



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, August 7, 2012

6:30 PM

215 Martin Luther King, Jr. Blvd.
Room 260 (Madison Municipal Building)

ROLL CALL

Present: 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
Chris Schmidt
Satya V. Rhodes-Conway
Sue Ellingson
Larry Palm
Joseph R. Clausius
Anita Weier
Mark Clear
Matthew J. Phair

Excused: 3 - Brian L. Solomon
Tim Bruer
Jill Johnson

Non Voting: 1 - Paul R. Soglin

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: Ald. Bruer, Ald. Johnson, Ald. Solomon

OPENING REMARKS

SUSPENSION OF RULES

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

A motion was made by Bidar-Sielaff, seconded by Schmidt, to Suspend the Rules. The motion passed by voice vote/other.

HONORING RESOLUTIONS

1. [27172](#) Welcoming participants to Madison, Wisconsin for the Forward Technology Festival, August 16-25, 2012.

Sponsors: Scott J. Resnick, Paul R. Soglin, 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, Satya V. Rhodes-Conway, Marsha A. Rummel, Chris Schmidt, Paul E. Skidmore, Brian L. Solomon, Lisa Subeck, Michael E. Verveer and Anita Weier

A motion was made by Bidar-Sielaff, 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-12-00565

2. [27279](#) Proclaiming August 9, 2012, as Garbage Day in the City of Madison, Wisconsin.

Sponsors: Michael E. Verveer, Paul R. Soglin, 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, Brian L. Solomon, Lisa Subeck and Anita Weier

A motion was made by Bidar-Sielaff, 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-12-00566

PETITIONS AND COMMUNICATIONS

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 REVIEW COMMITTEE

3. [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

The conditions are: 1) No sale of single cans or single bottles of beer or fermented malt beverages. 2) Exclusion from previous condition for specialty imported beers and microbrews.

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

4. [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

Re-refer to the Alcohol License Review Committee meeting on 8/29/2012.

A motion was made by Bidar-Sielaff, seconded by Schmidt, to Re-refer for Recessed Public Hearing to the ALCOHOL LICENSE REVIEW COMMITTEE. The motion passed by voice vote/other.

PUBLIC HEARINGS - BEGIN AT 6:45 PM

REPORT OF ALCOHOL LICENSE REVIEW COMMITTEE

5. [26894](#) Transfer of Location of Liquor/Beer License
Steve's Liquors West, Inc. • Steve's Wine Beer Spirit • Capacity:N/A
Current Address: 8302 Mineral Point Rd; Proposed Address: 122 Junction Rd
Agent: Karen Eigenberger
Class A Liquor & Beer
Aldermanic District 9 (Alder Skidmore) • Police Sector 128
Request to transfer license.

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

6. [26895](#) Public Hearing - New License
Las Islas Del Mar LLC • Las Islas Del Mar • Capacity:120
5696 Monona Dr • Agent: Mayra Fernandez
Class B Combination Liquor & Beer • 80% alcohol, 20% food
Aldermanic District 16 (Alder Johnson) • Police Sector 616
A motion was made by Verveer, seconded by Bidar-Sielaff, to RECOMMEND TO COUNCIL TO GRANT WITH CONDITIONS - PUBLIC HEARING. The motion passed by voice vote/other. The conditions are: 1) the application will be revised to include the mailing address of the agent and percentages corrected to 20% alcohol, 80% food; 2) License to be issued September 1, 2012, at which time agent will meet statutory residency requirement of 90 days; 3) the establishment will meet the definition of a restaurant under Madison General Ordinances; 4) food will be available at all times the establishment is open.
A motion was made by Bidar-Sielaff, seconded by Schmidt, to Grant with Condition(s) and Close the Public Hearing. The motion passed by voice vote/other.
7. [26896](#) Public Hearing - New License
Matterhorn Ventures Group LLC • Roast Public House
529 State St • Agent: Henry Aschauer • Estimated Capacity: 99
Class B Combination Liquor & Beer • 39% alcohol, 60% food, 1% other
Aldermanic District 4 (Alder Verveer) • Police Sector 403 • Density Area
A motion was made by Landgraf, seconded by Stevenson, to RECOMMEND TO COUNCIL TO GRANT WITH CONDITIONS - PUBLIC HEARING. The motion passed by voice vote/other. 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.
A motion was made by Bidar-Sielaff, seconded by Schmidt, to Grant with Condition(s) and Close the Public Hearing. The motion passed by voice vote/other.
8. [26898](#) Public Hearing - New License
Karben4 Brewing, LLC • Karben4 Brewing
3698 Kinsman Blvd • Agent: Erin Ogden • Estimated Capacity: 99
Class B Combination Liquor & Beer • 95% alcohol, 4% food, 1% other
Aldermanic District 12 (Alder Rhodes-Conway) • Police Sector 514
A motion was made by Bidar-Sielaff, seconded by Schmidt, to Grant and Close the Public Hearing. The motion passed by voice vote/other.

9. [26900](#) Public Hearing - New License
AJ Bombers MSN, LLC • AJ Bombers
201 W Gorham St • Agent: Joseph J. Sorge, Jr • Estimated Capacity: 137
Class B Combination Liquor & Beer • 30% alcohol, 65% food, 5% other
Aldermanic District 4 (Alder Verveer) • Police Sector 403 • Density Area
- A motion was made by Verveer, seconded by Bidar-Sielaff, to RECOMMEND TO COUNCIL TO GRANT WITH CONDITIONS - PUBLIC HEARING. The motion passed by voice vote/other. The condition being the agent notify the Clerk's Office of agent's address of residence.*
- A motion was made by Bidar-Sielaff, seconded by Schmidt, to Grant with Condition(s) and Close the Public Hearing. The motion passed by voice vote/other.**
10. [26901](#) Public Hearing - New License
A Good Sign LLC • Pizza Extreme
1614 Monroe St • Agent: Philip Scott Booras • Estimated Capacity: Not indicated
Class B Beer • 60% alcohol, 40% food
Aldermanic District 13 (Alder Ellingson) • Police Sector 301
- The condition: inside capacity and outdoor capacity will be determined by Building Inspection.*
- A motion was made by Bidar-Sielaff, seconded by Schmidt, to Grant with Condition(s) and Close the Public Hearing. The motion passed by voice vote/other.**
11. [26904](#) Public Hearing - New License
Orpheum of Madison, Inc. • Orpheum Theatre
216 State Street • Agent: Olesya Kuzmenko • Estimated Capacity: 2,000
Class B Combination Liquor & Beer • 45% alcohol, 40% food, 15% other
Aldermanic District 4 (Alder Verveer) • Police Sector 406 • Density Area
- A motion was made by Bidar-Sielaff, seconded by Schmidt, to DENY BECAUSE OF THE HEALTH, SAFETY, AND WELFARE OF THE COMMUNITY. The motion passed by voice vote/other.**
12. [26905](#) Public Hearing - New License
DLUX of Madison, LLC • DLUX
117 Martin Luther King Jr Blvd • Agent: Thomas Ray • Estimated Capacity: 99
Class B Combination Liquor & Beer • 35% alcohol, 65% food
Aldermanic District 4 (Alder Verveer) • Police Sector 405 • Density Area
- A motion was made by Bidar-Sielaff, seconded by Schmidt, to Grant and Close the Public Hearing. The motion passed by voice vote/other.**

