



City of Madison

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

Proceedings - Amended COMMON COUNCIL

Tuesday, May 6, 2008

6:30 PM

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

Roll Call at 6:36 p.m., Mayor Cieslewicz in the Chair.
Late: Ald. Compton (6:37 p.m.); Ald. Palm (6:42 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

SUSPENSION OF RULES

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

HONORING RESOLUTIONS

1. [10203](#) Recognizing and thanking Hickory Hurie for his professional and personal dedication to the City of Madison on the occasion of his retirement.

Sponsors: David J. Cieslewicz and COMMON COUNCIL

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

Enactment No: RES-08-00434

2. [10245](#) Expressing thanks and appreciation to Helen Dietzler, Records Clerk and Director of Election Equipment Testing, for 11 years of service in the City Clerk's Office.

Sponsors: David J. Cieslewicz and COMMON COUNCIL

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

Enactment No: RES-08-00435

3. [10088](#) Expressing thanks and appreciation to Katherine M. Cryan, Engineering Operations Manager for her assistance to the Madison Water Utility from May 25, 2007 through April 6, 2008.

Sponsors: Lauren Cnare, Michael Schumacher and David J. Cieslewicz

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

Enactment No: RES-08-00436

4. [10224](#) Declaring the first week of May, 2008 as National Youth Week in Madison, Wisconsin.

Sponsors: David J. Cieslewicz and Marsha A. Rummel

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

Enactment No: RES-08-00437

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 #: 45, 58, 60, 65, 67, 75, 76, 77, 110, 112 and public hearing items (5-34) on a motion made by Ald. Bruer, seconded by Ald. Clear.

RECESSED PUBLIC HEARINGS - BEGIN AT 6:45 PM

REPORT OF PLAN COMMISSION

5. [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. Clear, to Adopt and Close the Public Hearing. The motion passed by the following vote:

Ayes: 19 -

Jed Sanborn; 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

Noes: 1 -

Brenda K. Konkel

Non Voting: 1 -

David J. Cieslewicz

Enactment No: ORD-08-00049

PUBLIC HEARINGS - BEGIN AT 6:45 PM**REPORT OF ALCOHOL LICENSE REVIEW COMMITTEE**

6. [09837](#) Public Hearing - New License
NANU Venture, LLC • Restaurant Muramoto • 30% alcohol, 70% food
225 King St • Agent: Shinji Muramoto • Estimated Capacity: 90
Class B Combination Liquor & Beer
Aldermanic District 6 (Rummel) • Police Sector 405 • Density Area

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

7. [09840](#) Public Hearing - New License
Applicant Lucky 7 Restaurant, LLC • dba Lucky 7 Restaurant • 30% alcohol,
60% food, 10% other
Address 2440 Perry St. • Agent: Angelica Gomez • Estimated Capacity: 30
Class B Beer
Aldermanic District 14 (Bruer) • Police Sector 309
4 Registrant(s) in opposition wishing to speak.

A motion was made by Ald. Bruer, seconded by Ald. Clear, to Rerefer for Recessed Public Hearing to the ALCOHOL LICENSE REVIEW COMMITTEE. The motion passed by voice vote/other.

8. [09845](#) Public Hearing - New License
Applicant The Frequency, LLC • dba The Frequency • 100% alcohol, 0% food
Address 121 W Main St. • Agent: Darwin Sampson • Estimated Capacity: 100
Class B Combination Liquor & Beer
Aldermanic District 4 (Verveer) • Police Sector 405 • Density Area

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

9. [09848](#) Public Hearing - New License
Applicant William J. Scheer • dba Glenway Golf Course • 15% alcohol, 25% food, other 60%
Address 3747 Speedway Rd. • Agent: William J Scheer • Estimated Capacity: 50
Class B Combination Liquor & Beer
Aldermanic District 10 (Solomon) • Police Sector 302

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

10. [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

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

11. [09855](#) Public Hearing - New License
Applicant: Babs' French Quarter Kitchen, LLC • dba Babs French Quarter Kitchen • 20% alcohol, 80% food
Address: 1353 Williamson St. • Agent: Barbara L. Matthews • Estimated Capacity:
Class B Combination Liquor & Beer
Aldermanic District 6 (Rummel) • Police Sector 410

A motion was made by Ald. Bruer, seconded by Ald. Clear, to Grant and Close the Public Hearing with the following editorial correction: change the 80% alcohol and 20% food ratio to 80% food and 20% alcohol. The motion passed by voice vote/other.

12. [09859](#) Public Hearing - New License
Applicant: Lula, LLC • dba Talula • 30% alcohol, 70% food
Address: 802 Atlas Ave • Agent: Mary Reed • Estimated Capacity: 187
Class B Combination Liquor & Beer
Aldermanic District 3 (Cnare) • Police Sector 611

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

13. [09932](#) Operator License Application
Applicant James, LaTessa - Establishment where employed: R. P. Aldens

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

REPORT OF BOARD OF ESTIMATES

14. [09844](#) Amending Secs. 16.23(8)(f), 16.23(9)(e), 20.08(6)(a), 20.09(1)(f) and 20.11(1) of the Madison General Ordinances relating to the imposition and collection of subdivision service costs, fees in lieu of parkland acquisition and impact fees.

Sponsors: David J. Cieslewicz

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

Enactment No: ORD-08-00050

REPORT OF BOARD OF PUBLIC WORKS

15. [09559](#) Vacating a portion of unimproved Wheeler Road right-of-way from existing improved Wheeler Road to the southerly prolongation of the westerly line of Lot Eleven (11), 1st Addition to Cherokee Park being located in part of the Southeast ¼ of the Southwest ¼ and part of the Southwest ¼ of the Southeast 1/4 of Section 24, Town 08 North, Range 09 East, City of Madison, Dane County, Wisconsin.

Sponsors: Michael Schumacher

A motion was made by Ald. Bruer, seconded by Ald. Clear, to Rerefer for Recessed Public Hearing to the BOARD OF PUBLIC WORKS. The motion passed by voice vote/other.

RECOMMENDED ACTION FOR ID# 09559: REREFER TO BOARD OF PUBLIC WORKS FOR RECESSED PUBLIC HEARING.

16. [09834](#) Approving Plans, Specifications, And Schedule Of Assessments For Sherman Avenue Resurfacing Assessment District - 2008. (12th AD)

Sponsors: BOARD OF PUBLIC WORKS

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

Enactment No: RES-08-00438

17. [09838](#) Approving Revised Assessments For Schroeder Road Sidewalk Assessment District - 2007. (1st AD)

Sponsors: BOARD OF PUBLIC WORKS

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

Enactment No: RES-08-00439

18. [09839](#) Approving Plans, Specifications, And Schedule Of Assessments For Lake Mendota Drive (5300 Block) Assessable Sewer Relocation. (19th AD)

Sponsors: BOARD OF PUBLIC WORKS

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

Enactment No: RES-08-00440

19. [09843](#) Approving Plans, Specifications, And Schedule Of Assessments For South Few Street Sanitary Sewer Assessment District - 2008. (6th AD).

