



# City of Madison

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

## Proceedings - Approved COMMON COUNCIL

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Tuesday, January 6, 2009

6:30 PM

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

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**Roll Call at 6:40 p.m., Mayor Cieslewicz in the Chair.**

**Late: Ald. Pham-Remmele (6:41 p.m.)**

**Present:** 20 -

Libby Monson; David J. Cieslewicz; Brenda K. Konkel; Lauren Cnare; 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 and Thuy Pham-Remmele

**Excused:** 1 -

Jed Sanborn

### 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. Bruer, seconded by Ald. Verveer, to Suspend the Rules. The motion passed by voice vote/other.**

### HONORING RESOLUTIONS

1. [13065](#) Commending Katherine (Kitty) H. Rankin for her contributions to the City of Madison's historic preservation program on the occasion of her retirement from public service.

**Sponsors:** David J. Cieslewicz and Common Council By Request

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

Enactment No: RES-09-00001

2. [13152](#) Honoring James Voss for his service to the City of Madison.

**Sponsors:** David J. Cieslewicz

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

Enactment No: RES-09-00002

#### **PETITIONS AND COMMUNICATIONS**

- [13199](#) Petition dated October 28, 2008 from residents of Wexford Village re: pedestrian crosswalk markings, crossing signs and other devices to make the intersection of Sawmill Road and North Westfield Road safe for pedestrians.

Additional Referral(s): Streets Division

**A motion was made by Ald. Skidmore, seconded by Ald. Bruer, to Refer to the Traffic Engineering Division. The motion passed by voice vote/other.**

#### **EARLY PUBLIC COMMENT**

#### **SPECIAL ORDER OF BUSINESS AT 6:45 PM**

#### **PRESENTATION OF CONSENT AGENDA**

At this time, a consent agenda will be moved with the recommended action listed for each item EXCEPT #: 26 and 35 on a motion made by Ald. Bruer, seconded by Ald. Verveer.

#### **PUBLIC HEARINGS - BEGIN AT 6:45 PM**

#### **REPORT OF ALCOHOL LICENSE REVIEW COMMITTEE**

3. [12166](#) Public Hearing - New License  
Cellar Enterprises LLC • dba State Street Gallery • 30% alcohol, 70% other  
109 State St • Agent: Christina Fenner • Estimated Capacity: 200  
Class B Combination Liquor & Beer  
Aldermanic District 04 (Alder Verveer) • Police Sector 405 • Density Area  
1 Registrant(s) in support not wishing to speak.

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

4. [12918](#) Public Hearing - New License  
Bradburys Coffee LLC • dba Bradburys • 10% alcohol, 90% food  
127 N Hamilton • Agent: Joshua Makoutz • Estimated Capacity: 15  
Class B Beer, Class C Wine  
Aldermanic District 04 (Alder Verveer) • Police Sector 406 • Density Area

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

5. [12922](#) Public Hearing - New License  
Nightingale Classic Enterprises Inc • dba Quiznos Sub • 10% alcohol, 90%  
food  
365 East Campus Mall Suite 222 • Agent: Thomas Klein • Estimated  
Capacity: 729  
Class B Beer  
Aldermanic District 08 (Alder Judge) • Police Sector 402 • Density Area  
1 Registrant(s) in support wishing to speak.

**A motion was made by Ald. Schumacher, seconded by Ald. Verveer, to Place On File Without Prejudice and Close the Public Hearing. The motion passed by voice vote/other.**

#### REPORT OF BOARD OF PUBLIC WORKS

6. [12798](#) Approving Plans, Specifications, And Schedule Of Assessments For Monona Drive Reconstruction Assessment District - 2009 and Determining a Public Purpose and Necessity and adopting a Relocation Order and Plat of Right-of-Way for the acquisition of Plat of land interests required for the Monona Drive Reconstruction Assessment District - 2009. (16th AD)

**Sponsors:** BOARD OF PUBLIC WORKS

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

Enactment No: RES-09-00003

7. [12799](#) Approving Plans, Specifications, And Schedule Of Assessments For Fox Avenue, Keyes Avenue, South Prospect Avenue, and Spooner Street Reconstruction Assessment District - 2009. (10th AD)

**Sponsors:** BOARD OF PUBLIC WORKS

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

Enactment No: RES-09-00004

8. [12800](#) Approving Plans, Specifications, And Schedule Of Assessments For West Gorham Street & North Broom Street Reconstruction Assessment District - 2009. (4th & 8th ADs)

**Sponsors:** BOARD OF PUBLIC WORKS

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

Enactment No: RES-09-00005

9. [12801](#) Approving Plans, Specifications, And Schedule Of Assessments For University Avenue & Campus Drive Pavement Rehab Assessment District - 2009. (5th & 11th ADs)

**Sponsors:** BOARD OF PUBLIC WORKS

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

Enactment No: RES-09-00006

10. [12802](#) Approving Plans, Specifications, And Schedule Of Assessments For University Avenue & West Gorham Street Reconstruction Assessment District - 2009. (4th, 5th & 8th ADs)

**Sponsors:** BOARD OF PUBLIC WORKS

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

Enactment No: RES-09-00007

11. [12803](#) Approving Plans, Specifications, And Schedule Of Assessments For South Mills Street Reconstruction Street Assessment District - 2009.

**Sponsors:** BOARD OF PUBLIC WORKS

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

Enactment No: RES-09-00008

12. [12927](#) Approving Plans, Specifications, And Schedule Of Assessments For South Few Street and Spaight Street Reconstruction Assessment District - 2009.

**Sponsors:** BOARD OF PUBLIC WORKS

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

Enactment No: RES-09-00009

13. [12928](#) Approving Plans, Specifications, And Schedule Of Assessments For Hoepker Road & American Parkway/Rattman Road Assessment District - 2009.

