



City of Madison

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

Proceedings - Approved COMMON COUNCIL

Tuesday, April 22, 2008

6:30 PM

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

Roll Call at 6:30 p.m., Mayor Cieslewicz in the Chair.

Late: Ald. Brandon (6:40 p.m.); Ald. Pham-Remmele (6:34 p.m.)

Present: 21 -

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

OPENING REMARKS

SUSPENSION OF RULES

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

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

HONORING RESOLUTIONS

1. [09728](#) Expressing appreciation to Public Health employees represented by SEIU Local 1199 for their dedicated years of service to the residents of the City of Madison.

Sponsors: David J. Cieslewicz and Lauren Cnare

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

Enactment No: RES-08-00403

2. [10021](#) Commending, honoring and expressing appreciation to Terry Jensen for his nearly 33 years of service to the City of Madison in the Data Processing, Information Services and Information Technology Department.

Sponsors: David J. Cieslewicz

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

Enactment No: RES-08-00404

3. [10023](#) Proclaiming May 5-11, 2008 as Public Service Recognition Week in the City of Madison.

Sponsors: David J. Cieslewicz and COMMON COUNCIL

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

Enactment No: RES-08-00405

4. [10017](#) Commending Alderperson Mike Verveer for his service as Common Council President during the 2007-2008 term.

Sponsors: David J. Cieslewicz and COMMON COUNCIL

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

Enactment No: RES-08-00406

5. [10019](#) Commending Alderperson Timothy Bruer for his service as Common Council President Pro Tem during the 2007-2008 term.

Sponsors: David J. Cieslewicz and COMMON COUNCIL

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

Enactment No: RES-08-00407

RECESS AT 6:55 P.M. TO CONVENE AS COMMITTEE OF THE WHOLE

CONVENE AS COMMITTEE OF THE WHOLE @ 6:55 P.M., ALD. VERVEER IN THE CHAIR.

Present: 21 -

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

6. [09847](#) Election of Common Council President, 2008 - 2009: Ald. Tim Bruer.

A motion to Nominate Ald. Bruer was made by Ald. Kerr, seconded by Ald. Webber.

Accept Ald. Bruer As Presented For Office of Council President.

7. [09849](#) Election of Common Council President Pro Tem, 2008-2009: Ald. Mark Clear.

A motion was made by Ald. Palm, seconded by Ald. Gruber to Nominate Ald. Clear.
A motion was made by Ald. Clear, seconded by Ald. Cnare to Nominate Ald. Palm.

4 separate votes were taken by ballot and the results were as follows:

Vote 1: Ald. Clear (10 votes); Ald. Palm (8 votes)

Vote 2: Ald. Clear (10 votes); Ald. Palm (9 votes)

Vote 3: Ald. Clear (10 votes); Ald. Palm (9 votes)

Vote 4: Ald. Clear (12 votes); Ald. Palm (8 votes)

Accept Ald. Clear As Presented For Office of Council President Pro Tem.

**A motion was made by Ald. Rhodes Conway, seconded by Ald. Webber, to Table.
The motion FAILED the following vote:**

Absent: 1 -

Marsha A. Rummel

Ayes: 10 -

Eli Judge; Tim Gruber; Satya V. Rhodes Conway; Julia S. Kerr; Judy Compton; Jed Sanborn; Brenda K. Konkel; Lauren Cnare; Michael E. Verveer and Robbie Webber

Noes: 9 -

Zachariah Brandon; Paul E. Skidmore; Brian L. Solomon; Tim Bruer; Larry Palm; Joseph R. Clausius; Michael Schumacher; Mark Clear and Thuy Pham-Remmele

Non Voting: 1 -

David J. Cieslewicz

ADJOURN COMMITTEE OF THE WHOLE AT 7:20 P.M.

RECONVENE

TIME: 7:20 P.M., MAYOR CIESLEWICZ IN THE CHAIR.

Present: 20 -

David J. Cieslewicz; Jed Sanborn; Brenda K. Konkel; Lauren Cnare; Michael E. Verveer; Robbie Webber; Marsha A. Rummel; Zachariah Brandon; Eli Judge; Paul E. Skidmore; Tim Gruber; Satya V. Rhodes Conway; Julia S. Kerr; Tim Bruer; Larry Palm; Judy Compton; Joseph R. Clausius; Michael Schumacher; Mark Clear and Thuy Pham-Remmele

Excused: 1 -

Brian L. Solomon

REPORT OF THE COMMITTEE OF THE WHOLE

A motion was made by Ald. Verveer, seconded by Ald. Bruer to Adopt the Report of the Committee of the Whole and accept the nomination of Ald. Bruer for Council President and the nomination of Ald. Clear for Council President Pro Tem for 2008-2009.

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 #: 13, 15, 16 17, 27, 36, 47, 48, 49, 54, 73 and public hearing items (8-9) on a motion made by Ald. Verveer, seconded by Ald. Bruer.

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

8. [09340](#) Creating Section 28.06(2)(a)3341. 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)3342. of the Madison General Ordinances rezoning property from PUD(GDP) Planned Unit Development (General Development Plan) District to PUD(SIP) Planned Unit Development Plan (Specific Implementation Plan) District. Proposed Use: Demolish 2 Apartment Buildings to Construct 40-Unit Apartment Building; 4th Aldermanic District: 451 West Wilson Street & 315 South Bassett Street.

Sponsors: Common Council By Request

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

9. [09342](#) SUBSTITUTE - Creating Section 28.06(2)(a)3343. of the Madison General Ordinances rezoning property from Temp A Agriculture to R2T Single-Family Residence District and creating Section 28.06(2)(a)3344. of the Madison General Ordinances rezoning property from Temp A Agriculture to PUD(GDP) Planned Unit Development (General Development Plan) District. Proposed Use: Demolish 2 Houses and Plat 105 Residential Lots; 9th Aldermanic District: 7197 Elderberry Road.

Sponsors: Common Council By Petition

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

END OF PUBLIC HEARINGS

BUSINESS PRESENTED BY THE MAYOR

10. [09809](#) Report of the Mayor regarding appointments to the Vending Oversight Committee.