Sponsors: BOARD OF PUBLIC WORKS

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

Enactment No: RES-08-00441

REPORT OF STREET USE STAFF TEAM

20. [09739](#) To SUSPEND the handcrafted goods vending restrictions on May 10, 2008 from 8:00 a.m. to 5:00 p.m. during Cars on State and authorizing the Greater State Street Business Association, as sponsor of the special event, to select vendors and vending sites for the duration of this special event on the 100-400 blocks of State St. and the 100-200 blocks of N. Henry St.

Sponsors: Michael E. Verveer

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

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

Enactment No: RES-08-00442

21. [09740](#) To SUSPEND the handcrafted goods and personally prepared food vending restrictions on June 7, 2008 during the 29th Anniversary COWS ON THE CONCOURSE and authorizing the Dane County Dairy Promotion Committee, as sponsor of the special event, to select vendors, vending sites and performers for the duration of the event on the 10 blocks of E. & W. Main St. and the 100 & 200 blocks of Martin Luther King, Jr. Blvd.
- Sponsors:** Michael E. Verveer
1 Registrant(s) in support not wishing to speak.
- A motion was made by Ald. Bruer, seconded by Ald. Clear, to Adopt and Close the Public Hearing. The motion passed by voice vote/other.**
- Enactment No: RES-08-00443
22. [09741](#) To SUSPEND the handcrafted goods, personally prepared food vending restrictions on June 25, July 2, 9, 16, 23 and 30, 2008 (rain dates June 26, July 3, 10, 17, 24 and 31, 2008) from 3:00 p.m. to 11:59 p.m. during CONCERTS ON THE SQUARE and authorizing the Wisconsin Chamber Orchestra, as sponsor of the special event, to select vendors and vending sites for the duration of this special event on the 10 blocks of E. & W. Main St. and N. & S. Pinckney and the 100 blocks of E. Washington and MLK Jr. Blvd.
- Sponsors:** Michael E. Verveer
2 Registrant(s) in support not wishing to speak.
- A motion was made by Ald. Bruer, seconded by Ald. Clear, to Adopt and Close the Public Hearing. The motion passed by voice vote/other.**
- Enactment No: RES-08-00491
23. [09742](#) To SUSPEND the handcrafted goods, personally prepared food vending restrictions and INVALIDATE Mall/Concourse vending licenses from 6:00 p.m. July 11 to 9:00 p.m. July 13, 2008 in the areas specified below for the benefit of the Madison Museum of Contemporary Art, so that the 50th Annual ART FAIR ON THE SQUARE may occur.
- Sponsors:** Michael E. Verveer
2 Registrant(s) in support not wishing to speak.
- A motion was made by Ald. Bruer, seconded by Ald. Clear, to Adopt and Close the Public Hearing. The motion passed by voice vote/other.**
- Enactment No: RES-08-00445

24. [09743](#) Authorizing the Madison Museum of Contemporary Art, as sponsor of the 50th Annual ART FAIR ON THE SQUARE, EXCLUSIVE RIGHTS to select vendors, salespersons, vending sites and performers for the duration of this special event, 6:00 p.m. July 11 to 9:00 p.m. July 13, 2008, within the perimeter of the area, defined in the companion resolution, involved in the event.
- Sponsors:** Michael E. Verveer
2 Registrant(s) in support not wishing to speak.
- A motion was made by Ald. Bruer, seconded by Ald. Clear, to Adopt and Close the Public Hearing. The motion passed by voice vote/other.**
- Enactment No: RES-08-00446
25. [09744](#) To SUSPEND the handcrafted goods, personally prepared food vending restrictions and INVALIDATE certain Mall/Concourse vending licenses from 6:00 p.m. July 11, to 9:00 p.m. July 13, 2008 on the 200 block of Martin Luther King, Jr. Blvd. for the benefit of WI Alliance of Artists & Craftspeople, so that ART FAIR OFF THE SQUARE may occur.
- Sponsors:** Michael E. Verveer
1 Registrant(s) in support not wishing to speak.
- A motion was made by Ald. Bruer, seconded by Ald. Clear, to Adopt and Close the Public Hearing. The motion passed by voice vote/other.**
- Enactment No: RES-08-00447
26. [09745](#) Authorizing the WI Alliance of Artists and Craftspeople, as sponsor of the ART FAIR OFF THE SQUARE, EXCLUSIVE rights to select vendors, salespersons, vending sites and performers for the duration of the ART FAIR OFF THE SQUARE, from 6:00 p.m. July 11 to 9:00 p.m. July 13, 2008 on the 200 block of Martin Luther King Jr. Blvd.
- Sponsors:** Michael E. Verveer
1 Registrant(s) in support not wishing to speak.
- A motion was made by Ald. Bruer, seconded by Ald. Clear, to Adopt and Close the Public Hearing. The motion passed by voice vote/other.**
- Enactment No: RES-08-00448
27. [09746](#) To SUSPEND the handcrafted goods, personally prepared food vending restrictions and INVALIDATE Mall/Concourse vending licenses on July 18, 19 and 20, 2008 in the areas specified below for the benefit of the Greater State St. Business Association (GSSBA), so that MAXWELL ST. DAYS may occur.
- Sponsors:** Michael E. Verveer
1 Registrant(s) in support not wishing to speak.
- A motion was made by Ald. Bruer, seconded by Ald. Clear, to Adopt and Close the Public Hearing. The motion passed by voice vote/other.**
- Enactment No: RES-08-00449