**Sponsors:** BOARD OF PUBLIC WORKS

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

Enactment No: RES-09-00010

#### REPORT OF PLAN COMMISSION

14. [11616](#) Creating Section 28.06(2)(a)3384. of the Madison General Ordinances rezoning property from C2 General Commercial District to C3 Highway Commercial District. Proposed Use: Construct a Honda Dealership Facility; 17th Aldermanic District: 5555 High Crossing Boulevard.

**Sponsors:** Common Council By Request

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

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

Enactment No: ORD-09-00001

15. [12299](#) SUBSTITUTE - Creating Section 28.06(2)(a)3391. of the Madison General Ordinances rezoning property from R6 General Residence District and C2 General Commercial District to PUD(GDP) Planned Unit Development (General Development Plan) District. Proposed Use: Demolish Former Union South for Future Construction of New Union South; 8th Aldermanic District: 1308 West Dayton Street.

**Sponsors:** Common Council By Request

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

**A motion was made by Ald. Judge, seconded by Ald. Verveer, to Adopt and Close the Public Hearing with the following clarification to the Planning Division's recommended conditions: allow for the demolition of Hi-Ray Hall prior to final approval of the Johnson Street vacation request. The motion passed by voice vote/other.**

Enactment No: ORD-09-00002

16. [12300](#) Creating Section 28.06(2)(a)3392. 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 Daycare Center; 1st Aldermanic District: 8133 Mansion Hill Avenue.

**Sponsors:** Common Council By Request

Adopt at the 1/20/09 Common Council Meeting.

**A motion was made by Ald. Bruer, seconded by Ald. Clear, to Rerefer for Recessed Public Hearing to the COMMON COUNCIL, due back on 1/20/2009. The motion passed by voice vote/other.**

**Excused:** 1 -

Jed Sanborn

**Ayes:** 12 -

Brenda K. Konkel; Lauren Cnare; Michael E. Verveer; Robbie Webber; Marsha A. Rummel; Eli Judge; Brian L. Solomon; Tim Gruber; Satya V. Rhodes Conway; Julia S. Kerr; Tim Bruer and Larry Palm

**Noes:** 7 -

Libby Monson; Paul E. Skidmore; Judy Compton; Joseph R. Clausius; Michael Schumacher; Mark Clear and Thuy Pham-Remmele

**Non Voting:** 1 -

David J. Cieslewicz

7 Registrant(s) in opposition wishing to speak; 1 Registrant(s) in support wishing to speak; 12 Registrant(s) in opposition not wishing to speak; 3 Registrant(s) in support not wishing to speak.

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

**A motion was made by Ald. Bruer, seconded by Ald. Verveer, to Take off the Table. The motion passed by voice vote/other.**

17. [12392](#) Amending Section 28.03(2) to add a definition of demolition and creating Section 28.12(12)(d)2. of the Madison General Ordinances to add an exemption for demolition permits.

**Sponsors:** Lauren Cnare and Tim Gruber

Additional Referral(s): Landmarks Commission, Plan Commission Subcommittee

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

18. [12473](#) Creating Section 28.06(2)(a)3394 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)3395 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: Remodel Existing Apartment Building and Construct New 16-Unit Apartment Building; 2nd Aldermanic District: 201-229 West Lakelawn Place.

**Sponsors:** Common Council By Request

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

19. [12482](#) Creating Section 28.06(2)(a)3393. of the Madison General Ordinances rezoning property from R4 General Residence District to C2 General Commercial District. Proposed Use: Convert Former Atwood Community Center into Restaurant with Residence Above; 6th Aldermanic District: 2425 Atwood Avenue.

**Sponsors:** Common Council By Request

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

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

Enactment No: ORD-09-00003

20. [12583](#) Creating Section 28.06(2)(a)3397. of the Madison General Ordinances rezoning property from M1 Limited Manufacturing District to R3 Single Family and Two-Family Residence District; 6th Aldermanic District: 1210 E Wilson Street.

**Sponsors:** Common Council By Request

Due back at the 1/20/09 Common Council Meeting.

**A motion was made by Ald. Bruer, seconded by Ald. Verveer, to Rerefer for Recessed Public Hearing to the PLAN COMMISSION, due back on 1/20/2009. The motion passed by voice vote/other.**

21. [12584](#) Creating Section 28.06(2)(a)3398. of the Madison General Ordinances rezoning property from C3 Highway Commercial District to R3 Single Family and Two-Family Residence District; 6th Aldermanic District: 1229 E Wilson Street.

**Sponsors:** Common Council By Request

Due back at the 1/20/09 Common Council Meeting.

**A motion was made by Ald. Bruer, seconded by Ald. Verveer, to Rerefer for Recessed Public Hearing to the PLAN COMMISSION, due back on 1/20/2009. The motion passed by voice vote/other.**

22. [12617](#) Creating Section 28.06(2)(a)3396. of the Madison General Ordinances rezoning property from M1 Limited Manufacturing District to R3 Single Family and Two-Family Residence District. 6th Aldermanic District: 1110 E Wilson Street.

**Sponsors:** Common Council By Request

Due back at the 1/20/09 Common Council Meeting.

**A motion was made by Ald. Bruer, seconded by Ald. Verveer, to Rerefer for Recessed Public Hearing to the PLAN COMMISSION, due back on 1/20/2009. The motion passed by voice vote/other.**

#### END OF PUBLIC HEARINGS

#### BUSINESS PRESENTED BY THE MAYOR

23. [12882](#) Report of the Mayor submitting citizen committee appointment (introduced 12-2-2008; action 1-6-2009).