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

11. [09866](#) Report of the Mayor submitting citizen committee appointments (introduced 4-8-2008; action 4-22-2008)

Sponsors: David J. Cieslewicz

A motion was made by Ald. Verveer, seconded by Ald. Bruer, to Confirm EXCEPT the Transit and Parking Commission Appointment was referred to the Mayor's Office. The motion passed by the following vote:

Ayes: 20 -

Jed Sanborn; Brenda K. Konkell; Lauren Cnare; Michael E. Verveer; Robbie Webber; Marsha A. Rummel; Zachariah Brandon; Eli Judge; Paul E. Skidmore; Brian L. Solomon; Tim Gruber; Satya V. Rhodes Conway; Julia S. Kerr; Tim Bruer; Larry Palm; Judy Compton; Joseph R. Clausius; Michael Schumacher; Mark Clear and Thuy Pham-Remmele

Non Voting: 1 -

David J. Cieslewicz

12. [10035](#) Report of the Mayor submitting citizen committee appointments (introduced 4-22-2008; action 5-6-2008).
- Sponsors:** David J. Cieslewicz
- Confirm at the 5/6/08 Common Council Meeting.
- A motion was made by Ald. Verveer, seconded by Ald. Bruer, to Refer to a future Meeting to Confirm to the COMMON COUNCIL, due back on 5/6/2008. The motion passed by voice vote/other.**

BUSINESS PRESENTED BY THE PRESIDENT OF THE COMMON COUNCIL

13. [09785](#) Accepting the proposal of Common Wealth Development for the redevelopment of the Garver Feed Mill and directing City staff to negotiate a development agreement with Common Wealth Development.
- Sponsors:** Marsha A. Rummel and Larry Palm
- A motion was made by Ald. Rummel, seconded by Ald. Bruer, to Refer to the URBAN DESIGN COMMISSION. The motion passed by voice vote/other.**

14. [10056](#) Board of Assessor Appointments dated April 16, 2008.

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

REPORTS OF OFFICERS

REPORT OF AFFIRMATIVE ACTION COMMISSION

15. [08016](#) Annual Report on Balance of Gender, Racial/Ethnic Minorities and People with Disabilities on City of Madison committee, commission and board appointments.
- Accept at the 5/20/08 Common Council Meeting.
- A motion was made by Ald. Verveer, seconded by Ald. Bruer, to Refer to a future Meeting to Accept to the COMMON COUNCIL, due back on 5/20/2008. The motion passed by voice vote/other.**

16. [08019](#) Study on and recommendations to Common Council to improve the balance of women, racial/ethnic minorities and people with disabilities in top City of Madison management positions and subsequent salaries.
- Accept at the 5/20/08 Common Council Meeting.
- A motion was made by Ald. Verveer, seconded by Ald. Bruer, to Refer to a future Meeting to Accept to the COMMON COUNCIL, due back on 5/20/2008. The motion passed by voice vote/other.**

17. [08992](#) SECOND SUBSTITUTE - Creating Section 33.27 of the Madison General Ordinances to establish rules for staff committees and to codify the existence of the Minority Affairs Committee and the Women's Issues Committee.

Sponsors: David J. Cieslewicz

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

A substitute motion was made by Ald. Schumacher, seconded by Ald. Rummel, to Refer to the Common Council Meeting of 5/20/08. The motion FAILED by voice vote/other.

Enactment No: ORD-08-00046

REPORT OF ALCOHOL LICENSE REVIEW COMMITTEE

18. [10052](#) Alcohol License Review Committee Report of Operator License Applications April 16, 2008. See attached report for list of operators.

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

REPORT OF CITY ATTORNEY

19. [09067](#) Brennan, Steil & Basting, S.C., attorney for Lamar Advertising of Central Wisconsin, P.O. Box 66338, Baton Rouge, LA - excessive assessment - amount to be determined, plus statutory interest.

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

20. [09068](#) Brennan, Steil & Basting, S.C., attorney for Adams Outdoor Advertising, Ltd., 102 E. Badger Rd., Madison - excessive assessment - amount to be determined, plus statutory interest.

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

21. [09514](#) S. Barr, 2434 Sommers Ave., Madison - excessive taxes - amount of claim: approximately \$11,800.00, plus statutory interest.

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

22. [09636](#) NOTICE OF CIRCUMSTANCES GIVING RISE TO CLAIM AND NOTICE OF CLAIM: Eric McLeod, Michael Best & Friedrich, attorney for Hawks Landing Golf Corp., Madison - property damage - amount to be determined.

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

REPORT OF BOARD OF ESTIMATES

23. [09409](#) To authorize 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 Recreation Center for 2008.

Sponsors: Satya V. Rhodes Conway and Joseph R. Clausius

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

Enactment No: RES-08-00408

24. [09430](#) To authorize the Mayor and City Clerk to execute a three-year contract with the Isthmus Water Ski Club LTD. for the 2008 through 2010 seasons.

Sponsors: Joseph R. Clausius and Michael Schumacher

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

Enactment No: RES-08-00409

25. [09431](#) To authorize the Mayor and City Clerk to execute a three-year contract with the MAD-City Ski Team, Inc. for the 2008 through 2010 seasons.

Sponsors: Joseph R. Clausius and Michael Schumacher

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

Enactment No: RES-08-00410

26. [09439](#) To authorize the Mayor and City Clerk to enter into a Use Agreement with the YMCA of Dane County, Inc. for the YMCA's non-exclusive use of Elver Park for a summer day camp in 2008 with the possibility of a one-year renewal.

Sponsors: Joseph R. Clausius, Jed Sanborn and Michael Schumacher

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

Enactment No: RES-08-00411

27. [09488](#) Report of CCOC Sister Cities Grant Review Subcommittee - 2008 Final Report & Recommendations for 2008 Sister City Grant Program

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

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

28. [09503](#) To authorize the City to enter into a one (1) year agreement with the possibility of two additional one-year renewal terms with Madison Metropolitan School District for the use of city park land for adult baseball and softball programs by the Madison School Community Recreation.

Sponsors: Joseph R. Clausius and Michael Schumacher

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

Enactment No: RES-08-00412

29. [09570](#) To adjust the Child Care Assistance income guidelines to keep them in line with the poverty guidelines published by the U.S. Department of Health and Human Services and adopted by the State and to reflect inflationary increases.