28. [09747](#) Authorizing the Greater State Street Business Association (GSSBA), as sponsor of MAXWELL ST. DAYS, EXCLUSIVE rights to select vendors, salespersons, vending sites and performers for the duration of MAXWELL ST. DAYS, July 18, 19 and 20, 2008 within the perimeter of the area involved in the event.
- Sponsors:** Michael E. Verveer
- A motion was made by Ald. Bruer, seconded by Ald. Clear, to Adopt and Close the Public Hearing. The motion passed by voice vote/other.**
- Enactment No: RES-08-00450
29. [09748](#) To SUSPEND the handcrafted goods and personally prepared food vending restrictions on August 6, 13, 20, 27 and September 3, 2008 during the Jazz @ 5 concert series and authorizing Jazz @ 5 Inc., as sponsor of the special event, to select vendors, vending sites and performers within the 100 block of State St. for the duration of the special event
- Sponsors:** Michael E. Verveer
- 1 Registrant(s) in support not wishing to speak.
- A motion was made by Ald. Bruer, seconded by Ald. Clear, to Adopt and Close the Public Hearing. The motion passed by voice vote/other.**
- Enactment No: RES-08-00451
30. [09749](#) To SUSPEND the handcrafted goods, personally prepared food vending restrictions and INVALIDATE certain Mall/Concourse vending licenses from 1:00 p.m. August 30 to 11:59 p.m. on August 31, 2008 in the areas specified below for the benefit of Madison Festivals Inc., so that TASTE OF MADISON may occur.
- Sponsors:** Michael E. Verveer
- 1 Registrant(s) in support not wishing to speak.
- A motion was made by Ald. Bruer, seconded by Ald. Clear, to Adopt and Close the Public Hearing. The motion passed by voice vote/other.**
- Enactment No: RES-08-00452
31. [09750](#) Authorizing Madison Festivals Inc., as sponsor of the TASTE OF MADISON, EXCLUSIVE rights to select vendors, salespersons, vending sites and performers for the duration of the TASTE OF MADISON, from 1:00 p.m. August 30 to 11:59 p.m. on August 31, 2008, within the perimeter of the area involved in the event.
- Sponsors:** Michael E. Verveer
- 1 Registrant(s) in support not wishing to speak.
- A motion was made by Ald. Bruer, seconded by Ald. Clear, to Adopt and Close the Public Hearing. The motion passed by voice vote/other.**
- Enactment No: RES-08-00453

32. [09751](#) To SUSPEND the handcrafted goods and personally prepared food vending restrictions Saturday, September ~~13~~-20, 2008 during the Food for Thought Festival and authorizing the Dane County REAP Food Group, as sponsor of the event, to select vendors, vending sites and performers for the duration of the event on the 100 block of Martin Luther King, Jr. Blvd.

Sponsors: Michael E. Verveer

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

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

Enactment No: RES-08-00454

33. [09752](#) To SUSPEND the handcrafted goods and personally prepared food vending restrictions on June 14, 2008 during Safety Saturday and authorizing the Madison Fire Department, as sponsor of the special event, to select vendors, vending sites and performers for the duration of the event on the 10 blocks of E. & W. Main St. and the 100 & 200 blocks of Martin Luther King, Jr. Blvd.

Sponsors: Michael E. Verveer

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

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

Enactment No: RES-08-00455

34. [09762](#) To SUSPEND the handcrafted goods and personally prepared food vending restrictions on May 31, 2008 during Wisconsin Chinese culture day and authorizing the Madison Area Chinese Community Organization (MACCO), as sponsor of the special event, to select vendors, vending sites and performers for the duration of the event on the 100 block of Martin Luther King, Jr. Blvd.

Sponsors: Michael E. Verveer

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

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

Enactment No: RES-08-00456

END OF PUBLIC HEARINGS

BUSINESS PRESENTED BY THE MAYOR

35. [10035](#) Report of the Mayor submitting citizen committee appointments (introduced 4-22-2008; action 5-6-2008).

Sponsors: David J. Cieslewicz

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

36. [10222](#) Report of the Mayor submitting alder committee appointments.

Sponsors: David J. Cieslewicz

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

37. [10226](#) Report of the Mayor submitting citizen committee appointments (introduced 5-6-2008; action 5-20-2008).

Sponsors: David J. Cieslewicz

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

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

BUSINESS PRESENTED BY THE PRESIDENT OF THE COMMON COUNCIL

38. [10232](#) Designating Ald. Mike Verveer, District 4 to serve on the Ethics Board 2008-2009.

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

39. [10238](#) Appointments to the Common Council Organizational Committee 2008-2009.

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

CONFIRMATION HEARING

40. [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

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

Enactment No: RES-08-00457

REPORTS OF OFFICERS

REPORT OF ALCOHOL LICENSE REVIEW COMMITTEE

41. [09893](#) Change of Licensed Premise
Hartjes Ventures LLC • dba: Winestyles • Capacity of 30
Address: 554 N Midvale Blvd. • Agent: Val Hartjes
Class B Combination Liquor & Beer • 99% Alcohol, 1% food
Aldermanic District 11 (Gruber) • Police Sector: 108
Request to add outdoor seating along side of building in a fenced and gated area 7 x 26 feet with 16 chairs and 3 tables.
- A motion was made by Ald. Bruer, seconded by Ald. Clear, to Grant. The motion passed by voice vote/other.**
42. [09896](#) Change of Licensed Premise
Applicant: Cardinal Cafe & Bar, Inc. • dba: The Cardinal Bar • Capacity of 160
Address: 418 E Wilson Street • Agent: Corey L. Rogers
Class B Combination Liquor & Beer • 100% Alcohol, 0% food
Aldermanic District 6 (Rummel) • Police Sector 406
Request to expand service to 18X12 foot fenced outdoor cafe.
- A motion was made by Ald. Bruer, seconded by Ald. Clear, to Grant. The motion passed by voice vote/other.**
43. [09897](#) Change of Licensed Premise
Applicant: Mark Rechlicz Ent. • dba: Yahara Hills Golf Course • Capacity of 117
Address: 6701 US HWY 12 & 18 • Agent: Mark Rechlicz
Class B Combination Liquor & Beer • 49 % Alcohol, 51% food
Aldermanic District 16 (Compton) • Police Sector 622
Request to remodel by adding 8 bar stools.
- A motion was made by Ald. Bruer, seconded by Ald. Clear, to Grant. The motion passed by voice vote/other.**
44. [09918](#) Change of Corporate Control -- 1 new officer
Applicant: New Paradise Lounge, Inc. • dba: The New Paradise Lounge • 71% alcohol, 29% food
Address: 119 W Main Street • Agent: Robert Disch
Class B Combination Liquor & Beer
Aldermanic District 4 (Verveer) • Police Sector 406
- A motion was made by Ald. Bruer, seconded by Ald. Clear, to Grant. The motion passed by voice vote/other.**

45. [09919](#) Change of Licensed Premise
Applicant: K Street, LLC • dba: Madison's Downtown • Capacity of 216
Address: 119 King Street • Agent: Andy Haker
Class B Combination Liquor & Beer • 40% Alcohol, 60% food
Aldermanic District 4 (Verveer) • Police Sector 405
Request to increase capacity to 340.
1 Registrant(s) in opposition wishing to speak.; 1 Registrant(s) in support wishing to speak.