**Sponsors:** David J. Cieslewicz

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

24. [13019](#) Report of the Mayor submitting citizen committee appointments (introduced 1-6-09; action 1-20-09).

**Sponsors:** David J. Cieslewicz

Confirm at the 1/20/09 Common Council Meeting.

**A motion was made by Ald. Bruer, seconded by Ald. Verveer, to Refer to a future Meeting to Confirm to the COMMON COUNCIL, due back on 1/20/2009. The motion passed by voice vote/other.**

#### BUSINESS PRESENTED BY THE PRESIDENT OF THE COMMON COUNCIL

25. [12413](#) SUBSTITUTE - Amending Section 12.1335 of the Madison General Ordinances to strike alternate side parking regulations from November 15 through March 15 and subsection (2) "snow emergency zone"; amending Sec. 12. 1335(4) of the Madison General Ordinances to create alternate side parking regulations during a declared snow emergency; repealing Secs. 12.1335(4)(c) and 12.1335(6) of the Madison General Ordinances and amending Sec. 1.08(3)(a) of the Madison General Ordinances to eliminate the bail deposit for Alternate Side Parking from November 15-March 15.
- Sponsors:** Robbie Webber, Brian L. Solomon, Brenda K. Konkol, Eli Judge, Satya V. Rhodes Conway and Michael E. Verveer
- Additional Referral(s): Public Safety Review Board
- A motion was made by Ald. Bruer, seconded by Ald. Verveer, to Refer to the BOARD OF ESTIMATES. The motion passed by voice vote/other.**
26. [12992](#) Amending the approved schedule of Common Council meeting dates and times in November 2009 and December 2009.
- Sponsors:** Tim Bruer and Mark Clear
- A motion was made by Ald. Bruer, seconded by Ald. Konkol, to Adopt. The motion passed by voice vote/other.**
- Enactment No: RES-09-00011

## REPORTS OF OFFICERS

### REPORT OF ALCOHOL LICENSE REVIEW COMMITTEE

27. [12260](#) Operator License Application  
Daniella Lopez - Establishment where employed: Blue Velvet Lounge
- A motion was made by Ald. Bruer, seconded by Ald. Verveer, to Place On File Without Prejudice. The motion passed by voice vote/other.**
28. [12544](#) Operator License Application  
Matthew Breunig - Establishment where employed: Azzalinos
- A motion was made by Ald. Bruer, seconded by Ald. Verveer, to Place On File Without Prejudice. The motion passed by voice vote/other.**
29. [12550](#) Operator License Application  
Reggie Huber - Establishment where employed: Stop and Go
- A motion was made by Ald. Bruer, seconded by Ald. Verveer, to Place On File Without Prejudice. The motion passed by voice vote/other.**

30. [12551](#) Operator License Application  
Kamchand Mathura - Establishment where employed: Wal-Mart
- A motion was made by Ald. Bruer, seconded by Ald. Verveer, to Place On File Without Prejudice. The motion passed by voice vote/other.**
31. [12909](#) 21+ Entertainment License  
RP Adler's LLC • dba RP Adler's Pub & Grill • Capacity: 228  
8202 Watts Rd • Agent: Randall P Adler Jr.  
Class B Combination Liquor & Beer • 40% alcohol, 60% food  
Aldermanic District 09 (Alder Skidmore) • Police Sector 129
- A motion was made by Ald. Bruer, seconded by Ald. Verveer, to Grant. The motion passed by voice vote/other.**
32. [12910](#) Change of Agent  
Team RnB Wisconsin LLC • dba Famous Dave's • 900 S Park St  
New Agent: Peter J Benedict  
Class B Combination Liquor & Beer • 5% alcohol, 95% food  
Aldermanic District 13 (Alder Kerr ) • Police Sector 306
- A motion was made by Ald. Bruer, seconded by Ald. Verveer, to Grant. The motion passed by voice vote/other.**

#### REPORT OF BOARD OF BUILDING CODE, FIRE CODE, AND LICENSING APPEALS

33. [12575](#) SECOND SUBSTITUTE - Creating Sec. 34.42, amending Sec. 27.05(2)(w) and creating Sec. 32.06(2)(a)1.j. of the Madison General Ordinances to govern installation and maintenance of smoke alarms in single-family dwellings, mobile homes, duplexes, multifamily dwellings, rooming houses, dormitories, residential buildings containing rooming units, and non-owner occupied single family residences.
- Sponsors:** Michael E. Verveer, Paul E. Skidmore, Brenda K. Konkkel and Julia S. Kerr
- Additional Referral(s): Public Safety Review Board, Housing Committee
- This Ordinance was Rerefer to the BUILDING CODE, FIRE CODE AND LICENSING APPEALS BOARD**
34. [12578](#) SUBSTITUTE - Adopting and confirming amendments to the Madison General Ordinances as set forth in attached Exhibit D pursuant to Sec. 66.0103, Wis. Stats. to create Chapter 40 - Elevator Code and to amend Sec. 29.18 renaming the Board of Building Code, Fire Code, and Licensing Appeals.
- Sponsors:** Michael Schumacher, Paul E. Skidmore and Michael E. Verveer
- A motion was made by Ald. Bruer, seconded by Ald. Verveer, to Refer to the BOARD OF ESTIMATES. The motion passed by voice vote/other.**

**REPORT OF BOARD OF ESTIMATES**

35. [11688](#) To authorize the Forestry Section of the Parks Division of the City of Madison to apply for and accept a 50% matching fund grant of \$25,000 under the Urban Forestry Grant Program to complete the tree inventory for the City of Madison in 2009. (Various ADs)

**Sponsors:** Michael Schumacher and Joseph R. Clausius

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

Enactment No: RES-09-00012

36. [12425](#) To authorize the Mayor and City Clerk to enter into a \$135,000 contract with Ken Saiki Design, Inc. for professional design services for the improvement of Elizabeth Link Peace Park, and increasing the budget authorization by \$35,000. (AD #8)

**Sponsors:** Michael E. Verveer and Eli Judge

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

**Excused:** 1 -

Jed Sanborn

**Ayes:** 19 -

Brenda K. Konkel; Lauren Cnare; 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 and Libby Monson

**Non Voting:** 1 -

David J. Cieslewicz

Enactment No: RES-09-00013

37. [12455](#) 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 2009.