Sponsors: Brenda K. Konkel

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

Enactment No: RES-08-00413

30. [09592](#) Authorizing a loan from the Special Assessment Revolving Fund to the Water and Sewer Utilities, and disbursement of \$423,400 to the Town of Burke, and amending the 2008 Capital Budget to cover the acquisition costs for plant and for the operation of the Burke Utility District #1 in accordance with Exhibit 9, of the Cooperative Plan Agreement.

Sponsors: David J. Cieslewicz

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

Ayes: 20 -

Brenda K. Konkel; Lauren Cnare; Michael E. Verveer; Robbie Webber; Marsha A. Rummel; Zachariah Brandon; Eli Judge; Paul E. Skidmore; Brian L. Solomon; Tim Gruber; Satya V. Rhodes Conway; Julia S. Kerr; Tim Bruer; Larry Palm; Judy Compton; Joseph R. Clausius; Michael Schumacher; Mark Clear; Thuy Pham-Remmele and Jed Sanborn

Non Voting: 1 -

David J. Cieslewicz

Enactment No: RES-08-00414

31. [09665](#) Resolution that the positions (#1772, #1786, and #1802) of Waterworks Maintenance Worker in Compensation Group 16, Range 09, (occupied by T. Arenson, J. Green, and J. Bakken, respectively) in the permanent salary detail of the Water Utility budget are repealed and recreated as positions of Waterworks Operator 1 in Compensation Group 16, Range 12, thereof.

Sponsors: David J. Cieslewicz

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

Enactment No: RES-08-00415

32. [09667](#) Resolution that the three positions of Transit Operations Supervisor in Compensation Group 44, Range 08, are repealed and recreated as three positions of Transit Operations General Supervisor in Compensation Group 44, Range 10; that one position of Transit Maintenance Supervisor in Compensation Group 44, Range 08 is repealed and recreated as a position of Transit Maintenance General Supervisor in Compensation Group 44, Range 10; and that the position (#2753) of Paratransit Program Manager (occupied by C. Martin) in Compensation Group 44, Range 10 is repealed and recreated as a position of Paratransit Program Manager in Compensation Group 44, Range 12, in the permanent salary detail of the Metro Transit operating budget.

Sponsors: David J. Cieslewicz

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

Enactment No: RES-08-00416

33. [09719](#) Amending Section 3.54(1)(p) of the Madison General Ordinances by deleting the class of Paratransit Program Manager in Compensation Group 44, Range 10 and recreating said class in Compensation Group 44, Range 12; and creating the classes of Transit Operations General Supervisor and Transit Maintenance General Supervisor in Compensation Group 44, Range 10, thereof.

Sponsors: David J. Cieslewicz

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

Enactment No: ORD-08-00047

34. [09726](#) Approving City participation in a program to sell and distribute all-hazards radios.

Sponsors: Paul E. Skidmore and Lauren Cnare

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

Enactment No: RES-08-00417

35. [09784](#) Amending the 2008 Library Capital Budget to transfer \$8,000 from the New Far West Branch Library project to the Sequoia Branch Expansion project.

Sponsors: Larry Palm

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

After the motion to adopt passed, the chair indicated the adoption of this item required 15 votes. A second motion to adopt was made by Ald. Verveer, seconded by Ald. Bruer. No action was taken.

A substitute motion was made by Ald. Brandon, seconded by Ald. Skidmore, to Refer to the MADISON PUBLIC LIBRARY BOARD. The motion FAILED by the following vote:

Excused: 1 -

Brian L. Solomon

Ayes: 10 -

Lauren Cnare; Zachariah Brandon; Paul E. Skidmore; Julia S. Kerr; Tim Bruer; Judy Compton; Joseph R. Clausius; Michael Schumacher; Thuy Pham-Remmele and Jed Sanborn

Noes: 9 -

Michael E. Verveer; Robbie Webber; Marsha A. Rummel; Eli Judge; Tim Gruber; Satya V. Rhodes Conway; Larry Palm; Mark Clear and Brenda K. Konkel

Non Voting: 1 -

David J. Cieslewicz

A motion was made by Ald. Palm, seconded by Ald. Brandon, to Refer to the MADISON PUBLIC LIBRARY BOARD. The motion passed by the following vote:

Excused: 2 -

Brian L. Solomon and Julia S. Kerr

Ayes: 13 -

Lauren Cnare; Marsha A. Rummel; Zachariah Brandon; Eli Judge; Paul E. Skidmore; Tim Bruer; Larry Palm; Judy Compton; Joseph R. Clausius; Michael Schumacher; Mark Clear; Thuy Pham-Remmele and Jed Sanborn

Noes: 5 -

Michael E. Verveer; Robbie Webber; Tim Gruber; Satya V. Rhodes Conway and Brenda K. Konkel

Non Voting: 1 -

David J. Cieslewicz

36. [09808](#) SECOND SUBSTITUTE - Approving City acceptance and expenditure of funds raised by "City of Madison Mounted Police Partners" to equip and train a Mounted Police Unit for the Police Department, and authorizing the Mayor, City Clerk, and Chief of Police to sign contracts, leases and agreements as required, and authorizing a Use Agreement with MG&E.

Sponsors: Michael E. Verveer, Joseph R. Clausius, Lauren Cnare and Judy Compton

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

Enactment No: RES-08-00418

37. [09812](#) Amending the 2008 Parks Division Capital Budget for coverage from the insurance fund for the replacement of playground equipment destroyed by a fire.

Sponsors: Michael Schumacher and Satya V. Rhodes Conway

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

Ayes: 20 -

Lauren Cnare; Michael E. Verveer; Robbie Webber; Marsha A. Rummel; Zachariah Brandon; Eli Judge; Paul E. Skidmore; Brian L. Solomon; Tim Gruber; Satya V. Rhodes Conway; Julia S. Kerr; Tim Bruer; Larry Palm; Judy Compton; Joseph R. Clausius; Michael Schumacher; Mark Clear; Thuy Pham-Remmele; Jed Sanborn and Brenda K. Konkell

Non Voting: 1 -

David J. Cieslewicz

Enactment No: RES-08-00419

38. [09813](#) To amend the 2008 Parks Division Capital Budget to request additional funds in the amount of \$10,000 for additional costs for the installation of an Ultra Violet (UV) Water Purification System and to increase Parks budget expenditure authority for the same amount to cover the Installation costs.