A motion was made by Ald. Schumacher, seconded by Ald. Bruer, to Refer to the ALCOHOL LICENSE REVIEW COMMITTEE. The motion passed by voice vote/other.
46. [09920](#) Change of Corporate Control new officer
Applicant: Saini, Inc • dba: Swagat Restaurant • 5% alcohol, 85% food
Address: 707 N High Point Rd • Agent: Resham Singh
Class B Combination Liquor & Beer
Aldermanic District 9 (Skidmore) • Police Sector 106

A motion was made by Ald. Bruer, seconded by Ald. Clear, to Grant. The motion passed by voice vote/other.
47. [09921](#) Change of Corporate Control -- 2 new officers
Applicant: Creative Host Services, Inc • dba: Cafe Ritazza • 23% alcohol, 77% food
Address: 4000 international Lane • Agent: Patricia Brand
Class B Combination Liquor & Beer
Aldermanic District 17 (Clausius) • Police Sector 512

A motion was made by Ald. Bruer, seconded by Ald. Clear, to Grant. The motion passed by voice vote/other.
48. [09922](#) Change of Corporate Control -- 2 new officers
Applicant: Creative Host Services, Inc • dba: Great Dane • 40% alcohol, 60% food
Address: 4000 International Lane • Agent: Patricia Brand
Class B Combination Liquor & Beer
Aldermanic District 17 (Clausius) • Police Sector 512

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

49. [09923](#) Change of Corporate Control -- 2 new officers
Applicant: Creative Host Services, Inc • dba: Ancora Coffee Cafe •20% alcohol, 80% food
Address: 4000 International Lane • Agent: Patricia Brand
Class B Combination Liquor & Beer
Aldermanic District 17 (Clausius) • Police Sector 512

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

50. [09924](#) Change of Corporate Control -- 2 new officers
Applicant: Creative Host Services, Inc. • dba: German Wurst Bar • 30% alcohol, 70% food
Address 4000 International Lane • Agent: Patricia Brand
Class B Combination Liquor & Beer
Aldermanic District 17 (Clausius) • Police Sector 512

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

51. [09926](#) Change of Agent
Applicant: CEC Entertainment, Inc. • dba: Chuck E. Cheese's • Address: 438 Grand Canyon Dr.
Old Agent: David Klade • New Agent: Donald Olbrys
Class C Wine & Class B Beer • 3% alcohol, 97% food
Aldermanic District 19 (Clear) • Police Sector 113

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

52. [09928](#) Change of Agent
Applicant: Lao Laan-Xang II, Inc. • dba: Lao Laan Xang Restaurant • Address 1146 Williamson St. and 2098 Atwood Ave.
Old Agent: Christine Inthachith • New Agent: Anousone Ithachith
Class C Wine & Class B Beer • 20% alcohol, 80% food
Aldermanic District 6 (Rummel) • Police Sector 408 (Williamson) 410 (Atwood)

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

53. [09929](#) Operator License Application
Applicant: Lewis, Bryan - Establishment where employed: R-Place on Park

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

54. [09930](#) Operator License Application
Applicant: Camacho, Katherine - Establishment where employed: Applebee's

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

55. [09931](#) Operator License Application
Applicant: Gehrke, Justin- Establishment where employed: Qdoba

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

56. [09933](#) Operator License Application
Applicant: Friedrichs, Michael - Establishment where employed: Not currently employed

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

57. [10237](#) Alcohol License Review Committee Report of Operator License Applications 4/30/08. See attached report for list of operators.

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

REPORT OF CITY ATTORNEY

58. [09259](#) Operator License Application
Cedric Jackson - Establishment where employed: Good Times.

A motion was made by Ald. Bruer, seconded by Ald. Kerr, to Refer to the ALCOHOL LICENSE REVIEW COMMITTEE. The motion passed by voice vote/other.

59. [09301](#) NOTICE OF CLAIM: W. White, Michael Best & Friedrich LLP for USquare LLC, Madison - unenforceable contract - amount to be determined.

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

REPORT OF BOARD OF ESTIMATES

60. [09487](#) SUBSTITUTE - Accepting the report entitled "Property and Evidence Storage and Retention Report."

Sponsors: David J. Cieslewicz

A motion was made by Ald. Bruer, seconded by Ald. Clear, to Adopt the resolution and Accept the report. The motion passed by voice vote/other.

Enactment No: RES-08-00458

61. [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

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

Enactment No: RES-08-00459

62. [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

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

Enactment No: RES-08-00460

63. [09652](#) Authorizing the Board of Health for Madison and Dane County on behalf of Public Health-Madison and Dane County to accept up to \$45,000 from the Wisconsin Department of Family Services for HIV Prevention Services for the period of January 1, 2008 to December 31, 2008 and authorizing the Director to sign for Public Health-Madison and Dane County.

Sponsors: Lauren Cnare and Larry Palm

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

Enactment No: RES-08-00461

64. [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.

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

Enactment No: RES-08-00462

65. [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

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

Enactment No: RES-08-00463

66. [09936](#) Amending the 2008 Public Health Operating Budget to increase Public Health Interpreters from 1.0 FTE to 1.3 FTE.

Sponsors: Lauren Cnare

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

Enactment No: RES-08-00464

67. [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

A motion was made by Ald. Solomon, seconded by Ald. Bruer, to Adopt. No action was taken.

A substitute motion was made by Ald. Rhodes Conway, seconded by Ald. Bruer, to Refer to the EMERGING NEIGHBORHOODS FUND COMMITTEE. The motion passed by voice vote/other.

68. [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

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

Enactment No: RES-08-00465

69. [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

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

Ayes: 20 -

Brenda K. Konkeli; 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-08-00466

70. [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

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

Enactment No: ORD-08-00051

71. [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

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

Enactment No: ORD-08-00052

72. [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

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

Enactment No: ORD-08-00053

73. [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

A motion was made by Ald. Bruer, seconded by Ald. Clear, 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. Konkel

Non Voting: 1 -

David J. Cieslewicz

Enactment No: RES-08-00467

74. [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

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

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

75. [10040](#) Operating Budget Template for CDA Redevelopment Activities.

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

A motion was made by Ald. Konkel, 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.

76. [10042](#) Report of Chief of Police re: Police Overtime for 2007 and 1st Quarter of 2008.