**Sponsors:** Michael Schumacher, Satya V. Rhodes Conway and Joseph R. Clausius

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

Enactment No: RES-09-00014

38. [12533](#) To authorize the Mayor and City Clerk to enter into an agreement between the City of Madison and the Tenney-Lapham Corporation, Inc. for the transfer of funds for the design and construction of a new Tenney Park Shelter in 2009. (2nd A.D.)

**Sponsors:** Michael Schumacher and Joseph R. Clausius

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

Enactment No: RES-09-00015

39. [12563](#) To authorize the City to enter into a one (1) year agreement with the possibility of a two additional, one-year renewal terms with Madison Metropolitan School District for the non-exclusive use of city park land for adult baseball and softball programs by the Madison School Community Recreation. (Various AD's)

**Sponsors:** Joseph R. Clausius and Michael Schumacher

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

Enactment No: RES-09-00016

40. [12601](#) Authorizing the termination of an Easement for Public Bus Shelter and Bike Rack and accepting a grant of a Limited Non-Exclusive Access Easement for Municipal Transit Purposes (the "Access Easement") from Sherman Plaza, Inc. and authorizing funding of improvements within the Access Easement.

**Sponsors:** David J. Cieslewicz and Satya V. Rhodes Conway

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

Enactment No: RES-09-00017

#### REPORT OF BOARD OF PARK COMMISSIONERS

41. [12378](#) Approving new ten-year lease agreement between the City and the Mallards for use of Warner Park Stadium, approving agreement to fund improvements to Warner Park Stadium, and authorizing design expenditures.

**Sponsors:** David J. Cieslewicz, Satya V. Rhodes Conway and Michael Schumacher

1 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 voice vote/other.**

Enactment No: RES-09-00018

42. [12496](#) Authorizing the execution of an Underground Utility Easement to Charter Communications across a portion of Secret Places Park located at 6001 Sledding Parkway.

**Sponsors:** Judy Compton

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

Enactment No: RES-09-00019

#### REPORT OF BOARD OF PUBLIC WORKS

43. [12495](#) Declaring 4231 Sheffield Road and 4230 Milford Road as surplus to the needs of the Madison Sewer Utility. (10th AD)

**Sponsors:** Brian L. Solomon

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

Enactment No: RES-09-00020

44. [12632](#) Authorizing the Common Council to accept ownership from Allied Dunn's Marsh Neighborhood Association of a neighborhood entrance sign to be located within a public right-of-way at 2014 Allied Drive.

**Sponsors:** Brian L. Solomon

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

Enactment No: RES-09-00021

45. [12768](#) Authorizing the Mayor and City Clerk to execute a Cooperative Agreement 2009 Renewal with the Capital Area Regional Planning Commission for the investigation of water resources within the City of Madison through the Dane County Cooperative Water Resources Monitoring Program. Said Agreement renewal covers the period of 1/1/09 thru 12/31/09.

**Sponsors:** BOARD OF PUBLIC WORKS

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

Enactment No: RES-09-00022

46. [12815](#) Rescinding Legistar No. 12011, RES-08-00978, adopted 10/28/028 and Awarding Public Works Contract No.6250, Olbrich Boat Launch Dredging - 2008, to South Central Construction, Inc.
- Sponsors:** BOARD OF PUBLIC WORKS
- A motion was made by Ald. Bruer, seconded by Ald. Verveer, to Adopt. The motion passed by voice vote/other.**
- Enactment No: RES-09-00023
47. [12821](#) Improvements accepted for Annual Construction & Reconstruction of Concrete & Incidental Concrete Curb & Gutter Work Ordered (District 6, Ward 33) by the Common Council, Contract No. 5996. (6th AD)
- Sponsors:** BOARD OF PUBLIC WORKS
- A motion was made by Ald. Bruer, seconded by Ald. Verveer, to Adopt. The motion passed by voice vote/other.**
- Enactment No: RES-09-00024
48. [12849](#) Improvements accepted for Yahara River Parkway Path, Contract No. 5940.
- Sponsors:** BOARD OF PUBLIC WORKS
- A motion was made by Ald. Bruer, seconded by Ald. Verveer, to Adopt. The motion passed by voice vote/other.**
- Enactment No: RES-09-00025
49. [12859](#) Declaring the City of Madison's intention to exercise its police powers establishing the South Few Street and Spaight Street Reconstruction Assessment District - 2009. (6th AD)
- Sponsors:** BOARD OF PUBLIC WORKS
- A motion was made by Ald. Bruer, seconded by Ald. Verveer, to Adopt. The motion passed by voice vote/other.**
- Enactment No: RES-09-00026
50. [12907](#) Improvements accepted for Replacing Rolling Garage Doors, Contract No. 6243. (6th AD)
- Sponsors:** BOARD OF PUBLIC WORKS
- A motion was made by Ald. Bruer, seconded by Ald. Verveer, to Adopt. The motion passed by voice vote/other.**

Enactment No: RES-09-00027

51. [12920](#) Improvements accepted for Water Service Laterals by Private Contract to serve: 54-58 Farwell Street C.S.M. (6th AD)

**Sponsors:** BOARD OF PUBLIC WORKS

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

Enactment No: RES-09-00028

52. [12945](#) Awarding Public Works Contract No. 6132, Marston Avenue Reconstruction Assessment District - 2009.