13. [26906](#) Public Hearing - New License
First Madco, Inc • Rocky Rococo Pan-Style Pizza
1301 Regent St • Agent: Wayne Mosley • Estimated Capacity: 99
Class B Combination Liquor & Beer • 3% alcohol, 97% food
Aldermanic District 13 (Alder Ellingson) • Police Sector 303
- A motion was made by Bidar-Sielaff, seconded by Schmidt, to Grant and Close the Public Hearing. The motion passed by voice vote/other.**
14. [26907](#) Public Hearing - New License
Khullar Group #12 Inc. • Race Mart 12
4102 Commercial Ave • Agent: Ram Rakha Khullar
Class A Liquor & Class A Beer
Aldermanic District 15 (Alder Palm) • Police Sector 607
- Re-refer to the Alcohol License Review Committee meeting on 8/29/2012.*
- A motion was made by Bidar-Sielaff, seconded by Schmidt, to Re-refer for Recessed Public Hearing to the ALCOHOL LICENSE REVIEW COMMITTEE. The motion passed by voice vote/other.**
15. [26908](#) Public Hearing - New License
La Guanajuatence LLC • La Guanajuatence Restaurant & Bar
1318 S Midvale Blvd • Agent: Miguel Caviedes • Estimated Capacity: 50
Class B Combination Liquor & Beer • 20% alcohol, 80% food
Aldermanic District 10 (Alder Solomon) • Police Sector 106
- The condition: the application will be amended to include the name and address of the agent.*
- A motion was made by Bidar-Sielaff, seconded by Schmidt, to Grant with Condition(s) and Close the Public Hearing. The motion passed by voice vote/other.**

REPORT OF BOARD OF PUBLIC WORKS

16. [26941](#) Approving Plans, Specifications, And Schedule Of Assessments For Syene Road Assessment District - 2012.
- Sponsors:** BOARD OF PUBLIC WORKS
- A motion was made by Bidar-Sielaff, seconded by Schmidt, to Adopt and Close the Public Hearing. The motion passed by voice vote/other.**
- Enactment No: RES-12-00568
17. [27093](#) Approving Plans, Specifications, And Schedule Of Assessments For Monona Drive Assessment District - 2012.
- Sponsors:** BOARD OF PUBLIC WORKS
- A motion was made by Bidar-Sielaff, seconded by Schmidt, to Adopt and Close the Public Hearing. The motion passed by voice vote/other.**

Enactment No: RES-12-00569

REPORT OF PLAN COMMISSION

18. [26848](#) Creating Section 28.06(2)(a)3621. of the Madison General Ordinances rezoning property from R4 General Residence District to PUD(GDP) Planned Unit Development (General Development Plan) District and creating Section 28.06(2)(a)3622. 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: Construction of 2 new two-family residences; 1201-1211 Mound Street; 13th Aldermanic District.

Sponsors: Planning Division

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

Enactment No: ORD-12-00097

19. [26851](#) Creating Section 28.06(2)(a)3616. 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)3617. 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: Construction of a 58-unit apartment building. 4th Aldermanic District; 541-553 W. Doty Street and 211 S. Bedford Street.

Sponsors: Planning Division

A motion was made by Bidar-Sielaff, seconded by Schmidt, to Adopt with the Recommendation(s) and Close the Public Hearing. The motion passed by voice vote/other.

Enactment No: ORD-12-00098

20. [26854](#) Creating Section 28.06(2)(a)3620. of the Madison General Ordinances rezoning property from Temp A Agriculture District to C2 General Commercial District. Proposed Use: Construct accessory off-site parking lot for Ho-Chunk Gaming Madison. 16th Aldermanic District; 3822-3902 Evan Acres Road.

Sponsors: PLAN COMMISSION

A motion was made by Bidar-Sielaff, seconded by Schmidt, to Adopt with the Recommendation(s) and Close the Public Hearing. The motion passed by voice vote/other.

Enactment No: ORD-12-00099

END OF PUBLIC HEARINGS**APPOINTMENTS**

21. [27055](#) Report of the Mayor submitting citizen committee appointments (introduction 7-17-2012; action 8-7-2012).
Sponsors: Paul R. Soglin
A motion was made by Bidar-Sielaff, seconded by Schmidt, to Confirm. The motion passed by voice vote/other.
22. [27268](#) Report of the Mayor submitting an Alder committee appointment.
Sponsors: Paul R. Soglin
A motion was made by Bidar-Sielaff, seconded by Schmidt, to Confirm. The motion passed by voice vote/other.
23. [27269](#) Report of the Mayor submitting citizen committee appointments (introduction 8-7-2012; action 9-4-2012).
Sponsors: Paul R. Soglin
Confirm at 9-4-2012 Common Council Meeting
A motion was made by Bidar-Sielaff, seconded by Schmidt, to Refer to the COMMON COUNCIL. The motion passed by voice vote/other.

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

24. [24399](#) Complaint for Suspension of:
Brice P's Inc • dba Regent Street Retreat (The Annex)
1206 Regent Street • Agent: Bruce Gerhartz
Class B Combination Liquor & Beer • 70% alcohol, 30% food
Aldermanic District 8 (Alder Resnick) • Police Sector 402

Accepted the Stipulated Agreement.
A motion was made by Bidar-Sielaff, seconded by Schmidt, to Accept With Recommendation(s). The motion passed by voice vote/other.
25. [26149](#) Request that the Finance Office audit Logans Madtown LLC, dba Logans, 322 W. Johnson St.
Accepted Audit Report of the Finance Office.
A motion was made by Bidar-Sielaff, seconded by Schmidt, to Accept With Recommendation(s). The motion passed by voice vote/other.

26. [26703](#) Change of Licensed Premises
Madison Mallards LLC • Madison Mallards
Current Capacity: 6, 750 • Proposed Capacity: 10,000
2920 N Sherman Ave • Agent: Vern Stenman
Class B Combination Liquor & Beer
Aldermanic District (Alder Rhodes-Conway) • Police Sector 505
Request to allow additional capacity and additional beer stations 08/09/12,
2:30PM - 10:30PM

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

27. [27068](#) Change of Corporate Control
Open Pantry Food Marts of Wisconsin Inc
• Open Pantry Food Mart #1335, 2216 University Ave
• Open Pantry Food Mart #1215, 1412 Pflaum Rd
Class A Beer
Aldermanic Districts 5 and 15 (Alders Bidar-Sielaff, Palm)
Police Sectors 301, 616
1 new officer: Justin Borchardt

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

28. [27069](#) Operator License Application
Mitchell Kowaleski
Establishment where employed: VFW Post 1318

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

29. [27243](#) Alcohol License Review Committee Report of Operator License Applications
August 7, 2012. See attached report for list of operators.

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

REPORT OF BOARD OF ESTIMATES

30. [26877](#) Approve use of federal Emergency Solutions Grant funds and re-programmed Emergency Shelter Grant funds by Community Action Coalition for South Central Wisconsin, Inc. for the purpose of providing homeless prevention and rapid re-housing assistance as specified in their response to the CDBG Office Request for Proposals; and authorize the Mayor and City Clerk to sign a contract for services with CACSCW.

Sponsors: Tim Bruer, Lauren Cnare, Matthew J. Phair and Larry Palm

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

Enactment No: RES-12-00570

31. [26882](#) Approving an extension of the provisional appointment of Hickory Hurie until such time as the position of Community Development Division Director is filled on a permanent basis.

Sponsors: Paul R. Soglin

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

Enactment No: RES-12-00571

32. [26878](#) Approving an extension of the provisional appointment of Susan Lee until such time as the position of Library Director is filled on a permanent basis.

Sponsors: Larry Palm

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

Enactment No: RES-12-00572

33. [26922](#) Authorizing the Mayor and City Clerk to execute a Third Amendment to Sublease pertaining to the City's sublease of space to Dane County Parent Council, Inc. (a/k/a Head Start) within the South Madison Health & Family Center located within The Village on Park.

Sponsors: Tim Bruer

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

Enactment No: RES-12-00573

34. [26967](#) Recreate the position (#1612) of Streets Public Information/Recycling Coordinator in the Streets Division budget as a Streets/PW Strategic Initiatives Coordinator in CG18, R12, and reallocate the incumbent, G. Dreckmann, to the new position.

Sponsors: Paul R. Soglin

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

Enactment No: RES-12-00574

35. [26997](#) Create a new 1.0 FTE Limited Term position of Madison Parks Foundation Coordinator in the Parks Division Budget in CG18, Range 8.