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

77. [10059](#) SUBSTITUTE - Appropriating \$27,500 from the City Contingent Reserve and Amending the 2008 Adopted Operating Budgets of the ~~PCED Community Development Division and the City Clerk's Office~~ to transfer provide \$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, Eli Judge and Julia S. Kerr

2 Registrant(s) in support wishing to speak; 6 Registrant(s) in support not wishing to speak.

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

Ayes: 18 -

Michael E. Verveer; Robbie Webber; Marsha A. Rummel; 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; Brenda K. Konkel and Lauren Cnare

Noes: 2 -

Zachariah Brandon and Jed Sanborn

Non Voting: 1 -

David J. Cieslewicz

Enactment No: RES-08-00468

A motion was made by Ald. Brandon, seconded by Ald. Clausius, to Adopt With Amendment(s) as follows: Adopt version 1 with the following additional clauses: "WHEREAS, the Mayor and Common Council believe that combining the Common Council Office with the City Clerk's Office will result in improved efficiency and possible cost-savings" and "NOW THEREFORE BE IT RESOLVED that the Mayor and Common Council will create a workgroup to study combining the Common Council Office and City Clerk's Office for submission in the 2009 Executive Budget". The motion FAILED by the following vote:

Ayes: 8 -

Zachariah Brandon; Paul E. Skidmore; Larry Palm; Michael Schumacher; Mark Clear; Thuy Pham-Remmele; Jed Sanborn and Brenda K. Konkel

Noes: 12 -

Robbie Webber; Marsha A. Rummel; Eli Judge; Brian L. Solomon; Tim Gruber; Satya V. Rhodes Conway; Julia S. Kerr; Tim Bruer; Judy Compton; Joseph R. Clausius; Lauren Cnare and Michael E. Verveer

Non Voting: 1 -

David J. Cieslewicz

Enactment No: RES-08-00468

A motion was made by Ald. Schumacher, seconded by Ald. Clear, to Table. The motion FAILED by the following vote:

Ayes: 5 -

Paul E. Skidmore; Tim Gruber; Michael Schumacher; Mark Clear and Brenda K. Konkel

Noes: 15 -

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

Non Voting: 1 -

David J. Cieslewicz

Enactment No: RES-08-00468

A motion was made by Ald. Rummel, seconded by Ald. Cnare, to Adopt With Amendment(s) as follows: amend the substitute motion by deleting "WHEREAS, the Mayor and Common Council believe that combining the Common Council Office with the City Clerk's Office will result in improved efficiency and possible cost-savings". The motion FAILED by the following vote:

Ayes: 9 -

Marsha A. Rummel; Zachariah Brandon; Paul E. Skidmore; Larry Palm; Michael Schumacher; Mark Clear; Brenda K. Konkel; Lauren Cnare and Michael E. Verveer

Noes: 11 -

Robbie Webber; Eli Judge; Brian L. Solomon; Tim Gruber; Satya V. Rhodes Conway; Julia S. Kerr; Tim Bruer; Judy Compton; Joseph R. Clausius; Thuy Pham-Remmele and Jed Sanborn

Non Voting: 1 -

David J. Cieslewicz

Enactment No: RES-08-00468

A motion was made by Ald. Verveer, seconded by Ald. Solomon, to Move the Previous Question. The motion FAILED by the following vote (2/3 vote required):

Ayes: 13 -

Robbie Webber; Eli Judge; Paul E. Skidmore; Brian L. Solomon; Tim Gruber; Julia S. Kerr; Tim Bruer; Judy Compton; Joseph R. Clausius; Thuy Pham-Remmele; Jed Sanborn; Lauren Cnare and Michael E. Verveer

Noes: 7 -

Marsha A. Rummel; Zachariah Brandon; Satya V. Rhodes Conway; Larry Palm; Michael Schumacher; Mark Clear and Brenda K. Konkel

Non Voting: 1 -

David J. Cieslewicz

Enactment No: RES-08-00468

78. [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. Bruer, seconded by Ald. Clear, 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-08-00469

REPORT OF BOARD OF PUBLIC WORKS

79. [09476](#) Awarding Public Works Contract No. 6185, 2008 Parking Ramp Maintenance.

Sponsors: BOARD OF PUBLIC WORKS

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

Enactment No: RES-08-00470

80. [09764](#) Improvements accepted for Randall Avenue Reconstruction Assessment District - 2006, Contract No. 5812. (13th AD)

Sponsors: BOARD OF PUBLIC WORKS

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

Enactment No: RES-08-00471

81. [09765](#) Improvements accepted for Annual Sawcutting of Concrete Sidewalk & Incidental Work, Contract No. 5942. (Various ADs)
Sponsors: BOARD OF PUBLIC WORKS

A motion was made by Ald. Bruer, seconded by Ald. Clear, to Adopt. The motion passed by voice vote/other.
Enactment No: RES-08-00472
82. [09814](#) Improvements accepted for Rethke Avenue Assessment District - 2007, Contract No. 5932. (15th AD)
Sponsors: BOARD OF PUBLIC WORKS

A motion was made by Ald. Bruer, seconded by Ald. Clear, to Adopt. The motion passed by voice vote/other.
Enactment No: RES-08-00473
83. [09816](#) Improvements accepted for East Main Street, South Livingston Street Reconstruction Street Assessment District - 2002, Contract No. 5527. (6th AD)
Sponsors: BOARD OF PUBLIC WORKS

A motion was made by Ald. Bruer, seconded by Ald. Clear, to Adopt. The motion passed by voice vote/other.
Enactment No: RES-08-00474
84. [09818](#) Improvements accepted for Annual Construction & Reconstruction of Concrete Sidewalk & Incidental Concrete Curb & Gutter Work Ordered (District 20) by the Common Council, Contract No. 5821. (20th AD)
Sponsors: BOARD OF PUBLIC WORKS

A motion was made by Ald. Bruer, seconded by Ald. Clear, to Adopt. The motion passed by voice vote/other.
Enactment No: RES-08-00475
85. [09822](#) Approving temporary construction work with associated noise impacts between the hours of 7:00 PM and 7:00 AM on University Avenue, West Johnson Street and West Dayton Street. (8th AD)
Sponsors: BOARD OF PUBLIC WORKS

A motion was made by Ald. Bruer, seconded by Ald. Clear, to Adopt. The motion passed by voice vote/other.
Enactment No: RES-08-00476

86. [09850](#) Awarding Public Works Contract No. 6108, Sanitary Sewer Replacement with Resurfacing - E. Gorham Street 2008. (2nd AD)
Sponsors: BOARD OF PUBLIC WORKS
- A motion was made by Ald. Bruer, seconded by Ald. Clear, to Adopt. The motion passed by voice vote/other.**
- Enactment No: RES-08-00433
87. [09854](#) Awarding Public Works Contract No. 6129, Jenifer Street and Livingston Street Reconstruction Assessment District - 2008. (6th AD)
Sponsors: BOARD OF PUBLIC WORKS
- A motion was made by Ald. Bruer, seconded by Ald. Clear, to Adopt. The motion passed by voice vote/other.**
- Enactment No: RES-08-00477
88. [09856](#) Awarding Public Works Contract No. 6135, South Sprecher Road Assessment District - 2008. (3rd AD)
Sponsors: BOARD OF PUBLIC WORKS
- A motion was made by Ald. Bruer, seconded by Ald. Clear, to Adopt. The motion passed by voice vote/other.**
- Enactment No: RES-08-00478
89. [09857](#) Awarding Public Works Contract No. 6140, Riverside Drive and Yahara Place Reconstruction Assessment District - 2008. (6th AD)
Sponsors: BOARD OF PUBLIC WORKS
- A motion was made by Ald. Bruer, seconded by Ald. Clear, to Adopt. The motion passed by voice vote/other.**
- Enactment No: RES-08-00479
90. [09858](#) Awarding Public Works Contract No. 6151, Sanitary Sewer Replacement with Resurfacing Central Assessment District - 2008. (Various ADs)
Sponsors: BOARD OF PUBLIC WORKS
- A motion was made by Ald. Bruer, seconded by Ald. Clear, to Adopt. The motion passed by voice vote/other.**
- Enactment No: RES-08-00480