**Sponsors:** BOARD OF PUBLIC WORKS

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

Enactment No: RES-09-00029

53. [12946](#) Awarding Public Works Contract No. 6309, Monona Terrace Chiller Replacement 2009.

**Sponsors:** BOARD OF PUBLIC WORKS

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

Enactment No: RES-09-00030

54. [12948](#) Improvements accepted for Fire Sprinkler Installation @ Fire Stations 1, 5 and 6, Contract No. 6083.

**Sponsors:** BOARD OF PUBLIC WORKS

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

Enactment No: RES-09-00031

55. [12949](#) Authorizing the Mayor and City Clerk to execute an Intergovernmental Agreement to fund a Joint Stormwater Management Construction and Improvement Program within Watersheds Draining to the University of Wisconsin - Madison Arboretum. (10th, 13th & 14th ADs)

**Sponsors:** BOARD OF PUBLIC WORKS

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

Enactment No: RES-09-00032

56. [12965](#) Improvements accepted for Water Main and Water Service Laterals by Private Contract to serve: Linden Park - Phase 5. (9th AD)

**Sponsors:** BOARD OF PUBLIC WORKS

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

Enactment No: RES-09-00033

57. [12967](#) Improvements accepted for Water Main and Water Service Laterals by Private Contract to Serve: Nelson's Addition to Rustic Acres. (3rd AD)

**Sponsors:** BOARD OF PUBLIC WORKS

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

Enactment No: RES-09-00034

58. [12968](#) Improvements accepted for Water Service Laterals by Private Contract to serve: Linden Park - Phase 2. (9th AD)

**Sponsors:** BOARD OF PUBLIC WORKS

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

Enactment No: RES-09-00035

59. [12971](#) Improvements accepted for Water Service Laterals by Private Contract to serve: Linden Park - Phase 4 .(9th AD)

**Sponsors:** BOARD OF PUBLIC WORKS

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

Enactment No: RES-09-00036

60. [12994](#) Accepting curb and gutter, sidewalk, and other public infrastructure improvements constructed by private contract for 401 North Third Street PUD (PDQ), Private Contract No. 2067. (2nd AD)

**Sponsors:** BOARD OF PUBLIC WORKS

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

Enactment No: RES-09-00037

61. [12996](#) Improvements accepted for Sidewalk & Curb & Gutter, Citywide Installation & Repair, Contract No. 5997. (Various ADs)

**Sponsors:** BOARD OF PUBLIC WORKS

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

Enactment No: RES-09-00038

62. [13009](#) Approving plans and specifications and authorizing the Board of Public Works to advertise and receive bids for 2009 Median Landscaping, Contract No. 6304. (Various ADs)

**Sponsors:** Thuy Pham-Remmele

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

Enactment No: RES-09-00039

63. [13011](#) Assessing Benefits - South Few Street and South Baldwin Street Reconstruction Assessment District - 2008. (6th AD)

**Sponsors:** BOARD OF PUBLIC WORKS

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

Enactment No: RES-09-00040

64. [13012](#) Assessing Benefits - 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. Verveer, to Adopt. The motion passed by voice vote/other.**

Enactment No: RES-09-00041

65. [13015](#) Improvements accepted for Water Main by Private Contract to serve: Heather Glen Replat - Phases 2A and 2B, Contract No. 2100. (7th AD)

**Sponsors:** BOARD OF PUBLIC WORKS

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

Enactment No: RES-09-00042

66. [13026](#) Authorizing the Mayor and City Clerk to enter into an agreement with Dane County, the Village of Shorewood Hills and the City of Middleton for the sharing of Engineering Design Costs for CTH MS/University Avenue between Allen Boulevard and Segoe Road.

**Sponsors:** Mark Clear and David J. Cieslewicz

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

67. [13027](#) Approving Addendum No. 1 to the *Contract for the Construction of Public Improvements That Will be Accepted by the City of Madison* for 333 West Washington Avenue (Hyatt Place Hotel) Contract No. 2179. (4th AD)

**Sponsors:** BOARD OF PUBLIC WORKS

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

Enactment No: RES-09-00043

68. [13030](#) Improvements accepted for Repairing & Sealing Pavement Cracks, Major Streets - 2008, Contract No. 6139. (Various ADs)

**Sponsors:** BOARD OF PUBLIC WORKS

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

Enactment No: RES-09-00044

69. [13049](#) Approving plans and specifications and authorizing the Board of Public Works to advertise and receive bids for Locker Room Remodel at Streets East Sycamore, Contract No. 6313. (17th AD)

**Sponsors:** BOARD OF PUBLIC WORKS

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

Enactment No: RES-09-00045

#### REPORT OF COMMON COUNCIL ORGANIZATIONAL COMMITTEE

70. [11888](#) SUBSTITUTE - Amending and repealing various sections of the Madison General Ordinances to correct inconsistencies and improper references in the Madison General Ordinances, constituting the 2008 City Attorney Reviser's Ordinance.

**Sponsors:** Common Council By Request

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

Enactment No: ORD-09-00004

71. [12443](#) SECOND SUBSTITUTE - That the City of Madison works with its 10 Sister City committees to strengthen and reinvigorate Sister City partnerships through the creation of an ad hoc governing committee designed to raise the profile and expand the benefits of these relationships.

**Sponsors:** Satya V. Rhodes Conway, David J. Cieslewicz, Tim Bruer, Marsha A. Rummel and Julia S. Kerr

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

Enactment No: RES-09-00046

#### REPORT OF HOUSING COMMITTEE

72. [12597](#) Authorizing the Mayor and the City Clerk to sign an agreement with Thomas LaFleur, his 2009 contract for professional services as Rent Abatement Hearing Examiner for the Building Inspection Division of the Department of Planning and Community and Economic Development.