Sponsors: Paul R. Soglin

A motion was made by Bidar-Sielaff, seconded by Schmidt, to Re-refer to the COMMON COUNCIL. The motion passed by voice vote/other.

36. [27000](#) Classify the position in the CDA Redevelopment Budget, currently identified as "Housing Strategy Position" as a Housing Initiatives Specialist in CG18, Range 10.
- Sponsors:** Paul R. Soglin
- A motion was made by Bidar-Sielaff, seconded by Schmidt, to Adopt. The motion passed by voice vote/other.**
- Enactment No: RES-12-00575
37. [27001](#) Recreate the position (#3868) of "City Channel Cablecast Production Technician" (CG20/R13) as a "City Channel Engineer" (CG16/R14) and reallocate the incumbent (B. Johnson) to the new position. Upon filling the position, the "City Channel Cablecast Production Technician" classification will be deleted.
- Sponsors:** Paul R. Soglin
- A motion was made by Bidar-Sielaff, seconded by Schmidt, to Adopt. The motion passed by voice vote/other.**
- Enactment No: RES-12-00576
38. [27027](#) Resolution to authorize a contract with Frank Productions, Inc. for Freakfest 2012 and to authorize gating and ticketing for entry into the event area.
- Sponsors:** Paul R. Soglin, Michael E. Verveer, Bridget R. Maniaci, Scott J. Resnick and Mark Clear
- A motion was made by Bidar-Sielaff, seconded by Schmidt, to Adopt. The motion passed by voice vote/other.**
- Enactment No: RES-12-00577
39. [27029](#) Amending Section 3.54(1)(b) of the Madison General Ordinances by creating the classification of "Madison Parks Foundation Coordinator" in Compensation Group 18, Range 08, thereof.
- Sponsors:** Paul R. Soglin
- A motion was made by Bidar-Sielaff, seconded by Schmidt, to Re-refer to the COMMON COUNCIL. The motion passed by voice vote/other.**
40. [27030](#) Amending Section 3.54(1)(b) of the Madison General Ordinances by creating the classification of "Streets/PW Strategic Initiatives Coordinator" in Compensation Group 18, Range 12, thereof.
- Sponsors:** Paul R. Soglin
- A motion was made by Bidar-Sielaff, seconded by Schmidt, to Adopt. The motion passed by voice vote/other.**
- Enactment No: ORD-12-00100

41. [27032](#) Reallocating incumbent Kelly Miess to the budgeted level of Engineer 3 in the Water Utility Budget.
- Sponsors:** Paul R. Soglin
- A motion was made by Bidar-Sielaff, seconded by Schmidt, to Adopt. The motion passed by voice vote/other.**
- Enactment No: RES-12-00578
42. [27039](#) SUBSTITUTE: Authorizing the Mayor and the City Clerk to execute a Professional Services Agreement with Strand Associates ~~(to be selected)~~ for the preparation of drawings and specifications, permitting, bidding, and construction administration for the Utility's reconstruction of Booster Pump Station No. 106 located on Glenway Street in Reservoir Park on the near west side of Madison (5th AD).
- Sponsors:** Lauren Cnare and Sue Ellingson
- A motion was made by Bidar-Sielaff, seconded by Schmidt, to Adopt. The motion passed by voice vote/other.**
- Enactment No: RES-12-00579
43. [27038](#) Initial Resolution Authorizing Not to Exceed \$15,210,000 Bonds of the City of Madison for the Purpose of Renovating the Madison Central Public Library
- Sponsors:** Paul R. Soglin, Michael E. Verveer and Larry Palm
- A motion was made by Bidar-Sielaff, seconded by Schmidt, to Adopt Unanimously. The motion passed by voice vote/other.**
- Enactment No: RES-12-00580
44. [27040](#) Authorizing the Mayor and the City Clerk to execute Amendment No. 1 to a contract with SCS BT Squared (formerly BT Squared, Inc.) for engineering services for a well siting study for Madison Water Utility Pressure Zone 4 (16th AD).
- Sponsors:** Lauren Cnare, Sue Ellingson and Jill Johnson
- A motion was made by Bidar-Sielaff, seconded by Schmidt, to Adopt. The motion passed by voice vote/other.**
- Enactment No: RES-12-00581
45. [27043](#) SUBSTITUTE: Authorizing the Mayor and the City Clerk to execute a Professional Services Agreement with Baxter Woodman ~~(to be selected)~~ for the preparation of drawings and specifications, permitting, bidding, and construction administration for the Utility's upgrade of Booster Pump Station No. 120 located at 2829 Prairie Road (20th AD).
- Sponsors:** Lauren Cnare and Sue Ellingson
- A motion was made by Bidar-Sielaff, seconded by Schmidt, to Adopt. The motion passed by voice vote/other.**

Enactment No: RES-12-00582

46. [27195](#) A resolution authorizing Public Health-Madison and Dane County to accept a grant and sign an agreement with the Transform Wisconsin Fund, administered by the Wisconsin Clearinghouse for Prevention Resources, for the prevention of tobacco use, and amending the budget accordingly.

Sponsors: Matthew J. Phair

A motion was made by Bidar-Sielaff, 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-12-00583

47. [27215](#) Amending the 2012 Operating Budgets of Public Health Madison and Dane County, the Mayor's Office, and the Community Development Division, and moving a position of Neighborhood Resources Coordinator from Public Health to the Mayor's Office.

Sponsors: Paul R. Soglin, Shiva Bidar-Sielaff, Joseph R. Clausius, Brian L. Solomon, Michael E. Verveer, Matthew J. Phair, Lisa Subeck, Bridget R. Maniaci, Satya V. Rhodes-Conway and Lauren Cnare

A motion was made by Bidar-Sielaff, seconded by Schmidt, to Adopt Unanimously. The motion passed by voice vote/other.

Enactment No: RES-12-00584

REPORT OF BOARD OF PUBLIC WORKS

48. [25057](#) Approving and Adopting a Policy for Traffic Signal Assessment

Sponsors: Common Council By Request

A motion was made by Skidmore, seconded by Ellingson, to Adopt Substitute: Adopt the recommendation of the Board of Public Works. The motion passed by voice vote/other.

Enactment No: RES-12-00585

A motion was made by Bidar-Sielaff, seconded by Schmidt, to Adopt As Substituted. The motion passed by voice vote/other.

Ayes: 12 - Lauren Cnare
 Michael E. Verveer
 Marsha A. Rummel
 Steve King
 Scott J. Resnick
 Paul E. Skidmore
 Chris Schmidt
 Sue Ellingson
 Joseph R. Clausius
 Anita Weier
 Mark Clear
 Matthew J. Phair

Noes: 5 - Lisa Subeck
Bridget R. Maniaci
Shiva Bidar-Sielaff
Satya V. Rhodes-Conway
Larry Palm

Excused: 3 - Brian L. Solomon
Tim Bruer
Jill Johnson

Non Voting: 1 - Paul R. Soglin

Enactment No: RES-12-00585

49. [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 by Bidar-Sielaff, seconded by Schmidt, to Adopt. The motion passed by voice vote/other.

Enactment No: RES-12-00586

50. [26756](#) Approving plans and specifications and authorizing the Board of Public Works to advertise and receive bids for Park Street, Fish Hatchery Intersection Improvements, Contract No. 6926.

Sponsors: BOARD OF PUBLIC WORKS

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

Enactment No: RES-12-00587

51. [26833](#) Awarding Public Works Contract No. 6875, Engineering Service Building PV System - 2012.

Sponsors: BOARD OF PUBLIC WORKS

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

Enactment No: RES-12-00588

52. [26838](#) Assessing Benefits - Pickford Street and Stang Street Reconstruction Assessment District - 2011.

