Aldermanic District 13 (Alder Ellingson) • Police Sector 305

This License was Referred for Public Hearing to the ALCOHOL LICENSE REVIEW COMMITTEE
132. [26516](#) Public Hearing - New License
KateGB LLC • dba Lakeside St Coffee House
402 W Lakeside St • Agent: Cathy Burmeister • Estimated Capacity: 80
Class B Beer, Class C Wine • 10% alcohol, 85% food, 5% other
Aldermanic District 13 (Alder Ellingson) • Police Sector 306

This License was Referred for Public Hearing to the ALCOHOL LICENSE REVIEW COMMITTEE
133. [26517](#) Public Hearing - New License
Mr Tequila Inc • dba Cancun
704 S Whitney Way • Agent: Juan Murillo Hernandez • Estimated Capacity: 100
Class B Combination Liquor & Beer • 20% alcohol, 80% food
Aldermanic District 19 (Alder Clear) • Police Sector 113

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

134. [26518](#) Public Hearing - New License
ERJ Dining III LLC • dba Chili's Grill & Bar
7301 Mineral Point Rd • Agent: Paul Thompson • Estimated Capacity: 217
Class B Combination Liquor & Beer • 12% alcohol, 88% food
Aldermanic District 9 (Alder Skidmore) • Police Sector 124

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

135. [26519](#) Public Hearing - New License
ERJ Dining III LLC • dba Chili's Grill & Bar
4344 East Towne Blvd • Agent: Paul Thompson • Estimated Capacity: 217
Class B Combination Liquor & Beer • 12% alcohol, 88% food
Aldermanic District 17 (Alder Clausius) • Police Sector 631

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

136. [26520](#) Public Hearing - New License
7-Eleven Inc • dba 7-Eleven store #35847
1401 Regent St • Agent: Eleri Baecker
Class A Beer Aldermanic District 13 (Alder Ellingson) • Police Sector 303

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

137. [26521](#) Public Hearing - New License
7-Eleven Inc • dba 7-Eleven store #35851
2216 University Ave • Agent: Eleri Baecker
Class A Beer
Aldermanic District 5 (Alder Bidar-Sielaff) • Police Sector 301

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

138. [26522](#) Public Hearing - New License
7-Eleven Inc • dba 7-Eleven store #35849
1412 Pflaum Rd • Agent: Eleri Baecker
Class A Beer
Aldermanic District 15 (Alder Palm) • Police Sector 616

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

139. [26523](#) Public Hearing - New License
7-Eleven Inc • dba 7-Eleven store #35848
2703 W Beltline Hwy • Agent: Eleri Baecker
Class A Beer
Aldermanic District 14 (Alder Bruer) • Police Sector 308

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

140. [26524](#) Public Hearing - New License
7-Eleven Inc • dba 7-Eleven store #35850
2201 S Park St • Agent: Eleri Baecker
Class A Beer
Aldermanic District 14 (Alder Bruer) • Police Sector 310

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

141. [26676](#) Public Hearing - Transfer of Licensed Premises
Ale Asylum LLC • dba Ale Asylum
Current Address 3698 Kinsman Blvd
Proposed Address 2002 Pankratz St
Agent: Otto Dilba • Estimated Capacity: 164 indoor 134 outdoor
Class B Combination Liquor & Beer • 70% alcohol, 30% food
Aldermanic District 12 (Alder Rhodes-Conway) • Police Sector 513

A motion was made to Referred for Public Hearing to the ALCOHOL LICENSE REVIEW COMMITTEE. The motion passed by voice vote/other.

PRESENTATION OF CLAIMS AGAINST THE CITY OF MADISON

CLAIMS - REFER TO RISK MANAGER

142. 26354 D. Jacob, 22297 County Highway A, Richland Center, 53581 - vehicle damage - \$530.67.

This Claim was Refer to the Risk Manager

143. [26394](#) M. Weber-Rounds, American Family Mutual Insurance Company for S. Tallard, 6129 Roseberg Rd., Madison, 53719 - vehicle damage - \$592.12.

This Claim was Refer to the Risk Manager

144. 26409 B. Shell, 2025 Taft St., Madison, 53713 - vehicle damage - \$2,192.60.

This Claim was Refer to the Risk Manager

145. 26424 G. Rhodes, 2706 Oakridge Ave., Madison, 53704 - vehicle damage - \$148.33.

This Claim was Refer to the Risk Manager

146. **26433** E. Despina, Citrine, 306 State St., Madison, 53703 - property damage - \$462.00.
This Claim was Refer to the Risk Manager
147. **26447** USAA Casualty Insurance Company for D. Rangel, 9800 Fredericksburg Rd., San Antonio, TX 78288 - vehicle damage - \$1,290.75.
This Claim was Refer to the Risk Manager
148. **26506** Trumbull Services, General Casualty, 55 Farmington Ave., Ste. 705, Hartford, CT 06105 - vehicle damage - \$722.78.
This Claim was Refer to the Risk Manager
149. **26554** J. Werth, 5409 Imagine St., Madison, 53718 - vehicle damage - \$537.42.
This Claim was Refer to the Risk Manager
150. **26595** NOTICE OF CLAIM: I. Knox, Jr., 17356 Baird St., Madison, 53713 - vehicle damage - amount to be determined.
This Claim was Refer to the Risk Manager
151. **26636** D. Skelley, 915 Jenifer St., # 3F, Madison, 53703 - vehicle damage - \$867.27.
This Claim was Refer to the Risk Manager
152. **26637** S. Barbian, Bridgman Foods II, Inc., 2025 W. Southbranch Blvd., Oak Creek, 53154 - property damage - \$2,083.63.
This Claim was Refer to the Risk Manager
153. **26639** J. Peterson, 1213 Gilson St., 2F, Madison, 53715 - vehicle damage - \$1,361.37.
This Claim was Refer to the Risk Manager

THE FOLLOWING ITEMS WERE INTRODUCED FROM THE FLOOR AT THE LAST COMMON COUNCIL MEETING AND ARE ON THIS AGENDA PURSUANT TO SEC. 2.05(1)(B), MGO, SOLELY FOR THE PURPOSE OF ADDING OF ADDING ADDITIONAL REFERRALS.

154. **26401** Amending Sections 27.05(2)(h)7. and 27.05(2)(h)10. of the Madison General Ordinances to require a yearly change of door lock passcodes.
Sponsors: Scott J. Resnick

ADDENDUM

ANNOUNCEMENTS & INTRODUCTION OF ITEMS FROM THE FLOOR

ADJOURNMENT @ 7:57 PM

A motion was made by Schmidt, seconded by Resnick, to Adjourn at 7:57 PM.
The motion passed by voice vote/other.