**Sponsors:** Michael E. Verveer

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

Enactment No: RES-09-00047

73. [12600](#) Authorizing the Mayor and the City Clerk to sign an agreement with Thomas Boykoff, his 2009 contract for professional services as Rent Abatement Hearing Examiner for the Building Inspection Division of the Department of Planning and Community and Economic Development.

**Sponsors:** Michael E. Verveer

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

Enactment No: RES-09-00048

**REPORT OF PED BIKE MOTOR VEHICLE COMMISSION**

74. [12792](#) Amending Sections 12.132(559) and 12.132(607) of the Madison General Ordinances to modify parking on East Wilson Street.
- Sponsors:** Marsha A. Rummel
- A motion was made by Ald. Bruer, seconded by Ald. Verveer, to Adopt. The motion passed by voice vote/other.**
- Enactment No: ORD-09-00005
75. [12793](#) Creating Section 12.137(263) of the Madison General Ordinances to create two-hour parking on the north side of Wilson Street.
- Sponsors:** Marsha A. Rummel
- A motion was made by Ald. Bruer, seconded by Ald. Verveer, to Adopt. The motion passed by voice vote/other.**
- Enactment No: ORD-09-00006
76. [12851](#) Creating Section 12.132(689) of the Madison General Ordinances to prohibit parking at all times on both sides of a segment of Rieder Road.
- Sponsors:** Joseph R. Clausius
- A motion was made by Ald. Bruer, seconded by Ald. Verveer, to Adopt. The motion passed by voice vote/other.**
- Enactment No: ORD-09-00007
77. [12852](#) Creating Section 12.132(690) of the Madison General Ordinances to prohibit parking at all times on a segment of the east side of Melvin Court.
- Sponsors:** Larry Palm
- A motion was made by Ald. Bruer, seconded by Ald. Verveer, to Adopt. The motion passed by voice vote/other.**
- Enactment No: ORD-09-00008
78. [12853](#) Creating Section 12.132(691) of the Madison General Ordinances to prohibit parking at all times on the north side of Stephen Street.
- Sponsors:** Satya V. Rhodes Conway
- A motion was made by Ald. Bruer, seconded by Ald. Verveer, to Adopt. The motion passed by voice vote/other.**

Enactment No: ORD-09-00009

79. [12854](#) Creating Section 12.1332(66) of the Madison General Ordinances to prohibit parking except for common motor carriers on a segment of the north side of Harvey Street.

**Sponsors:** Tim Gruber

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

Enactment No: ORD-09-00010

80. [12855](#) Repealing Section 12.132(633) of the Madison General Ordinances to eliminate a segment of the north side of Harvey Street from the "Parking Prohibited At All Times" section.

**Sponsors:** Tim Gruber

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

Enactment No: ORD-09-00011

#### REPORT OF PLAN COMMISSION

81. [11792](#) Amending the Nelson Neighborhood Development Plan, a supplement to the City of Madison Comprehensive Plan, to revise the land use recommendation for a property located south of Nelson Road and High Crossing Boulevard from Office/Service to Retail/Service, and to revise the recommended alignments of planned future street extensions in this area.

**Sponsors:** Joseph R. Clausius

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

Enactment No: RES-09-00049

#### REPORT OF PUBLIC SAFETY REVIEW BOARD

82. [12596](#) Amending Sections 23.11(1)(a) and (b) of the Madison General Ordinances to modify the curfew hours for juveniles.

**Sponsors:** Jed Sanborn and Thuy Pham-Remmele

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

Additional Referral(s): Community Services Commission, Police Department

**A motion was made by Ald. Bruer, seconded by Ald. Verveer, to Refer to the EQUAL OPPORTUNITIES COMMISSION. The motion passed by voice vote/other.**

**REPORT OF RISK MANAGER**

83. [11922](#) S. Britt, 4123 Bruns Ave., 53714 - personal injury - \$326.21.
- A motion was made by Ald. Bruer, seconded by Ald. Verveer, to Disallow. The motion passed by voice vote/other.**
84. [12431](#) T. Murray, 29 Dixon St., Madison, 53704 - property damage - \$2,885.00.
- A motion was made by Ald. Bruer, seconded by Ald. Verveer, to Disallow. The motion passed by voice vote/other.**
85. [12528](#) E. Jordan, 3302 Leopold Way, # 207, Fitchburg, 53713 - vehicle damage - \$3,552.40.
- A motion was made by Ald. Bruer, seconded by Ald. Verveer, to Disallow. The motion passed by voice vote/other.**
86. [12725](#) T. Anderson, 145 Iota Ct., # 403, Madison (53703) - vehicle damage - \$717.40.
- A motion was made by Ald. Bruer, seconded by Ald. Verveer, to Disallow. The motion passed by voice vote/other.**
87. [12731](#) J. Conway, 802 E. 4th Ave., Brodhead (53520) - vehicle damage - \$8,000.00.
- A motion was made by Ald. Bruer, seconded by Ald. Verveer, to Disallow. The motion passed by voice vote/other.**
88. [12858](#) K. Schroader, TransPaC Solutions for S. Bartholow, 2602 Stevens St., Madison (53705) - property damage - \$2,601.34.
- A motion was made by Ald. Bruer, seconded by Ald. Verveer, to Disallow. The motion passed by voice vote/other.**
89. [12871](#) J. Tomcany, 5309 Fairway Dr., Madison (53711) - vehicle damage - \$365.14.
- A motion was made by Ald. Bruer, seconded by Ald. Verveer, to Disallow. The motion passed by voice vote/other.**

90. [12874](#) S. Wajda, 5611 Crestwood Pl., Madison (53705) - property damage - \$685.00.