Sponsors: BOARD OF PUBLIC WORKS

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

Enactment No: RES-12-00589

53. [26869](#) Awarding Public Works Contract No. 6611, Block 101 Alley Reconstruction Assessment District - 2012.
Sponsors: BOARD OF PUBLIC WORKS
A motion was made by Bidar-Sielaff, seconded by Schmidt, to Adopt. The motion passed by voice vote/other.
Enactment No: RES-12-00590
54. [26885](#) Assessing Benefits - Resurfacing 2011.
Sponsors: BOARD OF PUBLIC WORKS
A motion was made by Bidar-Sielaff, seconded by Schmidt, to Adopt. The motion passed by voice vote/other.
Enactment No: RES-12-00591
55. [26936](#) Approving plans and specifications and authorizing the Board of Public Works to advertise and receive bids for 600 Block West Badger Road Water Main (14th AD).
Sponsors: BOARD OF PUBLIC WORKS
A motion was made by Bidar-Sielaff, seconded by Schmidt, to Adopt. The motion passed by voice vote/other.
Enactment No: RES-12-00592
56. [26942](#) Approving plans and specifications and authorizing the Board of Public Works to advertise and receive bids for Segoe Road Water Main (10th AD).
Sponsors: BOARD OF PUBLIC WORKS
A motion was made by Bidar-Sielaff, seconded by Schmidt, to Adopt. The motion passed by voice vote/other.
Enactment No: RES-12-00593
57. [26950](#) Authorizing the Mayor and the City Clerk to execute an Amendment to the contract between the City of Madison and Foth Infrastructure and Environment, LLC for additional design engineering services for Mineral Point Road/CTH S and Junction Road/CTH M (9th AD)
Sponsors: BOARD OF PUBLIC WORKS
A motion was made by Bidar-Sielaff, seconded by Schmidt, to Adopt. The motion passed by voice vote/other.
Enactment No: RES-12-00594

58. [26951](#) Assessing Benefits - Ridgeway-Schmedeman Drainage 2011 Assessment District.
Sponsors: BOARD OF PUBLIC WORKS
A motion was made by Bidar-Sielaff, seconded by Schmidt, to Adopt. The motion passed by voice vote/other.
Enactment No: RES-12-00595
59. [26954](#) Assessing Benefits - Jefferson Street Reconstruction Assessment District - 2011.
Sponsors: BOARD OF PUBLIC WORKS
A motion was made by Bidar-Sielaff, seconded by Schmidt, to Adopt. The motion passed by voice vote/other.
Enactment No: RES-12-00596
60. [26956](#) Assessing Benefits - East Main Street, South Second Street and South Fourth Street Assessment District - 2011.
Sponsors: BOARD OF PUBLIC WORKS
A motion was made by Bidar-Sielaff, seconded by Schmidt, to Adopt. The motion passed by voice vote/other.
Enactment No: RES-12-00597
61. [26957](#) Assessing Benefits - North Fair Oaks Avenue Reconstruction Assessment District - 2010.
Sponsors: BOARD OF PUBLIC WORKS
A motion was made by Bidar-Sielaff, seconded by Schmidt, to Adopt. The motion passed by voice vote/other.
Enactment No: RES-12-00598
62. [26959](#) Assessing Benefits - Sherman Avenue and Brearly Street Assessment Street - 2011.
Sponsors: BOARD OF PUBLIC WORKS
A motion was made by Bidar-Sielaff, seconded by Schmidt, to Adopt. The motion passed by voice vote/other.
Enactment No: RES-12-00599
63. [26960](#) Approving plans and specifications and authorizing the Board of Public Works to advertise and receive bids for Sauk Creek Sanitary Access Road, Phase 2, Contract No. 6935. (9th AD)
Sponsors: BOARD OF PUBLIC WORKS
A motion was made by Bidar-Sielaff, seconded by Schmidt, to Adopt. The motion passed by voice vote/other.

Enactment No: RES-12-00600

64. [26961](#) Approving plans and specifications and authorizing the Board of Public Works to advertise and receive bids for Starkweather Creek Restoration 2012 - Anderson Street, Contract No. 6883. (15th AD)

Sponsors: BOARD OF PUBLIC WORKS

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

Enactment No: RES-12-00601

65. [26963](#) Approving plans and specifications and authorizing the Board of Public Works to advertise and receive bids for Senior Center Remodeling Phase III, Contract No. 6837. (4th AD)

Sponsors: BOARD OF PUBLIC WORKS

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

Enactment No: RES-12-00602

66. [26964](#) Approving plans and specifications and authorizing the Board of Public Works to advertise and receive bids for Fire Sprinkler Installation at Fire Station #4, Contract No. 6936. (5th AD)

Sponsors: BOARD OF PUBLIC WORKS

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

Enactment No: RES-12-00603

67. [27026](#) Approving plans and specifications and authorizing the Board of Public Works to advertise and receive bids for Commercial Avenue Service Road Railroad Crossing.

Sponsors: BOARD OF PUBLIC WORKS and Joseph R. Clausius

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

Enactment No: RES-12-00604

68. [27031](#) Assessing Benefits - North Webster Street, East Dayton Street & North Pinckney Street Assessment District - 2011, and rescinding RES-12-00514, ID No. 26708.

Sponsors: BOARD OF PUBLIC WORKS

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

Enactment No: RES-12-00605

69. [27042](#) Accepting improvements and assessing benefits for the Old Sauk Road-North Westfield Road Traffic Signal Assessment District. (9th AD)
Sponsors: BOARD OF PUBLIC WORKS
A motion was made by Bidar-Sielaff, seconded by Schmidt, to Adopt. The motion passed by voice vote/other.
Enactment No: RES-12-00606
70. [27076](#) Approving temporary construction work with associated noise impacts between the hours of 7:00 PM and 7:00 AM on Blair Street near and at the intersection with Williamson and John Nolen Drive.
Sponsors: Marsha A. Rummel
A motion was made by Bidar-Sielaff, seconded by Schmidt, to Adopt. The motion passed by voice vote/other.
Enactment No: RES-12-00607
71. [27089](#) Assessing Benefits - West Gilman Street and North Carroll Street Reconstruction Assessment District.
Sponsors: BOARD OF PUBLIC WORKS
A motion was made by Bidar-Sielaff, seconded by Schmidt, to Adopt. The motion passed by voice vote/other.
Enactment No: RES-12-00608
72. [27090](#) Authorizing the Mayor and City Clerk to enter into an agreement with Royal Oak & Associates Inc. for surveying services for 2013 Group A Street and Sewer reconstruction projects. (Various ADs)
Sponsors: BOARD OF PUBLIC WORKS
A motion was made by Bidar-Sielaff, seconded by Schmidt, to Adopt. The motion passed by voice vote/other.
Enactment No: RES-12-00609
73. [27091](#) Authorizing the Mayor and City Clerk to enter into an agreement with Burse Surveying & Engineering Inc. for surveying services for 2013 Group B Street and Sewer Reconstruction projects. (Various ADs)
Sponsors: BOARD OF PUBLIC WORKS
A motion was made by Bidar-Sielaff, seconded by Schmidt, to Adopt. The motion passed by voice vote/other.
Enactment No: RES-12-00610