Sponsors: Michael Schumacher

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

Excused: 1 -

Brian L. Solomon

Ayes: 13 -

Eli Judge; Tim Gruber; Satya V. Rhodes Conway; Julia S. Kerr; Tim Bruer; Judy Compton; Joseph R. Clausius; Michael Schumacher; Mark Clear; Brenda K. Konkell; Lauren Cnare; Michael E. Verveer and Robbie Webber

Noes: 6 -

Marsha A. Rummel; Zachariah Brandon; Paul E. Skidmore; Larry Palm; Thuy Pham-Remmele and Jed Sanborn

Non Voting: 1 -

David J. Cieslewicz

A motion was made by Ald. Skidmore, seconded by Ald. Palm, to Reconsider. The motion passed by voice vote/other.

A motion was made by Ald. Schumacher, seconded by Ald. Bruer, to Adopt With Amendment(s) as follows: add "offset by a reduction of G.O. (General Obligation debt for project # 810397, Park Facility Improvements" to the end of the 'RESOLVED' clause. The motion FAILED by the following vote:

Excused: 2 -

Brian L. Solomon and Julia S. Kerr

Ayes: 10 -

Marsha A. Rummel; Paul E. Skidmore; Tim Gruber; Tim Bruer; Larry Palm; Judy Compton; Joseph R. Clausius; Michael Schumacher; Mark Clear and Thuy Pham-Remmele

Noes: 8 -

Zachariah Brandon; Eli Judge; Satya V. Rhodes Conway; Jed Sanborn; Brenda K. Konkel; Lauren Cnare; Michael E. Verveer and Robbie Webber

Non Voting: 1 -

David J. Cieslewicz

Adopt at the 5/6/08 Common Council Meeting.

A motion was made by Ald. Compton, seconded by Ald. Clausius, to Refer to a future Meeting to Adopt to the COMMON COUNCIL, due back on 5/6/2008. The motion passed by voice vote/other.

39. [09835](#)

Authorizing the Mayor and City Clerk to enter into a Purchase Agreement with the Natural Heritage Land Trust, Inc. for Phase 1 of the City's acquisition of lands for the planned expansion of the Cherokee Marsh Conservation Park and amending the 2008 Capitol Budget to authorize the expenditure of \$605,000 for this acquisition.

Sponsors: David J. Cieslewicz and Michael Schumacher

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

Ayes: 20 -

Michael E. Verveer; Robbie Webber; Marsha A. Rummel; Zachariah Brandon; Eli Judge; Paul E. Skidmore; Brian L. Solomon; Tim Gruber; Satya V. Rhodes Conway; Julia S. Kerr; Tim Bruer; Larry Palm; Judy Compton; Joseph R. Clausius; Michael Schumacher; Mark Clear; Thuy Pham-Remmele; Jed Sanborn; Brenda K. Konkel and Lauren Cnare

Non Voting: 1 -

David J. Cieslewicz

Enactment No: RES-08-00420

40. [09836](#) Authorizing the Mayor and City Clerk to enter into a Purchase Agreement with the Natural Heritage Land Trust, Inc. for Phase 2 of the City's acquisition of lands for the planned expansion of the Cherokee Marsh Conservation Park and amending the 2008 Parks Capital Budget to authorize the expenditure of \$180,000 for this acquisition.

Sponsors: David J. Cieslewicz and Michael Schumacher

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

Ayes: 20 -

Robbie Webber; Marsha A. Rummel; Zachariah Brandon; Eli Judge; Paul E. Skidmore; Brian L. Solomon; Tim Gruber; Satya V. Rhodes Conway; Julia S. Kerr; Tim Bruer; Larry Palm; Judy Compton; Joseph R. Clausius; Michael Schumacher; Mark Clear; Thuy Pham-Remmele; Jed Sanborn; Brenda K. Konkell; Lauren Cnare and Michael E. Verveer

Non Voting: 1 -

David J. Cieslewicz

Enactment No: RES-08-00422

REPORT OF BOARD OF PARK COMMISSIONERS

41. [09824](#) To extend the closing hours at Garner Park to 11:30 p.m. on Saturday, July 26, 2008 for the 6th annual Opera in the Park event post-concert reception for donors.

Sponsors: Joseph R. Clausius, Michael Schumacher and Mark Clear

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

Enactment No: RES-08-00423

REPORT OF BOARD OF PUBLIC WORKS

42. [09508](#) Approving and adopting Transportation Project Plat No. 5992-06-32-4.01 Amendment No. 1 which simply adds a single utility company release parcel, Parcel 11, which was erroneously omitted, and correctly removes an erroneous Permanent Limited Easement reference to Parcel 3 from the previously approved and adopted Transportation Project Plat No. 5992-06-32-4.01 - Relocation Order USH 151 - East Washington Avenue City of Madison (Marquette Street-Carpenter Street) for the acquisition of Plat of Land Interests required for the East Washington Avenue - Segment 4 Reconstruction-Engineering Project No. 53B0204.

Sponsors: Joseph R. Clausius and Larry Palm

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

Enactment No: RES-08-00424

43. [09760](#) Awarding Public Works Contract No. 6144, Capitol Square Streetscape Updates - 2008.

Sponsors: BOARD OF PUBLIC WORKS

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

Enactment No: RES-08-00425

44. [09761](#) Awarding Public Works Contract No. 6211, Concrete Pavement Joint Repair - 2008 (with Asphaltic Pavement).

Sponsors: BOARD OF PUBLIC WORKS

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

Enactment No: RES-08-00426

REPORT OF COMMON COUNCIL ORGANIZATIONAL COMMITTEE

45. [09265](#) Amending Section 3.11(6) of the Madison General Ordinances to assign the duties of the Director of Public Works to the City Engineer whenever the Director of Public Works position is vacant.