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

91. [12875](#) R. Siddall, 3254 Bookham Dr., Sun Prairie (53590) - vehicle damage - \$640.77.

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

92. [12879](#) R. Krantz, The Neckerman Agency for Schmidt's Auto, Inc., 1621 Beld St., Madison (53715) - vehicle damage - \$2,014.10.

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

#### REPORT OF WATER UTILITY BOARD

93. [12286](#) Authorizing participation in the WisWarn Mutual Aid and Assistance Program and further authorizing the Mayor and City Clerk to sign the WisWarn Agreement (City-wide).

**Sponsors:** Lauren Cnare and Michael Schumacher

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

Enactment No: RES-09-00050

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

#### ORDINANCES

94. [12975](#) Amending Section 7.15(7) to increase the penalty for violations and amending Sec. 1.08(3) of the Madison General Ordinances to establish a bail deposit for a violation, relating to penalties for violating the tattooing and body-piercing regulations.

**Sponsors:** Lauren Cnare

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

95. [13081](#) Creating Section 20.08(9) of the Madison General Ordinances to establish the Northeast Neighborhood Sanitary Sewer Improvement Impact Fee and District.
- Sponsors:** Joseph R. Clausius
- Additional Referral(s): Board of Estimates, Plan Commission. Due back at the 2/24/09 Common Council Meeting.
- This Ordinance was Referred for Public Hearing to the BOARD OF PUBLIC WORKS, due back on 2/24/2009**
96. [13096](#) Creating Sec. 28.10(4)(d)34. of the Madison General Ordinances to make community gardens a conditional use in the M1 district.
- Sponsors:** Marsha A. Rummel
- Due back at the 2/3/09 Common Council Meeting.
- This Ordinance was Referred for Public Hearing to the PLAN COMMISSION, due back on 2/3/2009**
97. [13104](#) Repealing Section 28.085(d)4. and creating Section 28.085(c)8. of the Madison General Ordinances to change medical, dental and optical clinics from a conditional to a permitted use in the O-4 District.
- Sponsors:** Joseph R. Clausius
- Due back at the 2/3/09 Common Council Meeting.
- This Ordinance was Referred for Public Hearing to the PLAN COMMISSION, due back on 2/3/2009**
98. [13107](#) Creating Section 28.06(2)(a)3399 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)3400 of the Madison General Ordinances rezoning property from PUD(GDP) Planned Unit Development (General Development Plan) District to PUD(SIP) Planned Unit Development (Specific Implementation Plan) District. Proposed Use: Demolish medical office and construct mixed-use building with 42 apartments, office/retail space and a health club; 4th Aldermanic District: 425 West Washington Avenue.
- Sponsors:** Common Council By Request
- Due back at the 2/24/09 Common Council Meeting.
- This Ordinance was Referred for Public Hearing to the PLAN COMMISSION, due back on 2/24/2009**

99. [13109](#) Creating Section 28.06(2)(a)3401. 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)3402. 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)3403. of the Madison General Ordinances rezoning property from Temp A Agriculture District to C Conservancy District, and creating Section 28.06(2)(a)3404. of the Madison General Ordinances rezoning property from Temp A Agriculture District to PUD(GDP) Planned Unit Development (General Development Plan) District. Proposed Use: 105 Residential Lots and 5 Outlots; 3rd Aldermanic District: 6001 Milwaukee Street.

**Sponsors:** Common Council By Request

Due back at the 2/3/09 Common Council Meeting.

**This Ordinance was Referred for Public Hearing to the PLAN COMMISSION, due back on 2/3/2009**

100. [13110](#) Creating Section 28.06(2)(a)3405. of the Madison General Ordinances rezoning property from C3 Highway Commercial District and R5 General Residence District to PUD(GDP) Planned Unit Development (General Development Plan) District and creating Section 28.06(2)(a)3406. 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 mixed-use building with 65 apartments and 4,200 square feet of retail space; 8th Aldermanic District: 904 & 906 Regent Street; 909-913 College Court.

**Sponsors:** Common Council By Request

Due back at the 2/24/09 Common Council Meeting.

**This Ordinance was Referred for Public Hearing to the PLAN COMMISSION, due back on 2/24/2009**

101. [13112](#) Amending Sections 9.13(4)(s) and 9.13(6)(n) and creating Sec. 9.13(4)(v) to make noise restrictions applicable to all vendors city-wide.

**Sponsors:** Michael E. Verveer

**This Ordinance was Referred to the VENDING OVERSIGHT COMMITTEE**

102. [13113](#) Creating Section 12.127 of the Madison General Ordinances to create 20 minute parking zones from 8:00 a.m. to 6:00 p.m. on any day except Sundays and holidays; amending Sec. 12.141 to include Sec. 12.127 in the penalty section and amending Sec. 1.08(3)(a) to create a bail deposit for violations of 20 minute parking restrictions.

**Sponsors:** Robbie Webber

Additional Referral(s): Pedestrian/Bicycle/Motor Vehicle Commission

**This Ordinance was Referred to the TRANSIT AND PARKING COMMISSION**

## RESOLUTIONS

103. [12456](#) To authorize the Parks Superintendent to enter into an agreement with the Wisconsin Youth Company, Inc. for a special enclosed shelter permit for Elver Park Shelter #2 from December 2008 through March 2009.