74. [27092](#) Authorizing the City to enter into an agreement with Jewell Associates Engineers Inc. and Royal Oak Engineering Inc. for surveying services for 2013 Group C Street and Sewer Reconstruction projects. (Various ADs)
- Sponsors:** BOARD OF PUBLIC WORKS
- A motion was made by Bidar-Sielaff, seconded by Schmidt, to Adopt. The motion passed by voice vote/other.**
- Enactment No: RES-12-00611
75. [27094](#) Approving plans and specifications and authorizing the Board of Public Works to advertise and receive bids for Madison Municipal Building Electrical Panel Upgrade, Contract No. 6937.
- Sponsors:** BOARD OF PUBLIC WORKS
- A motion was made by Bidar-Sielaff, seconded by Schmidt, to Adopt. The motion passed by voice vote/other.**
- Enactment No: RES-12-00612
76. [27102](#) Approving plans and specifications and authorizing the Board of Public Works to advertise and receive bids for Well 15 VOC Air Stripper (17th AD).
- Sponsors:** BOARD OF PUBLIC WORKS
- A motion was made by Bidar-Sielaff, seconded by Schmidt, to Adopt. The motion passed by voice vote/other.**
- Enactment No: RES-12-00613
77. [27103](#) Awarding Public Works Contract No. 6701, Capital City Trail Buckeye Extension Segment 2 - Leona Court to Sandlewood Court.
- Sponsors:** BOARD OF PUBLIC WORKS
- A motion was made by Bidar-Sielaff, seconded by Schmidt, to Adopt. The motion passed by voice vote/other.**
- Enactment No: RES-12-00614
78. [27104](#) Awarding Public Works Contract No. 6776, Bike Paths - 2012.
- Sponsors:** BOARD OF PUBLIC WORKS
- A motion was made by Bidar-Sielaff, seconded by Schmidt, to Adopt. The motion passed by voice vote/other.**
- Enactment No: RES-12-00615
79. [27105](#) Awarding Public Works Contract No. 6781, Eastwood Drive Sidewalk & Capital City Path Realignment.
- Sponsors:** BOARD OF PUBLIC WORKS
- A motion was made by Bidar-Sielaff, seconded by Schmidt, to Adopt. The motion passed by voice vote/other.**

Enactment No: RES-12-00616

80. [27106](#) Awarding Public Works Contract No. 6859, Hudson Park Improvements.

Sponsors: BOARD OF PUBLIC WORKS

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

Enactment No: RES-12-00617

81. [27107](#) Awarding Public Works Contract No. 6871, Door Creek Culvert.

Sponsors: BOARD OF PUBLIC WORKS

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

Enactment No: RES-12-00618

82. [27108](#) Awarding Public Works Contract No. 6900, Cherokee Marsh Stormwater Management Ponds.

Sponsors: BOARD OF PUBLIC WORKS

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

Enactment No: RES-12-00619

83. [27109](#) Awarding Public Works Contract No. 6901, Tenney Park Tennis Court Lighting.

Sponsors: BOARD OF PUBLIC WORKS

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

Enactment No: RES-12-00620

84. [27110](#) Awarding Public Works Contract No. 6829, Forest Hill Cemetery Receiving Vault - Preservation of the North Wall.

Sponsors: BOARD OF PUBLIC WORKS

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

Enactment No: RES-12-00621

85. [27111](#) Awarding Public Works Contract No. 6919, CIPP Rehabilitation of Water Mains - 2012.

Sponsors: BOARD OF PUBLIC WORKS

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

Enactment No: RES-12-00622

86. [27112](#) Awarding Public Works Contract No. 6923, Professional Drilling Services Associated with the Installation of a Groundwater Monitoring (Sentry) Well - Unit Well #8 / Elmside Circle Park Area.
- Sponsors:** BOARD OF PUBLIC WORKS
- A motion was made by Bidar-Sielaff, seconded by Schmidt, to Adopt. The motion passed by voice vote/other.**
- Enactment No: RES-12-00623
87. [27113](#) Approving plans and specifications and authorizing the Board of Public Works to advertise and receive bids and Awarding Public Works Contract No. 6938, Blair Street Sanitary Sewer Repair - 2012.
- Sponsors:** BOARD OF PUBLIC WORKS
- A motion was made by Bidar-Sielaff, seconded by Schmidt, to Adopt. The motion passed by voice vote/other.**
- Enactment No: RES-12-00624
88. [27117](#) Approving plans and specifications and authorizing the Board of Public Works to advertise and receive bids and Awarding Public Works Contract No. 6939, Central Library Sanitary Sewer Lateral.
- Sponsors:** BOARD OF PUBLIC WORKS
- A motion was made by Bidar-Sielaff, seconded by Schmidt, to Adopt. The motion passed by voice vote/other.**
- Enactment No: RES-12-00625
89. [27122](#) Authorizing the Mayor and the City Clerk to execute an agreement with Strand Associates for design engineering services for the design of sanitary sewer and water main for the Wisconsin Department of Transportation(WisDot) Verona Road Project I.D. 1206-07-78.
- Sponsors:** BOARD OF PUBLIC WORKS
- A motion was made by Bidar-Sielaff, seconded by Schmidt, to Adopt. The motion passed by voice vote/other.**
- Enactment No: RES-12-00626
90. [27139](#) Approving plans and specifications and authorizing the Board of Public Works to advertise and receive bids for Tenney Park Maintenance Bridge, Contract No. 6656. (2nd AD)
- Sponsors:** BOARD OF PUBLIC WORKS
- A motion was made by Bidar-Sielaff, seconded by Schmidt, to Adopt. The motion passed by voice vote/other.**
- Enactment No: RES-12-00627

91. [27140](#) Approving Addendum 1 for the project known as Westgate Mall Hy-Vee and authorizing construction to be undertaken by the Developer, Private Contract No. 2224. (~~20~~-10th AD)
- A motion was made by Bidar-Sielaff, seconded by Schmidt, to Adopt As Amended: Amending the item to reflect it is in the 10th Aldermanic District, not the 20th Aldermanic District. The motion passed by voice vote/other.**
- Enactment No: RES-12-00628
92. [27141](#) Assessing Benefits - 633 W. Badger Road MMSD Sewer Area Charges Assessment District.
- Sponsors:** BOARD OF PUBLIC WORKS
- A motion was made by Bidar-Sielaff, seconded by Schmidt, to Adopt. The motion passed by voice vote/other.**
- Enactment No: RES-12-00629
93. [27147](#) Authorizing the Mayor and City Clerk to apply for and accept a DNR Lake Planning Grant to investigate the role of sediment resuspension in Lake Wingra. (Various ADs)
- Sponsors:** BOARD OF PUBLIC WORKS
- A motion was made by Bidar-Sielaff, seconded by Schmidt, to Adopt. The motion passed by voice vote/other.**
- Enactment No: RES-12-00630
94. [27154](#) Approving plans and specifications and authorizing the Board of Public Works to advertise and receive bids for Warner Lagoon Outlet Culvert Repair, Contract No. 6942.
- Sponsors:** BOARD OF PUBLIC WORKS
- A motion was made by Bidar-Sielaff, seconded by Schmidt, to Adopt. The motion passed by voice vote/other.**
- Enactment No: RES-12-00631
95. [27178](#) Ordering Property Owners to Replace Substandard/Defective Sidewalks. (1st, 2nd, 7th, 13th & 19th ADs)
- Sponsors:** BOARD OF PUBLIC WORKS
- A motion was made by Bidar-Sielaff, seconded by Schmidt, to Adopt. The motion passed by voice vote/other.**
- Enactment No: RES-12-00632
96. [27184](#) Assessing Partial Benefits - Manufacturers Drive Assessment District - 2011.
- Sponsors:** BOARD OF PUBLIC WORKS
- A motion was made by Bidar-Sielaff, seconded by Schmidt, to Adopt. The motion passed by voice vote/other.**

Enactment No: RES-12-00633

97. [27222](#) Approving plans and specifications for public improvements required to serve Phase 11 of the Subdivision known as Grandview Commons and authorizing construction to be undertaken by the Developer, Private Contract No. 1972 and rescinding Resolution-12-00511, file ID 26403. (3rd AD)

Sponsors: BOARD OF PUBLIC WORKS

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

Enactment No: RES-12-00634

98. [27223](#) Approving plans and specifications for public improvements required to serve Phase 17 of the Subdivision known as Grandview Commons and authorizing construction to be undertaken by the Developer, Private Contract No. 2308 and rescinding Resolution RES-12-00520, file ID 26747. (3rd AD)

Sponsors: BOARD OF PUBLIC WORKS

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

Enactment No: RES-12-00635

99. [27224](#) Approving plans and specifications for public improvements required to serve Phase 5 of the Subdivision known as Cardinal Glenn and authorizing construction to be undertaken by the Developer, Private Contract No. 2309 rescinding Resolution 12-00521, file ID 26748 (9th AD)