91. [09867](#) Improvements accepted for Annual Construction & Reconstruction of Concrete Sidewalk & Incidental Concrete Curb & Gutter Work Ordered (Districts 15 & 17) by the Common Council, Contract No. 5995. (15th & 17th ADs)

Sponsors: BOARD OF PUBLIC WORKS

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

Enactment No: RES-08-00481

92. [09877](#) Improvements accepted for Westmorland Park Greenway, Contract No. 6040. (11th AD)

Sponsors: BOARD OF PUBLIC WORKS

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

Enactment No: RES-08-00482

93. [09887](#) Authorizing the City of Madison to apply for and administer an Urban Nonpoint Source & Stormwater Management Program grant from the Wisconsin Department of Natural Resources for the Wingra Creek Parkway Improvements -Phase 2 Project. (Various ADs)

Sponsors: BOARD OF PUBLIC WORKS

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

Enactment No: RES-08-00483

94. [09911](#) Authorizing indemnification of Wisconsin Department of Natural Resources (WDNR) from liability associated with occupancy, use, service, operation, performance of work, omissions or environmental hazards of property acquired by the City of Madison from the Union Pacific Railroad Company using funds from a WDNR Grant for a multi-use bike and pedestrian path (Cannonball Path). (14th AD)

Sponsors: BOARD OF PUBLIC WORKS

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

Enactment No: RES-08-00484

95. [09912](#) Approving plans and specifications for public improvements required to serve Phase II of the Subdivision known as Silicon Prairie Business Park and authorizing construction to be undertaken by the Developer, Private Contract No. 2197. (9th AD)
- Sponsors:** BOARD OF PUBLIC WORKS
- A motion was made by Ald. Bruer, seconded by Ald. Clear, to Adopt. The motion passed by voice vote/other.**
- Enactment No: RES-08-00485
96. [09944](#) Declaring the City of Madison's intention to exercise its police powers establishing the South Few Street Sanitary Sewer Assessment District - 2008. (6th AD)
- Sponsors:** BOARD OF PUBLIC WORKS
- A motion was made by Ald. Bruer, seconded by Ald. Clear, to Adopt. The motion passed by voice vote/other.**
- Enactment No: RES-08-00486
97. [09947](#) Approving plans and specifications and authorizing the Board of Public Works to advertise and receive bids for Allied Drive Redevelopment Project - Streets & Utilities - 2008, Contract No. 6212. (10th AD)
- Sponsors:** BOARD OF PUBLIC WORKS
- Adopt at the 5/20/08 Common Council Meeting.
- A motion was made by Ald. Bruer, seconded by Ald. Clear, to Refer to a future Meeting to Adopt to the COMMON COUNCIL, due back on 5/20/2008. The motion passed by voice vote/other.**
- Enactment No: RES-08-00487
98. [09953](#) Approving plans and specifications and authorizing the Board of Public Works to advertise and receive bids for Allied Drive Redevelopment Project - Demolition - 2008, Contract No. 6213. (10th AD)
- Sponsors:** BOARD OF PUBLIC WORKS
- Adopt at the 5/20/08 Common Council Meeting.
- A motion was made by Ald. Bruer, seconded by Ald. Clear, to Refer to a future Meeting to Adopt to the COMMON COUNCIL, due back on 5/20/2008. The motion passed by voice vote/other.**
- Enactment No: RES-08-00488

REPORT OF HOUSING COMMITTEE

99. [08533](#) Amending Sec. 27.09(5)(a) of the Madison General Ordinances to allow for the assessment of a reinspection fee when compliance is not achieved, rather than after the first compliance inspection regardless of compliance status.

Sponsors: Michael E. Verveer

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

Enactment No: ORD-08-00054

REPORT OF RISK MANAGER

100. [09348](#) Vomanechia Newman, State Farm Insurance Companies, P.O. Box 82613, Lincoln, NE, for M. Schoon, 4865 Scherbel Rd., Black Earth - vehicle damage - \$4,612.09.

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

101. [09757](#) M. Wojtaszek, 2924 Harvey St., #3B, Madison - vehicle damage - \$245.95.

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

102. [09758](#) L. Smith, 515 W. Washington Ave., #1, Madison - vehicle damage - \$434.92.

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

103. [09759](#) B. Tague, 5014 Milwaukee St., Madison - property damage - \$285.90.

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

104. [09791](#) M. McCormick, 4005 Tokay Blvd., Madison, 53711 - vehicle damage - \$300.49.

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

105. [09792](#) S. Sample, 422 Shepard Ter., Madison, 53705 - property damage - \$1072.07.

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

106. [09819](#) Darla Saxby of American Family Insurance for T. & L. Hirsch, 14 N. Allen St., Madison, 53726 - vehicle damage - \$4,469.62.

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

107. [09820](#) Blattner, 2212 St. Paul Ave., Madison - property damage - \$406.25.

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

108. [09992](#) M. Simms, 5106 Comanche Way, Madison - personal injury - \$699.00.

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

ITEMS REFERRED TO THIS MEETING

ORDINANCES

109. [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

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

Enactment No: ORD-08-00055

RESOLUTIONS

110. [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

1 Registrant(s) in support wishing to speak.

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

Enactment No: RES-08-00489

111. [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

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

Enactment No: RES-08-00490

REPORTS

112. [05831](#) Report of Police Chief dated February 27, 2007 re: Sensitive Crimes Interview Procedures.

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

INTRODUCTION OF NEW BUSINESS FOR REFERRAL WITHOUT DEBATE - REFERRED ON A MOTION MADE BY ALD. BRUER, SECONDED BY ALD. CLEAR.

ORDINANCES

113. [10123](#) Creating Section 28.06(2)(a)3350. of the Madison General Ordinances rezoning property from PUD(SIP) Planned Unit Development Plan (Specific Implementation Plan) District to Amended PUD(GDP) Planned Unit Development (General Development Plan) District, and creating Section 28.06(2)(a)3351. of the Madison General Ordinances rezoning property from Amended PUD(GDP) Planned Unit Development (General Development Plan) District to Amended PUD(SIP) Planned Unit Development Plan (Specific Implementation Plan) District. Proposed Use: Construct 3 Multi-Family Buildings with 79 Apartments; 1st Aldermanic District: 1723 Waldorf Boulevard.

Sponsors: Common Council By Request

Due back at the 6/17/08 Common Council Meeting.