Sponsors: Judy Compton

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

Enactment No: ORD-08-00048

REPORT OF LANDMARKS COMMISSION

46. [08715](#) Steinle Turret Machine Co., 149 Waubesa Street - Proposed Landmark Nomination.

Contact: Becky Steinhoff, Atwood Community Center

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

A motion was made by Ald. Verveer, seconded by Ald. Bruer, to Accept the report and adopt the landmark nomination. The motion passed by voice vote/other.

47. [08926](#) Hobbins Block/Olson and Veerhusen Building, 7-9 North Pinckney Street - Proposed Landmark Nomination.
Owners: Owen Keith Decker and Jane M. Decker
Contact: Carolyn Freiwald, Madison Trust for Historic Preservation
10 Registrant(s) in support wishing to speak; 1 Registrant(s) in opposition wishing to speak; 12 Registrant(s) in support not wishing to speak.
- A motion was made by Ald. Verveer, seconded by Ald. Webber, to Accept the report and adopt the landmark nomination. The motion passed by voice vote/other.**
- Excused:** 1 -
Brian L. Solomon
- Ayes:** 18 -
Marsha A. Rummel; Zachariah Brandon; Eli Judge; Paul E. Skidmore; Tim Gruber; Satya V. Rhodes Conway; Julia S. Kerr; Tim Bruer; Judy Compton; Joseph R. Clausius; Michael Schumacher; Mark Clear; Thuy Pham-Remmele; Jed Sanborn; Brenda K. Konkel; Lauren Cnare; Michael E. Verveer and Robbie Webber
- Abstentions:** 1 -
Larry Palm
- Non Voting:** 1 -
David J. Cieslewicz
- A substitute motion was made by Ald. Clear, seconded by Ald. Compton to Refer to Landmarks Commission. The motion FAILED by voice vote/other.**
- A substitute motion was made by Ald. Palm, seconded by Ald. Compton to Refer to Landmarks Commission and request a specific report designating which parts of the building are able to be landmarked. The motion FAILED by voice vote/other.**
48. [08927](#) Maeder Building/Ellsworth Block, 21-25 North Pinckney Street - Proposed Landmark Nomination.
Owner: Osorio Investments LLC
Contact: Carolyn Freiwald, Madison Trust for Historic Preservation
9 Registrant(s) in support wishing to speak; 12 Registrant(s) in support not wishing to speak.
- A motion was made by Ald. Verveer, seconded by Ald. Bruer, to Accept the report and adopt the landmark nomination. The motion passed by voice vote/other.**
49. [08928](#) Winterbotham Building, 27 North Pinckney Street - Proposed Landmark Nomination.
Owner: Crescent LLC
Contact: Carolyn Freiwald, Madison Trust for Historic Preservation
8 Registrant(s) in support wishing to speak. 12 Registrant(s) in support not wishing to speak.
- A motion was made by Ald. Verveer, seconded by Ald. Bruer, to Accept the report and adopt the landmark nomination. The motion passed by voice vote/other.**

REPORT OF PLAN COMMISSION

50. [09438](#) Approving a Certified Survey Map of property owned by Harvey & Gertrude Barash at 205 N. Prospect Avenue. 5th Ald. Dist.

Sponsors: Common Council By Request

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

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

Enactment No: RES-08-00427

51. [09776](#) Approving the final plat of Tormey Ridge located at 12003 Mineral Point Road. 9th Ald. Dist.

Sponsors: Common Council By Request

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

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

Enactment No: RES-08-00428

REPORT OF DEPARTMENT OF PLANNING AND COMMUNITY AND ECONOMIC DEVELOPMENT

52. [10007](#) Approving a Certified Survey Map of property owned by Cherokee Park, Inc. at 78-92 Golf Parkway. 18th Ald. Dist.

Sponsors: Common Council By Request

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

Enactment No: RES-08-00429

53. [10008](#) Approving a Certified Survey Map of property owned by Lot 6 and 7 Silicon Prairie Business Park, LLC at 9710, 9718 & 9802 Silicon Prairie Parkway. 9th Ald. Dist.

Sponsors: Common Council By Request

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

Enactment No: RES-08-00430

REPORT OF PUBLIC SAFETY REVIEW BOARD

54. [05831](#) Report of Police Chief dated February 27, 2007 re: Sensitive Crimes Interview Procedures.
Place on File Without Prejudice at the 5/6/08 Common Council Meeting (per the recommendation made by the Public Safety Review Board on 3/11/08).
A motion was made by Ald. Verveer, seconded by Ald. Bruer, to Refer to a future Meeting to Place on File to the COMMON COUNCIL, due back on 5/6/2008. The motion passed by voice vote/other.

REPORT OF RISK MANAGER

55. [07284](#) Alexander S. Kammer, Atterbury & Kammer, S.C., attorney for S. Nyberg, 2809 Union St., Madison - personal injury - \$300,000.00.
A motion was made by Ald. Verveer, seconded by Ald. Bruer, to Disallow. The motion passed by voice vote/other.
56. [09243](#) M. Domann, 225 W. North St., #7, DeForest - vehicle damage - \$600.00.
A motion was made by Ald. Verveer, seconded by Ald. Bruer, to Disallow. The motion passed by voice vote/other.
57. [09245](#) C. Gray, 1629 Kings Mill Way, #205, Madison - vehicle damage - \$323.06.
A motion was made by Ald. Verveer, seconded by Ald. Bruer, to Disallow. The motion passed by voice vote/other.
58. [09336](#) L. Jones, 3112 Bluff St., # 2, Madison - vehicle damage - \$223.58.
A motion was made by Ald. Verveer, seconded by Ald. Bruer, to Disallow. The motion passed by voice vote/other.
59. [09347](#) R. and J. Fox, 4502 Woods End, Madison - vehicle damage - \$186.25.
A motion was made by Ald. Verveer, seconded by Ald. Bruer, to Disallow. The motion passed by voice vote/other.
60. [09595](#) J. Haugen, 152 Kroncke Dr., Sun Prairie - vehicle damage - \$69.59.
A motion was made by Ald. Verveer, seconded by Ald. Bruer, to Disallow. The motion passed by voice vote/other.