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

Enactment No: RES-12-00636

100. [27225](#) Approving plans and specifications for public improvements required to serve Phase 6 of the Subdivision known as Cardinal Glenn and authorizing construction to be undertaken by the Developer, Private Contract No. 2310 and rescinding Resolution 12-00522, file ID 26749. (9th AD)

Sponsors: BOARD OF PUBLIC WORKS

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

Enactment No: RES-12-00637

101. [27226](#) Approving plans and specifications for public improvements required to serve Phase 7 of the Subdivision known as Secret Places at Siggelkow Preserve and authorizing construction to be undertaken by the Developer, Private Contract No. 2275 and rescinding Resolution RES-11-00526, ID Number 26764. (16th AD)

Sponsors: BOARD OF PUBLIC WORKS

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

Enactment No: RES-12-00638

102. [27227](#) Approving plans and specifications for public improvements required to serve Phase 8 of the Subdivision known as Secret Places at Siggelkow Preserve and authorizing construction to be undertaken by the Developer, Private Contract No. 2318 and rescinding Resolution RES-12-00525, file ID 26755. (16th AD)

Sponsors: BOARD OF PUBLIC WORKS

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

Enactment No: RES-12-00639

REPORT OF PLAN COMMISSION

103. [27079](#) Approving a Certified Survey Map of property owned by 1200 Mound Street, LLC located at 1201-1211 Mound Street; 13th Ald. Dist.

A motion was made by Bidar-Sielaff, 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-12-00640

REPORT OF RISK MANAGER

104. [26943](#) D. Dom, 6 Magnolia Cir., Madison, 53713 - vehicle damage - \$1,594.91.

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

105. [26944](#) A. Smith, 154 Harding St., Madison, 53714 - vehicle damage - \$772.26.

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

REPORT OF TRANSIT/ PARKING COMMISSION

106. [26299](#) Amending Section 1.08(3) of the Madison General Ordinances to reduce the bail deposit for expired meter violations.

Sponsors: Paul E. Skidmore

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

Enactment No: ORD-12-00101

107. [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

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

Enactment No: RES-12-00641

108. [26603](#) ALTERNATE Amending Sections 12.915(8)(a) and (b) and Section 11.06(3) (r) of the Madison General Ordinances to prohibit taxicabs waiting for passengers on State Street and permits them to provide service on State Street between the hours of 10:00 p.m. and 4:00 a.m.

Sponsors: Michael E. Verveer, Mark Clear, Scott J. Resnick, Lauren Cnare, Anita Weier, Bridget R. Maniaci, Marsha A. Rummel, Satya V. Rhodes-Conway, Lisa Subeck, Shiva Bidar-Sielaff, Joseph R. Clausius and Steve King

A motion was made by Clear, seconded by Bidar-Sielaff, to Separate the referrals. The motion passed by voice vote/other.

A motion was made by Bidar-Sielaff, seconded by Schmidt, to Refer to the PEDESTRIAN/BICYCLE/MOTOR VEHICLE COMMISSION,. The motion passed by the following vote:

Ayes: 15 - Lauren Cnare
Michael E. Verveer
Shiva Bidar-Sielaff
Marsha A. Rummel
Steve King
Scott J. Resnick
Paul E. Skidmore
Chris Schmidt
Satya V. Rhodes-Conway
Sue Ellingson
Larry Palm
Joseph R. Clausius
Anita Weier
Mark Clear
Matthew J. Phair

Noes: 2 - Lisa Subeck
Bridget R. Maniaci

Excused: 3 - Brian L. Solomon
Tim Bruer
Jill Johnson

Non Voting: 1 - Paul R. Soglin

A motion was made by Bidar-Sielaff, seconded by Schmidt, to Refer to the PLAN COMMISSION,. The motion passed by the following vote:

Ayes: 12 - Lauren Cnare
Michael E. Verveer
Shiva Bidar-Sielaff
Marsha A. Rummel
Scott J. Resnick
Paul E. Skidmore
Chris Schmidt
Satya V. Rhodes-Conway
Sue Ellingson
Larry Palm
Joseph R. Clausius
Matthew J. Phair

Noes: 5 - Bridget R. Maniaci
Steve King
Anita Weier
Mark Clear
Lisa Subeck

Excused: 3 - Brian L. Solomon
Tim Bruer
Jill Johnson

Non Voting: 1 - Paul R. Soglin

109. [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
- A motion was made by Bidar-Sielaff, seconded by Schmidt, to Adopt. The motion passed by voice vote/other.**
- Enactment No: RES-12-00642

ITEMS REFERRED TO THIS MEETING

110. [26604](#) SUBSTITUTE 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
- A motion was made by Subeck, seconded by Schmidt, to Referred to the Mayor's Office. The motion passed by voice vote/other.**
111. [26630](#) SUBSTITUTE 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, Steve King, Satya V. Rhodes-Conway and Chris Schmidt
- A motion was made by Bidar-Sielaff, seconded by Rhodes-Conway, to Adopt. The motion passed by voice vote/other.**
- Enactment No: ORD-12-00102
112. [26693](#) SUBSTITUTE. Amending Sections 9.24 (2)(d), (3), (4)(c), (7)(b), (7)(c)7., and (2)(a) of the Madison General Ordinances to clarify definitions and recordkeeping requirements for secondhand dealers.
- Sponsors:** Michael E. Verveer
- A motion was made by Bidar-Sielaff, seconded by Schmidt, to Adopt Substitute. The motion passed by voice vote/other.**
- Enactment No: ORD-12-00103
113. [26717](#) Creating Section 15.01(584) of the Madison General Ordinances entitled "City Boundaries" and being part of the chapter entitled "Aldermanic Districts and Wards" attaching to the ~~47-18~~th Aldermanic District the Taff Attachment and creating Section 15.02(118) to assign the attached property to Ward 118 attaching to the Taff Attachment and assigning a temporary zoning classification of A Agriculture District.
- Sponsors:** Paul R. Soglin
- A motion was made by Bidar-Sielaff, seconded by Schmidt, to Adopt As Amended: Editorial Correction: Change the Aldermanic District from the 17th to the 18th. The motion passed by voice vote/other.**

Enactment No: ORD-12-00104

114. [26953](#) Resolution Urging Governor Walker To Implement the Affordable Care Act

Sponsors: Paul R. Soglin, Lisa Subeck and Sue Ellingson

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

Enactment No: RES-12-00643

INTRODUCTION OF NEW BUSINESS FOR REFERRAL WITHOUT DEBATE

ORDINANCES

115. [27236](#) Repealing Sections 4.23 and 23.01 of the Madison General Ordinances to repeal void language regarding prevailing wages on publicly funded and public works projects.

Sponsors: CITY ATTORNEY

This Ordinance was Referred to the BOARD OF PUBLIC WORKS

116. [27263](#) Creating Section 38.045 and amending Section 1.08(3)(a) of the Madison General Ordinances to prohibit underage alcohol consumption and/or illegal use of a controlled substance at a lodging establishment and to establish a bail amount for this section.

Sponsors: Bridget R. Maniaci and Joseph R. Clausius

Additional Referral: Public Safety Review Committee

This Ordinance was Referred to the ALCOHOL LICENSE REVIEW COMMITTEE

117. [27276](#) Creating Section 33.52 of the Madison General Ordinances establishing a City of Madison Food Policy Council.

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

Additional Referrals: Board of Health for Madison and Dane County, Common Council Organizational Committee, Community Gardens Committee.

This Ordinance was Referred to the MADISON LOCAL FOOD COMMITTEE

118. [27278](#) Amending Chapter 28 of the Madison General Ordinances revising various subsections.