This Ordinance was Refer For Public Hearing to the PLAN COMMISSION, due back on 6/17/2008

114. [10124](#) Creating Section 28.06(2)(a)3352. of the Madison General Ordinances rezoning property from Temp A Agriculture District to PUD(GDP) Planned Unit Development (General Development Plan) District, and creating Section 28.06(2)(a)3353. 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: Construct Two Duplex Buildings; 18th Aldermanic District: 92 Golf Parkway.

Sponsors: Common Council By Request

Due back at the 6/17/08 Common Council Meeting.

This Ordinance was Refer For Public Hearing to the PLAN COMMISSION, due back on 6/17/2008

115. [10125](#) Creating Section 28.06(2)(a)3354. of the Madison General Ordinances rezoning property from PUD(SIP) Planned Unit Development Plan (Specific Implementation Plan) District to Amended PUD(GDP) Planned Unit Development (General Development Plan) District, and creating Section 28.06(2)(a)3355. of the Madison General Ordinances rezoning property from Amended PUD(GDP) Planned Unit Development (General Development Plan) District to Amended PUD(SIP) Planned Unit Development Plan (Specific Implementation Plan) District. Proposed Use: Construct 3 Single-Family Houses; 18th Aldermanic District: 1507 Burning Wood Way.

Sponsors: Common Council By Request

Due back at the 6/17/08 Common Council Meeting.

This Ordinance was Refer For Public Hearing to the PLAN COMMISSION, due back on 6/17/2008

116. [10126](#) Creating Section 2.27 of the Madison General Ordinances to Establish Rules for Common Council Action on Reports.

Sponsors: Judy Compton

This Ordinance was Refer to the COMMON COUNCIL ORGANIZATIONAL COMMITTEE

117. [10181](#) Amending Section 3.54(1)(o) of the Madison General Ordinances by deleting the classification of "Transit Office Manager" in Compensation Group 43, Range 11, and creating the classification of "Transit Office Manager" in Compensation Group 43, Range 12, thereof.

Sponsors: David J. Cieslewicz

Additional Referral(s): Personnel Board

This Ordinance was Refer to the BOARD OF ESTIMATES

118. [10225](#) Creating Section 28.06(2)(a)3356. of the Madison General Ordinances rezoning property from Temp A Agriculture District to PUD(GDP) Planned Unit Development (General Development Plan) District, and creating Section 28.06(2)(a)3357. of the Madison General Ordinances rezoning property from Temp A Agriculture District to R5 General Residence District, and creating Section 28.06(2)(a)3358. of the Madison General Ordinances rezoning property from Temp A Agriculture District to R2T Single-Family Residence District, and creating Section 28.06(2)(a)3359. of the Madison General Ordinances rezoning property from Temp A Agriculture District to C Conservancy District, and creating Section 28.06(2)(a)3360. of the Madison General Ordinances rezoning property from Temp A Agriculture District to R2Y Single-Family Residence District, and creating Section 28.06(2)(a)3361. of the Madison General Ordinances rezoning property from Temp A Agriculture District to R2Z Single-Family Residence District. Proposed Use: 287-Lot Residential Neighborhood Development; 9th Aldermanic District: 702 South Point Road.

Sponsors: Common Council By Request

Additional Referral(s): Long Range Transportation Planning Commission
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

RESOLUTIONS

119. [10034](#) Authorizing a three-year electric service agreement between the City and Madison Gas and Electric Company for the purchase of electricity at Monona Terrace, and establishing the ability for the electric service to be interrupted in exchange for a discounted rate.

Sponsors: David J. Cieslewicz

This Resolution was Refer to the BOARD OF ESTIMATES

120. [10058](#) Authorizing the Mayor and City Clerk to execute a partial release of a public sanitary sewer easement and accept a replacement sanitary sewer easement from 3800 East Washington Avenue, LLC, at 3801 E. Washington Avenue.

Sponsors: Joseph R. Clausius

Additional Referral(s): Plan Commission

This Resolution was Refer to the BOARD OF PUBLIC WORKS

121. [10076](#) Authorizing execution of a Municipal Revenue Sharing Agreement between the Town of Blooming Grove and the City of Madison.

Sponsors: David J. Cieslewicz

Additional Referral(s): Water Utility Board

This Resolution was Refer For Public Hearing to the BOARD OF ESTIMATES, due back on 6/3/2008

122. [10077](#) Submitting the name of Kevin R. Briski for confirmation of a five-year term as Parks Superintendent.
- Sponsors:** David J. Cieslewicz
- Due back at the 5/20/08 Common Council Meeting.
- This Resolution was Refer for Confirmation Hearing to the BOARD OF ESTIMATES, due back on 5/20/2008**
123. [10078](#) Submitting the name of David Gawenda for confirmation of a five-year term as City Treasurer.
- Sponsors:** David J. Cieslewicz
- Due back at the 5/20/08 Common Council Meeting.
- This Resolution was Refer for Confirmation Hearing to the BOARD OF ESTIMATES, due back on 5/20/2008**
124. [10183](#) Approving submission of a grant to the Wisconsin Office of Justice Assistance and approving acceptance upon award for Structural Collapse Training for the Fire Department Heavy Urban Rescue Team
- Sponsors:** Paul E. Skidmore and Lauren Cnare
- This Resolution was Refer to the BOARD OF ESTIMATES**
125. [10087](#) Authorizing the reinstatement, amendment and extension of the Advanced Life Support (ALS) intergovernmental agreement.
- Sponsors:** Lauren Cnare and Paul E. Skidmore
- This Resolution was Refer to the BOARD OF ESTIMATES**
126. [10100](#) Approving temporary construction work with associated noise impacts between the hours of 7:00 PM and 7:00 AM on East Washington Avenue, Aberg Avenue, STH 30, and Commercial Ave (East Washington Avenue Segment 4). (15th & 17th ADs)
- Sponsors:** Joseph R. Clausius and Larry Palm
- This Resolution was Refer to the BOARD OF PUBLIC WORKS**
127. [10121](#) Authorizing a Declaration of Change in Use from City park land to public street right-of-way for Willow Lane in the Highlands plat.
- Sponsors:** Mark Clear
- Additional Referral(s): Plan Commission, Board of Park Commissioners
- This Resolution was Refer to the BOARD OF PUBLIC WORKS**

128. [10137](#) Resolution that the position (#2785) of Transit Office Manager, in Compensation Group 43, Range 11, (occupied by A. Schroeder) in the permanent salary detail of the Metro Transit budget is repealed and recreated as a Transit Office Manager in Compensation Group 43, Range 12, thereof. Be it further resolved that the incumbent shall be reallocated to said position.