61. [09635](#) H. Clash, 5685 Norfolk Dr., Fitchburg - personal injury - \$20,000.00.

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

62. [09638](#) A. Serenko, 1310 Glacier Hill Dr., Madison - vehicle damage - \$571.50.

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

63. [09682](#) J. Telander, 3009 Worthington Ave., # 2, Madison, 53714 - reimbursement - \$125.00.

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

64. [09683](#) A. Olson, 817 Prospect Pl., Madison, 53703 - vehicle damage - \$257.77.

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

65. [09684](#) T. & S. Roemer, 5306 Big Bow Rd., Fitchburg, 53711 - vehicle damage - \$336.57.

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

66. [09686](#) R. Wight, 217 Garnet Ln., Madison, 53714 - vehicle damage - \$64.00.

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

67. [09688](#) R. Hyslop, 2781 Crinkle Root Dr., Madison, 53711 - vehicle damage - \$805.15.

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

68. [09691](#) C. Koberle, 4185 Twin Valley Rd., Middleton, 53562 - vehicle damage - \$89.60.

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

69. [09692](#) J. Walsh, 33 E. Main St., Ste. 700, Madison, 53703 - vehicle damage - \$250.00.

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

70. [09717](#) J. Faust, 1011 Ganser Dr., Waunakee - vehicle damage - \$461.68.

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

REPORT OF TRANSIT/ PARKING COMMISSION

71. [09714](#) Authorizing the Transit General Manager to exercise contracting options in the agreements with Badger Bus Lines, Badger Cab, and Transit Solutions for the purpose of providing Supplemental Paratransit Services to Metro Transit for the calendar years 2009 and 2010.

Sponsors: Robbie Webber, Jed Sanborn and Brian L. Solomon

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

Enactment No: RES-08-00431

ITEMS REFERRED TO THIS MEETING

RESOLUTIONS

72. [09730](#) Amending the Composition of the Sustainable Design and Energy Committee.

Sponsors: Judy Compton and Satya V. Rhodes Conway

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

Enactment No: RES-08-00432

REPORTS

73. [09117](#) 2008 Community Development Authority Work Plan.

Accept at the 5/20/08 Common Council Meeting.

A motion was made by Ald. Verveer, seconded by Ald. Bruer, to Refer to a future Meeting to Accept to the COMMON COUNCIL, due back on 5/20/2008. The motion passed by voice vote/other.

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

ORDINANCES

74. [09981](#) Creating Section 28.06(2)(a)3347. 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 71-Unit Apartment Building; 2nd Aldermanic District: 301 North Hamilton Street.

Sponsors: Common Council By Request

Due back at the 6/3/08 Common Council Meeting.

This Ordinance was Refer For Public Hearing to the PLAN COMMISSION, due back on 6/3/2008

75. [09982](#) Creating Section 28.06(2)(a)3348. of the Madison General Ordinances rezoning property from C4 Central Commercial District to PUD(GDP) Planned Unit Development (General Development Plan) District, and creating Section 28.06(2)(a)3349. of the Madison General Ordinances rezoning property from PUD(GDP) Planned Unit Development (General Development Plan) District to PUD(SIP) Planned Unit Development Plan (Specific Implementation Plan) District. Proposed Use: Renovate & Expand Former School with 58 Apartments and First Floor Retail; 4th Aldermanic District: 31 South Henry Street.

Sponsors: Common Council By Request

Due back at the 6/3/08 Common Council Meeting.

This Ordinance was Refer For Public Hearing to the PLAN COMMISSION, due back on 6/3/2008

76. [10009](#) Amending Section 12.1335(4)(c) of the Madison General Ordinances to modify the dates when the City can declare a snow emergency.

Sponsors: David J. Cieslewicz

This Ordinance was Refer to the TRANSIT AND PARKING COMMISSION

77. [10012](#) Amending Section 23.40(8) of the Madison General Ordinances to change the period when oak trees may not be removed, trimmed or pruned.

Sponsors: Michael Schumacher and Joseph R. Clausius

This Ordinance was Refer to the BOARD OF PARK COMMISSIONERS

78. [10013](#) Adopting and confirming Revision 262 of the Madison General Ordinances as of March 15, 2008 to incorporate the changes pursuant to Sec. 66.0103, Wis. Stats.
- Sponsors:** Common Council By Request
Adopt at the 5/6/08 Common Council Meeting.
- This Ordinance was Refer to a future Meeting to Adopt to the COMMON COUNCIL, due back on 5/6/2008**
79. [10014](#) Adopting and confirming the Labor Agreement between the City of Madison and Local 311, I.A.F.F. for the period January 1, 2008 to December 31, 2009.
- Sponsors:** David J. Cieslewicz
Due back at the 5/6/08 Common Council Meeting.
- This Ordinance was Refer to the BOARD OF ESTIMATES, due back on 5/6/2008**
80. [10015](#) Adopting and confirming the Labor Agreement between the City of Madison and the Madison Professional Police Officers Association (MPPOA) from January 1, 2008 to December 31, 2009.
- Sponsors:** David J. Cieslewicz
Due back at the 5/6/08 Common Council Meeting.
- This Ordinance was Refer to the BOARD OF ESTIMATES, due back on 5/6/2008**
81. [10016](#) Adopting and confirming the Labor Agreement between the City of Madison and SEIU District 1199W/UPQHC from January 1, 2008 to December 31, 2009 and January 1, 2010 through December 31, 2011.
- Sponsors:** David J. Cieslewicz
Due back at the 5/6/08 Common Council Meeting.
- This Ordinance was Refer to the BOARD OF ESTIMATES, due back on 5/6/2008**
82. [10057](#) Amending Section 3.50 of the Madison General Ordinances to allow elected officials to refuse, in whole or in part, the salary to which they otherwise are entitled and directing procedures to do so.
- Sponsors:** Thuy Pham-Remmele
Additional Referral(s): Common Council Organizational Committee
- This Ordinance was Refer to the BOARD OF ESTIMATES**