Sponsors: Paul R. Soglin, Shiva Bidar-Sielaff, Lauren Cnare, Steve King, Marsha A. Rummel and Chris Schmidt

This Ordinance was Referred to the PLAN COMMISSION

RESOLUTIONS

119. [26982](#) Establishing a Glass-Free Zone for the State Street area from 9:30 pm on October 26, 2012 to 5:00 am on October 27, 2012 and from 9:30 pm on October 27, 2012 to 5:00 am on October 28, 2012
- Sponsors:** Paul R. Soglin and Michael E. Verveer
- Additional Referral: Downtown Coordinating Committee*
- This Resolution was Referred to the PUBLIC SAFETY REVIEW COMMITTEE**
120. [27127](#) Authorizing the Transit General Manager to file an application for a Section 5307, public transit capital, capital maintenance, and capital planning grant with U.S. Department of Transportation and authorizing the Mayor and the City Clerk to execute the associated grant agreement with USDOT and the associated 13 (c) agreement with Teamsters Local No. 695.
- Sponsors:** Chris Schmidt, Lisa Subeck and Bridget R. Maniaci
- Additional Referral: Board of Estimates*
- This Resolution was Referred to the TRANSIT AND PARKING COMMISSION**
121. [27128](#) Authorizing the Transit General Manager to file an application for a Section 5309 Bus and Bus Facility, State of Good Repair, Discretionary public transit capital grant with U.S. Department of Transportation and authorizing the Mayor and the City Clerk to execute the associated grant agreement with USDOT and the associated 13 (c) agreement with Teamsters Local No. 695.
- Sponsors:** Chris Schmidt, Lisa Subeck and Bridget R. Maniaci
- Additional Referral: Board of Estimates*
- A motion was made to Referred to the TRANSIT AND PARKING COMMISSION. The motion passed by voice vote/other.**
122. [27129](#) Authorizing the Transit General Manager to file an application for a Section 5309 formula public transit capital grant with U.S. Department of Transportation and authorizing the Mayor and the City Clerk to execute the associated grant agreement with USDOT and the associated 13 (c) agreement with Teamsters Local No. 695.
- Sponsors:** Chris Schmidt, Lisa Subeck and Bridget R. Maniaci
- Additional Referral: Board of Estimates*
- This Resolution was Referred to the TRANSIT AND PARKING COMMISSION**
123. [27193](#) Approving Facade Improvement Grants to 437 State Street (See Eyewear) 104 King Street (Topsy Cow), and 706 Williamson Street (Flux Mopeds).
- Sponsors:** Michael E. Verveer and Marsha A. Rummel
- A motion was made to Referred to the BOARD OF ESTIMATES. The motion passed by voice vote/other.**

124. [27200](#) Determining a Public Purpose and Necessity and adopting a Relocation Order for the acquisition of land interests required for the construction of the Capital City Trail - Segment 2 public bike path between Leona Court and Sandewood Circle. (16th AD)
- Sponsors:** Jill Johnson
- Additional Referral: Plan Commission*
- A motion was made to Referred to the BOARD OF PUBLIC WORKS. The motion passed by voice vote/other.**
125. [27206](#) Authorizing up to \$37,970 of CDBG funds to make accessibility modifications to the YWCA's Empowerment Center.
- Sponsors:** Tim Bruer, Lauren Cnare and Matthew J. Phair
- This Resolution was Referred to the BOARD OF ESTIMATES**
126. [27212](#) Authorizing a minor amendment to an Environmental Corridor within the Central Urban Service Area to remove portions of an existing developed residential lot located generally north of Golf Parkway, west of the Cherokee Country Club clubhouse.
- Sponsors:** Paul R. Soglin
- A motion was made to Referred to the PLAN COMMISSION. The motion passed by voice vote/other.**
127. [27213](#) Approving Facade Improvement Grants to 640 & 642 State Street (GameStop) and 558 State Street (Vacant).
- Sponsors:** Scott J. Resnick and Bridget R. Maniaci
- A motion was made to Referred to the BOARD OF ESTIMATES. The motion passed by voice vote/other.**
128. [27220](#) Authorizing the issuance of a Request for Proposals (RFP) for Transportation Master Plan services and creating the Sustainable Madison Transportation Master Plan Oversight Committee.
- Sponsors:** Paul R. Soglin, Larry Palm, Marsha A. Rummel and Joseph R. Clausius
- A motion was made to Referred to the BOARD OF ESTIMATES. The motion passed by voice vote/other.**
129. [27221](#) Authorizing the Mayor and City officials to enter into a contract with the State of Wisconsin for modification of State-owned signal control cabinets at the Beltline-Gammon Rd interchange.
- Sponsors:** Paul R. Soglin
- A motion was made to Referred to the BOARD OF ESTIMATES. The motion passed by voice vote/other.**

130. [27233](#) Authorizing the execution of an Offer to Purchase Real Property, Acceptance and Sales Agreement for the purchase of the former Truman O. Olson Army Reserve Center located at 1402 South Park Street and authorizing the City to indemnify and hold harmless the United States of America.
- Sponsors:** Sue Ellingson
- Additional Referral: Plan Commission.*
- A motion was made to Referred to the BOARD OF ESTIMATES. The motion passed by voice vote/other.**
131. [27237](#) Approving the sale of the residential structure located at 704 East Gorham Street (the "Building Improvement") within James Madison Park to Robert E. Klebba & David P. Waugh, (the "Lessees") and approving a ground lease (the "Ground Lease") for the land underneath said Building Improvement (the "Leased Land").
- Sponsors:** Mark Clear and Joseph R. Clausius
- Additional Referrals: Board of Park Commissioners, Landmark Commission, Plan Commission.*
- This Resolution was Referred to the BOARD OF ESTIMATES**
132. [27238](#) Authorizing the Mayor and City officials to enter into an agreement with the State of Wisconsin for modification of State-owned signal control cabinets at the Beltline-Fish Hatchery interchange and installing a City- owned signal control cabinet at the Ann/Emil/Fish Hatchery intersection.
- Sponsors:** Paul R. Soglin
- A motion was made to Referred to the BOARD OF ESTIMATES. The motion passed by voice vote/other.**
133. [27242](#) Approving a Service Agreement for Public Services for Solid Waste Collection to serve 801 McClellan Drive.
- Sponsors:** Lauren Cnare
- A motion was made to Referred to the BOARD OF PUBLIC WORKS. The motion passed by voice vote/other.**
134. [27266](#) Authorizing the Mayor and the City Clerk to execute a Professional Services Agreement with (to be recommended to the Water Utility Board) for pre-design planning, public participation support, the preparation of final construction drawings and specifications, permitting, bidding, and construction administration for an iron and manganese filtration plant at Well 7 as recommended by the East Side Water Supply study.
- Sponsors:** Lauren Cnare, Sue Ellingson and Satya V. Rhodes-Conway
- A motion was made to Referred to the WATER UTILITY BOARD. The motion passed by voice vote/other.**

135. [27766](#) Adopting an updated Plan Document governing the City's 457 plans.
- Sponsors:** Paul R. Soglin
- Return to Common Council at their 9-4-2012 meeting.*
- A motion was made to Referred to the DEFERRED COMPENSATION COMMITTEE. The motion passed by voice vote/other.**
136. [27267](#) Proclaiming September 11, 2012, as Protect Your Groundwater Day in the City of Madison.
- Sponsors:** Satya V. Rhodes-Conway, Paul R. Soglin, Shiva Bidar-Sielaff, Lauren Cnare, Sue Ellingson, Michael E. Verveer, Matthew J. Phair, Anita Weier, Chris Schmidt, Marsha A. Rummel, Joseph R. Clausius, Brian L. Solomon, Paul E. Skidmore, Lisa Subeck, Bridget R. Maniaci, Steve King, Scott J. Resnick, Tim Bruer, Larry Palm, Jill Johnson and Mark Clear
- A motion was made to Referred to the COMMON COUNCIL and should be returned by 9/4/2012. The motion passed by voice vote/other.**
137. [27270](#) Amending the Park Division's 2012 Capital Budget and authorizing the Mayor and the City Clerk to enter into a grant agreement with the United States Department of the Interior, Fish and Wildlife Service for wetland restoration at Cherokee Marsh Conservation Park. (AD 18).
- Sponsors:** Paul R. Soglin
- A motion was made to Referred to the BOARD OF ESTIMATES. The motion passed by voice vote/other.**
138. [27274](#) Amending the 2012 Capital Budget to reallocate funding between various Parks Division Capital projects.
- Sponsors:** Paul R. Soglin
- A motion was made to Referred to the BOARD OF ESTIMATES. The motion passed by voice vote/other.**