Sponsors: David J. Cieslewicz

Additional Referral(s): Personnel Board

This Resolution was Refer to the BOARD OF ESTIMATES

129. [10140](#) Resolution that the position (#3286) of Program Assistant 1, in Compensation Group 20, Range 11, (occupied by L. Starczewski) in the permanent salary detail of the Information Technology Department is repealed and recreated as a Program Assistant 2 in Compensation Group 20, Range 12, thereof. Be it further resolved that the incumbent shall be reallocated to said position.

Sponsors: David J. Cieslewicz

Additional Referral(s): Personnel Board

This Resolution was Refer to the BOARD OF ESTIMATES

130. [10158](#) Adopting a policy regarding the use of security cameras by City agencies and directing agencies which use cameras to file their policies with the City Clerk's Office by September 15, 2008.

Sponsors: Brenda K. Konkell and Marsha A. Rummel

Additional Referral(s): Public Safety Review Board

This Resolution was Refer to the COMMON COUNCIL ORGANIZATIONAL COMMITTEE

131. [10184](#) Authorizing an amendment to the contract with the City's independent auditors, Virchow Krause & Company, to provide for a fee increase resulting from an expansion of the audit scope for fiscal years 2007 and 2008.

Sponsors: David J. Cieslewicz

This Resolution was Refer to the BOARD OF ESTIMATES

132. [10199](#) Revising the 600 W. Main Street streetlight assessment district (RES-07-00594) to allow for installment payments. (4th AD)

Sponsors: Michael E. Verveer

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

This Resolution was Refer to a future Meeting to Adopt to the COMMON COUNCIL, due back on 5/20/2008

133. [10201](#) Revising the 6300-6500 Milwaukee Street streetlight assessment district (RES-07-00590) to allow for installment payments. (3rd AD)
- Sponsors:** Lauren Cnare
- Adopt at the 5/20/08 Common Council Meeting.
- This Resolution was Refer to a future Meeting to Adopt to the COMMON COUNCIL, due back on 5/20/2008**
134. [10202](#) Authorizing the Mayor and City Clerk to execute an amendment to the lease with Boys and Girls Club of Dane County, Inc. ("BGCDC") providing for a reduction in the area leased to BGCDC for parking lot purposes within the City greenway adjacent to BGCDC's property at 4619 Jenewein Road.
- Sponsors:** Brian L. Solomon
- Additional Referral(s): Plan Commission
- This Resolution was Refer to the BOARD OF PUBLIC WORKS**
135. [10204](#) Authorizing an amendment to the Metro Transit Advertising and Leased Space Policy to allow fully illustrated transit advertisements on Metro Coaches, not to exceed ten full wraps per year.
- Sponsors:** Jed Sanborn
- Additional Referral(s): Board of Estimates
- This Resolution was Refer to the TRANSIT AND PARKING COMMISSION**
136. [10207](#) Authorizing the execution of an easement to the County of Dane for public pedestrian/bicycle path purposes across lands within Glacier Crossing Park, located at 3702 Ice Age Drive.
- Sponsors:** Zachariah Brandon
- Additional Referral(s): Pedestrian/Bicycle/Motor Vehicle Commission, Plan Commission
- This Resolution was Refer to the BOARD OF PARK COMMISSIONERS**
137. [10216](#) Amending the 2008 Information Technology Capital Budget to add additional expenditure authority for the Enterprise Land and Asset Management system (budget project titled as "Enterprise Permit and Licensing Syst."). Further, amending the 2009 and 2010 Information Technology Capital Improvement Program for this project, and authorizing the Mayor and City Clerk to execute a contract with Accela, Inc.
- Sponsors:** David J. Cieslewicz, Mark Clear, Tim Bruer and Michael Schumacher
- This Resolution was Refer to the BOARD OF ESTIMATES**

138. [10221](#) Authorizing the Mayor and City Clerk to sign a contract with Springsted Inc., for independent financial advisory services for fiscal years 2008, 2009, 2010, with an option to extend the contract for two subsequent fiscal years 2011 and 2012.

Sponsors: David J. Cieslewicz

This Resolution was Refer to the BOARD OF ESTIMATES

139. [10240](#) Amending the 2008 Traffic Engineering budget in the amount of \$39,800 for Platinum Biking City Planning Committee projects, with the funds being transferred from pre-paid revenue.

Sponsors: Mark Clear

This Resolution was Refer to the BOARD OF ESTIMATES

140. [10285](#) Approving the 2008 Neighborhood Grants Program recommendations made by the Staff Review Team and authorizing the Planning Division Director, Comptroller and City Attorney to execute grant agreements on behalf of the City.

Sponsors: David J. Cieslewicz

This Resolution was Refer to the BOARD OF ESTIMATES

LICENSES

141. [10233](#) To grant Class A Liquor, Class A Beer, Class B Beer, Class B Combination Liquor & Beer, Class C Wine, Wholesale Beer 2008-2009 License Renewals with restrictions as previously approved and to include any change of corporate structure and amended conditions as set forth in the report.

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

This License was Refer For Public Hearing to the ALCOHOL LICENSE REVIEW COMMITTEE, due back on 6/3/2008

REPORTS

142. [10208](#) Lobbying Ordinance Activities.

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

This Report was Refer to a future Meeting to Accept to the COMMON COUNCIL, due back on 5/20/2008

PRESENTATION OF CLAIMS AGAINST THE CITY OF MADISON

CLAIMS - REFER TO RISK MANAGER

143. [10073](#) J. Williams for Genna's Cocktail Lounge, 635 Post Rd., Madison - property damage - \$675.05.
144. [10074](#) NOTICE OF CLAIM - Jeff Scott Olson, The Jeff Scott Olson Law Firm, for M. Dorland, 131 W. Wilson St., Ste. 1200, Madison - personal injury - amount to be determined.
145. [10168](#) A. Mueller, 3022 Manchester Rd., Madison - property damage - \$49.97.

THE FOLLOWING ITEM(S) WERE INTRODUCED FROM THE FLOOR ON APRIL 22, 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.

146. [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

INTRODUCTION OF ITEMS FROM THE FLOOR

147. [10345](#) Amending Sections 27.03(2) and 27.05(2)(v) of the Madison General Ordinances to expand the definition of "Graffiti," define "Movable Object," and expand the graffiti removal ordinance to include the requirement to remove graffiti from movable objects located on property.
- Sponsors:** Larry Palm, Lauren Cnare, Zachariah Brandon and Michael Schumacher

A motion was made by Ald. Palm, seconded by Ald. Bruer, to Refer to the BUILDING CODE, FIRE CODE AND LICENSING APPEALS BOARD. The motion passed by voice vote/other.

ADJOURNMENT

A motion was made by Ald. Bruer, seconded by Ald. Clear, to Adjourn at 9:50 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 May 9, 2008.

Ordinances published May 24, 2008.

MARIBETH WITZEL-BEHL, CITY CLERK