RESOLUTIONS

83. [09632](#) Confirming the re-appointment of Richard A Grasmick to the position of Information Technology Director subject to the approval and execution of a five-year employment agreement.
- Sponsors:** David J. Cieslewicz
- Due back at the 5/6/08 Common Council Meeting for Confirmation Hearing.
- This Resolution was Refer to the BOARD OF ESTIMATES, due back on 5/6/2008**
84. [09633](#) Authorizing the Mayor and Clerk to execute a Labor Agreement between the City of Madison and SEIU District 1199W/United Professionals for Quality Health Care (UPQHC) for the periods of January 1, 2008 through December 31, 2009 and January 1, 2010 through December 31, 2011.
- Sponsors:** David J. Cieslewicz
- Due back at the 5/6/08 Common Council Meeting.
- This Resolution was Refer to the BOARD OF ESTIMATES, due back on 5/6/2008**
85. [09639](#) Authorizing the Mayor and City Clerk to execute a Labor Agreement between the City of Madison and Local 311, International Fire Fighters Association (I.A.F.F.) for the period January 1, 2008 through December 31, 2009.
- Sponsors:** David J. Cieslewicz
- Due back at the 5/6/08 Common Council Meeting.
- This Resolution was Refer to the BOARD OF ESTIMATES, due back on 5/6/2008**
86. [09869](#) Authorizing the Mayor, City Clerk, and the Director of the Department of Civil Rights to enter into a 1-year contract extension with the U.S. Equal Employment Opportunity Commission to provide complaint processing services.
- This Resolution was Refer to the BOARD OF ESTIMATES**
87. [09917](#) Authorizing the Mayor and Clerk to execute a Labor Agreement between the City of Madison and the Madison Professional Police Officers Association (MPPOA) for the period of January 1, 2008 through December 31, 2009.
- Sponsors:** David J. Cieslewicz
- Due back at the 5/6/08 Common Council Meeting.
- This Resolution was Refer to the BOARD OF ESTIMATES, due back on 5/6/2008**
88. [09936](#) Amending the 2008 Public Health Operating Budget to increase Public Health Interpreters from 1.0 FTE to 1.3 FTE.
- Sponsors:** Lauren Cnare
- Additional Referral(s): Board of Health for Madison and Dane County
- This Resolution was Refer to the BOARD OF ESTIMATES**

89. [09937](#) Approving the provision of \$10,000 Emerging Neighborhood Funds to the Community Action Coalition of Southern Wisconsin and authorizing the Mayor and the City Clerk to enter into an agreement with this agency to implement the project.

Sponsors: Brian L. Solomon

This Resolution was Refer to the BOARD OF ESTIMATES

90. [09995](#) Authorizing the Mayor and City Clerk to execute agreements with Dane County, Village of Cottage Grove, Town of Madison, and the City of Fitchburg for the operation and maintenance of traffic control signals and streetlights at various locations.

Sponsors: David J. Cieslewicz

This Resolution was Refer to the BOARD OF ESTIMATES

91. [09996](#) Approving the installation of a traffic signal at the intersection of Manchester Road and McKee Road and amending the 2008 Traffic Engineering capital budget to include \$40,000 for the installation of this traffic signal.

Sponsors: Zachariah Brandon

This Resolution was Refer to the BOARD OF ESTIMATES

92. [10011](#) Authorizing the Mayor and City Clerk to Execute a First Amendment to Deed of Easement from Edgewood, Inc. to the City of Madison Amending the Original Agreement Regarding Edgewood Drive.

Sponsors: Michael Schumacher, Joseph R. Clausius and Brian L. Solomon

This Resolution was Refer to the BOARD OF PARK COMMISSIONERS

93. [10018](#) Amending the 2008 Information Technology Capital Budget to allow for an increase in expenditure authority of \$60,671 and a corresponding increase in other funding for the Enterprise GIS (#810536) project.

Sponsors: David J. Cieslewicz

This Resolution was Refer to the BOARD OF ESTIMATES

94. [10032](#) Seeking Common Council approval of the 2008-09 Madison Arts Commission Grant awards and the 2008 Summer Concerts Performances as recommended by the Madison Arts Commission.

Sponsors: Tim Gruber and Michael E. Verveer

This Resolution was Refer to the MADISON ARTS COMMISSION

95. [10037](#) Amending the 2008 Capital Budgets for Engineering-Major Streets, Sewer Utility, Stormwater Utility and Water Utility for Infrastructure Expenditures and Establishing Community Development Authority (CDA) Budget Authority for Demolition Expenditures Related to the Allied Terrace Redevelopment. (10th AD)

Sponsors: Brian L. Solomon

This Resolution was Refer to the BOARD OF ESTIMATES

96. [10044](#) Amending the Parking Utility's 2008 Adopted Capital and Operating Budgets in order to convert the current CTR revenue equipment software (PARCS) to Zeag (ZMS) software and make the associated hardware changes. This would also approve a sole source purchase order for ZEAG (USA) Inc. to make these changes. Zeag will also maintain the software/hardware through assuming the CTR maintenance contract which is currently \$51,804/year.

Sponsors: Robbie Webber and Brian L. Solomon

Additional Referral(s): Board of Estimates

This Resolution was Refer to the TRANSIT AND PARKING COMMISSION

97. [10054](#) Amending the 2008 Water Utility Operating Budget to fund the revision of position #4093 from an Engineer 1 to an Engineer 2 salary classification effective June 1, 2008.

Sponsors: Lauren Cnare and Michael Schumacher

This Resolution was Refer to the WATER UTILITY BOARD

98. [10059](#) Amending the 2008 Adopted Operating Budgets of the PCED Community Development Division and the City Clerk's Office to transfer \$27,500 in unspent salary and benefits expense in order to fund the position of Clerk's Office Coordinator as of July 1, 2008.

Sponsors: David J. Cieslewicz, Marsha A. Rummel, Michael E. Verveer, Michael Schumacher, Satya V. Rhodes Conway, Joseph R. Clausius, Judy Compton, Robbie Webber, Mark Clear, Brian L. Solomon and Eli Judge

This Resolution was Refer to the BOARD OF ESTIMATES

REPORTS

99. [10040](#) Operating Budget Template for CDA Redevelopment Activities.

This Report was Refer to the BOARD OF ESTIMATES

100. [10042](#) Report of Chief of Police re: Police Overtime for 2007 and 1st Quarter of 2008.