LICENSES

139. [27260](#) Public Hearing - New License
Dragon I LLC • dba Dragon I
422 State St • Agent: Raymond Sze
Estimated Capacity: 90 indoors/15 sidewalk cafe
Class B Combination Liquor & Beer • 15% alcohol, 85% food
Aldermanic District 4 (Alder Verveer) • Police Sector 403
- This License was Referred for Public Hearing to the ALCOHOL LICENSE REVIEW COMMITTEE**

140. [27261](#) Public Hearing - New License
Chocolaterian, LLC • dba Chocolaterian
2004 Atwood Ave • Agent: Leanne Cordisco • Estimated Capacity: 90
Class B Beer and Class C Wine • 30% alcohol, 60% food, 10% other
Aldermanic District 6 (Alder Rummel) • Police Sector 410
- This License was Referred for Public Hearing to the ALCOHOL LICENSE REVIEW COMMITTEE**

141. [27262](#) Public Hearing - New License
Bos Meadery LLC • dba Bos Meadery
849 E Washington Ave Suite 116 • Agent: Colleen Bos
Class A Liquor
Aldermanic District 6 (Alder Rummel) • Police Sector 408
- This License was Referred for Public Hearing to the ALCOHOL LICENSE REVIEW COMMITTEE**

REPORTS

142. [27202](#) City of Madison Solid Waste Plan: On the Road to Zero Waste
Additional Referral: Board of Public Works
- This Report was Referred to the SOLID WASTE ADVISORY COMMITTEE**
143. [27264](#) Report of Chief of Police re: Police Overtime through the 2nd Quarter of 2012
- A motion was made to Referred to the BOARD OF ESTIMATES. The motion passed by voice vote/other.**

PRESENTATION OF CLAIMS AGAINST THE CITY OF MADISON

CLAIMS - REFER TO RISK MANAGER

144. [27066](#) T. Luther, 2747 Tami Tr., Fitchburg, 53711 - vehicle damage - \$3,995.20.
- This Claim was Referred to the Risk Manager**
145. [27116](#) L. Fruin, 881 Janesville St., # 1, Oregon, 53575 - personal injury. - \$191.30.
- This Claim was Referred to the Risk Manager**
146. [27123](#) Jason Saba, Progressive, for L. Kwan, 5996 Schroeder Rd., # C, Madison, 53711 - vehicle damage - \$2873.85.
- This Claim was Referred to the Risk Manager**

147. [27126](#) D. Griffiths, AT&T, Risk Management Office, N17 W24300 Riverwood Dr., 3rd Fl., Waukesha, 53188 - property damage - \$246.11.
This Claim was Referred to the Risk Manager
148. [27148](#) M. Moore, 2015 Jefferson St., Madison, 53711 - property damage - \$212.06.
This Claim was Referred to the Risk Manager
149. [27149](#) NOTICE OF CLAIM: Ingenix, subrogation service for Physicians Plus Insurance Corporation, P.O. Box 13216, Green Bay, 54307-3216 - recovery of claim expense - greater than \$1.00.
This Claim was Referred to the Risk Manager
150. [27157](#) K. Pridham, 2011 Van Hise Ave., Madison, 53726 - vehicle damage - \$5,108.33.
This Claim was Referred to the Risk Manager
151. [27179](#) K. See, N2605 McMillan Rd., Poynette, 53955 - vehicle damage - \$283.44.
This Claim was Referred to the Risk Manager
152. [27180](#) D. Klopp, 313 E. Mifflin #3, Madison, 53703 - vehicle damage - \$984.95.
This Claim was Referred to the Risk Manager
153. [27194](#) J. Stock-Retzloff, Dean Health Plan Inc., P.O. Box 56099, Madison, 53705 - claim reimbursement - \$295.32.
This Claim was Referred to the Risk Manager
154. [27210](#) Wilber & Associates for Wilson Mutual Insurance, P.O. Box 1340, Sheboygan, 53082 - property damage - \$5211.00.
This Claim was Referred to the Risk Manager
155. [27272](#) V. Gutierrez, 1351 South St., # 20, Madison, 53715 - vehicle damage - \$500.00.
This Claim was Referred to the Risk Manager
156. [27273](#) D. Dom, 6 Magnolia Cir., Madison, 53713 - vehicle damage - \$2438.08.
This Claim was Referred to the Risk Manager

ADDENDUM**LATE ITEMS**

108. [26603](#) ALTERNATE Amending Sections 12.915(8)(a) and (b) and Section 11.06(3) (r) of the Madison General Ordinances to prohibit taxicabs waiting for passengers on State Street and permits them to provide service on State Street between the hours of 10:00 p.m. and 4:00 a.m.
- Sponsors:** Michael E. Verveer, Mark Clear, Scott J. Resnick, Lauren Cnare, Anita Weier, Bridget R. Maniaci, Marsha A. Rummel, Satya V. Rhodes-Conway, Lisa Subeck, Shiva Bidar-Sielaff, Joseph R. Clausius and Steve King
157. [26955](#) Michael Best & Friedrich, attorney for RDC Development LLC, 100 E. Wisconsin Ave., Ste. 3300, Milwaukee, 53202 - excessive assessment - \$19,527.64.
- A motion was made by Bidar-Sielaff, seconded by Schmidt, to Approve as Recommended in the Attached Report of the Office of the City Attorney. The motion passed by voice vote/other.**
158. [27325](#) Congratulating our Bolivian community on the celebration of Bolivia's independence and thanking them for their ongoing contributions to the City of Madison.
- Sponsors:** Shiva Bidar-Sielaff and Chris Schmidt
- A motion was made by Bidar-Sielaff, 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-12-00567

ANNOUNCEMENTS & INTRODUCTION OF ITEMS FROM THE FLOOR

- [27347](#) Authorizing the City to participate in negotiations and, if necessary, arbitration with Dane County regarding the County's Rodefild Landfill expansion application, and authorizing the Mayor to appoint members to the Rodefild Landfill expansion local committee.
- Sponsors:** Paul R. Soglin
- Additional Referrals: Board of Public Works, Committee On The Environment*
- A motion was made by Schmidt, seconded by Cnare, to Refer to the BOARD OF ESTIMATES. The motion passed by voice vote/other.**
- [27355](#) BY TITLE ONLY - Directing Parks staff to bring the RFQ for consultant services to evaluate the condition of masonry and distress of the historic Garver Feed Mill to the Common Council for review and approval before a final contract is offered by staff.
- Sponsors:** Marsha A. Rummel
- A motion was made by Rummel, seconded by Resnick, to Refer to the BOARD OF ESTIMATES. The motion passed by voice vote/other.**
- A motion was made by Bidar-Sielaff, seconded by Schmidt, to Suspend the Rules. The motion passed by voice vote/other.**

159. [27356](#) Co-Cycle Project Week

Sponsors: Paul R. Soglin

A motion was made by Rummel, seconded by Bidar-Sielaff, to Adopt Under Suspension of Rules 2.04, 2.05, 2.24, and 2.25. The motion passed by voice vote/other. Ald. Clear requested to be recorded as abstaining from this vote.

ADJOURNMENT at 10:25 PM

A motion was made by King, seconded by Schmidt, to Adjourn at 10:25 PM. The motion passed by voice vote/other.