This Report was Refer to the BOARD OF ESTIMATES

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

101. [09913](#) NOTICE OF CLAIM: E. Desai, 1105 Harrison St., Madison - vehicle damage - amount to be determined.
102. [09914](#) D. Tucker, owner of Diane's Draperies, 207 Cottage Grove Rd., Madison, 53716 - property damage - \$1,875.00.
103. [09915](#) Bridget Magar, Progressive, for J. Ledezma, 4911 Shore Acres Rd., Monona Grove, 53716 - vehicle damage - \$2374.22.
104. [09989](#) J. Stebbeds, 1680 Lighthouse Lodge Rd., Eagle River, WI - personal injury - \$6,775.90.
105. [09990](#) C. Genda, 1802 Blue Ridge Tr., Waunakee, 53597 - vehicle damage - \$1,298.28.
106. [09991](#) J. Zirbel, 1049 E. Johnson St., #1, Madison - vehicle damage - \$913.22.
107. [09992](#) M. Simms, 5106 Comanche Way, Madison - personal injury - \$699.00.
108. [09993](#) A. Kooiman, W3604 Rock Rd., Appleton - vehicle damage - \$965.00.
109. [09994](#) E. Coan, 14 Vinje Ct., Madison - property damage - \$750.00.
110. [10031](#) R. Prantner, 901 Harbor House Dr., #2, Madison, 53719 - vehicle damage - \$1379.17.
111. [10033](#) M. Jacobi for MG&E, P.O. Box 1231, Madison, 53701 - property damage - \$12,329.38.

112. [10046](#) J. Lindsey, 519 Northport Dr., # 1, Madison - vehicle damage - \$951.69.
113. [10047](#) G. Greenfield, 2018 Jefferson St., Madison - vehicle damage \$2936.83.
114. [10049](#) J. Druckrey, 4955 Blue Spruce Cir., Middleton, 53562 - vehicle damage - \$1858.78.

THE FOLLOWING ITEM(S) WERE INTRODUCED FROM THE FLOOR ON APRIL 8, 2008, AND ARE ON THIS AGENDA PURSUANT TO SEC. 2.05(1)(B), MGO SOLELY FOR THE PURPOSE OF ADDITIONAL REFERRALS.

NO FURTHER ACTION WAS TAKEN ON THESE ITEMS AT THE 4/22/08 COMMON COUNCIL MEETING.

115. [09836](#) Authorizing the Mayor and City Clerk to enter into a Purchase Agreement with the Natural Heritage Land Trust, Inc. for Phase 2 of the City's acquisition of lands for the planned expansion of the Cherokee Marsh Conservation Park and amending the 2008 Parks Capital Budget to authorize the expenditure of \$180,000 for this acquisition.
- Sponsors:** David J. Cieslewicz and Michael Schumacher
- Enactment No: RES-08-00422
116. [09851](#) Public Hearing - New License
Applicant: Radhe-Sham, LLC • dba: Comfort Inn & Suites • 6% alcohol, 53% food, other 41%
Address: 4822 E. Washington Ave. • Agent: Kathy Whalen
Class B Combination Liquor & Beer
Aldermanic District 17 (Clausius) • Police Sector 518
117. [09967](#) Amending Section 28.12(12)(g) of the Madison General Ordinances to prohibit demolition by fire except when conducted by Madison Fire Department and not to exceed three events per year.
- Sponsors:** Tim Gruber

****ADDENDUM****

LATE ITEMS

118. [10065](#) Honoring the history and achievements of The Capital Times newspaper.
- Sponsors:** David J. Cieslewicz, Joseph R. Clausius, Marsha A. Rummel, Brian L. Solomon, Judy Compton and Michael E. Verveer
- A motion was made by Ald. Verveer, seconded by Ald. Bruer, to Adopt. The motion passed by voice vote/other.**
- Enactment No: RES-08-00421
119. [10020](#) Authorizing execution of a Municipal Revenue Sharing Agreement Between the City of Fitchburg and the City of Madison.
- Sponsors:** David J. Cieslewicz
- Additional Referral(s): Water Utility Board, Common Council Meeting 5/20/08 for Public Hearing.
- A motion was made by Ald. Verveer, seconded by Ald. Bruer, to Refer For Public Hearing to the BOARD OF ESTIMATES, due back on 5/20/2008. The motion passed by voice vote/other.**
120. [10061](#) Allocating funds appropriated in the 2008 Operating Budget for prior-year encumbrances to match actual carry-forward encumbrances in various departmental accounts and appropriating \$303,805 from Contingent Reserve to fund additional year end encumbrances.
- Sponsors:** David J. Cieslewicz
- A motion was made by Ald. Verveer, seconded by Ald. Bruer, to Refer to the BOARD OF ESTIMATES. The motion passed by voice vote/other.**

INTRODUCTION OF ITEMS FROM THE FLOOR

121. [10075](#) Authorizing the Mayor and City Clerk to execute a lease with Camp Randall Rowing Club, Inc. for the Brittingham Boathouse located at 617 North Shore Drive.
- Sponsors:** Michael E. Verveer
- Additional Referral(s): Plan Commission
- A motion was made by Ald. Verveer, seconded by Ald. Bruer, to Refer to the BOARD OF PARK COMMISSIONERS. The motion passed by voice vote/other.**
122. [10084](#) Dedicating the City-Owned Site at 320 Koster Street in Honor of Jessica Bullen and Naming it the "Jessica Bullen Orchard and Quiet Garden".
- Sponsors:** Julia S. Kerr
- Adopt at the 5/6/08 Common Council Meeting.
- A motion was made by Ald. Rhodes Conway, seconded by Ald. Bruer, to Refer to a future Meeting to Adopt to the COMMON COUNCIL, due back on 5/6/2008. The motion passed by voice vote/other.**

ADJOURNMENT

A motion was made by Ald. Verveer, seconded by Ald. Bruer, to Adjourn at 9:40 p.m. The motion passed by voice vote/other.

I certify that the foregoing action of the Common Council was approved by the Mayor on April 25, 2008.

Ordinances published May 10, 2008.

MARIBETH WITZEL-BEHL, CITY CLERK