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

Additional Referral(s): Board of Park Commissioners

**This Resolution was Referred to the BOARD OF ESTIMATES**

104. [12509](#) Directing the City Engineer and Traffic Engineer to prepare a preliminary design for the extension of an inter-municipal bikepath on the corporate limits of the Village of Shorewood Hills through Madison to the corporate limits of the City of Middleton. (11th & 19th ADs)

**Sponsors:** Mark Clear and Tim Gruber

Additional Referral(s): Pedestrian/Bicycle/Motor Vehicle Commission

**This Resolution was Referred to the BOARD OF PUBLIC WORKS**

105. [12564](#) To authorize the City to enter into a three (3) year agreement with the possibility of a three one-year renewal terms with Madison Metropolitan School District (MMSD) for the non-exclusive use of softball diamonds, baseball fields, soccer fields, tennis courts, golf courses, and cross-country courses in various City parks for MMSD athletic programs. (Various AD's)

**Sponsors:** Joseph R. Clausius and Michael Schumacher

Additional Referral(s): Board of Park Commissioners

**This Resolution was Referred to the BOARD OF ESTIMATES**

106. [13020](#) Approving the Mayor and Clerk to execute a contract for the MMRS-Medical Communications Interoperability Plan with L. Robert Kimball & Associates, Inc.

**Sponsors:** Paul E. Skidmore and Lauren Cnare

**This Resolution was Referred to the BOARD OF ESTIMATES**

107. [12988](#) Authorizing the Mayor and City Clerk to execute a contract with May Vang, LLC for Fire Department laundry services.

**Sponsors:** Paul E. Skidmore

**This Resolution was Referred to the BOARD OF ESTIMATES**

108. [13061](#) Amending the Fire Department 2009 Operating Budget to increase expenses by \$76,136, which is offset by revenue due to increased elevator inspections.

**Sponsors:** Paul E. Skidmore and Lauren Cnare

**This Resolution was Referred to the BOARD OF ESTIMATES**

109. [13050](#) Authorizing the Mayor and City Clerk to enter into an agreement with Dane County to provide \$19,300 in assistance to Metro Transit for transit information services, promotion efforts and operations for calendar year 2009, and \$12,900 to the Madison Area Transportation Planning Board (a Metropolitan Planning Organization) to support the County Specialized Transportation coordination activities for the calendar year 2009.

**Sponsors:** Robbie Webber

Additional Referral(s): Board of Estimates

**This Resolution was Referred to the TRANSIT AND PARKING COMMISSION**

110. [13068](#) To authorize the Mayor and City Clerk to sign and execute a three (3) year Renewal Agreement with Madison Football Club, Inc. for priority field scheduling at four (4) soccer fields at Reindahl Community Park in exchange for Madison Football Club, Inc. maintaining said fields.

**Sponsors:** Joseph R. Clausius and Michael Schumacher

**This Resolution was Referred to the BOARD OF PARK COMMISSIONERS**

111. [13076](#) Submitting the name of Timothy J. Cooley for confirmation of a five-year term as Economic Development Division Director.

**Sponsors:** David J. Cieslewicz

Due back at the 1/20/09 Common Council Meeting.

**This Resolution was Refer for Confirmation Hearing to the BOARD OF ESTIMATES, due back on 1/20/2009**

112. [13078](#) Authorizing the placement on the April 7, 2009 ballot of a binding referendum question relating to the conveyance of the Garver Feed Mill building and abutting lands to Common Wealth Development, Inc. or its assignees for the purpose of constructing an arts incubator and other associated improvements in Olbrich Park.
- Sponsors:** Marsha A. Rummel, Brenda K. Konkell, Julia S. Kerr, Paul E. Skidmore, Lauren Cnare and Joseph R. Clausius
- Additional Referral(s): Board of Estimates, Comptroller (for fiscal note)  
Due back at the 2/3/09 Common Council Meeting.
- This Resolution was Referred to the BOARD OF PARK COMMISSIONERS, due back on 2/3/2009**
113. [13079](#) To authorize the Mayor and City Clerk to enter into a three (3) year Agreement between the City of Madison and the Madison Metropolitan School District, Madison School & Community Recreation beginning May 1, 2009 and ending on September 30, 2011 for the operation of a Pontoon Boat Program for persons with disabilities. (AD 2)
- Sponsors:** Brenda K. Konkell, Joseph R. Clausius and Michael Schumacher
- This Resolution was Referred to the BOARD OF PARK COMMISSIONERS**
114. [13084](#) To authorize the Mayor and City Clerk to enter into a \$110,000 contract with Plunkett Raysich Architects for architectural services to complete the construction of the Tenney Park Shelter. (AD #2)
- Sponsors:** Brenda K. Konkell, Joseph R. Clausius and Michael Schumacher
- Additional Referral(s): Board of Public Works, Board of Park Commissioners
- This Resolution was Referred to the BOARD OF ESTIMATES**
115. [13088](#) To amend the 2008 Parks Division Capital Budget to include reimbursement from the trade-in and sale of Parks older equipment.
- Sponsors:** Joseph R. Clausius and Michael Schumacher
- Additional Referral(s): Board of Park Commissioners
- This Resolution was Referred to the BOARD OF ESTIMATES**
116. [13114](#) Approving \$250,000 in HOME funds for acquisition and/or rehabilitation of 11 units in the downtown YWCA of Madison building at 101 E. Mifflin Street in a manner that will address City, community and neighborhood development objectives.
- Sponsors:** Tim Bruer, Thuy Pham-Remmele and Marsha A. Rummel
- Additional Referral(s): Community Development Block Grant Commission
- This Resolution was Referred to the BOARD OF ESTIMATES**

117. [13133](#) To amend the 2008 Parks Division Capital Budget to accept reimbursement from the insurance fund for the replacement of irrigation controllers damaged by the high waters this past summer.

**Sponsors:** Judy Compton, Joseph R. Clausius and Michael Schumacher

Additional Referral(s): Board of Park Commissioners

**This Resolution was Referred to the BOARD OF ESTIMATES**

118. [13134](#) Accepting a 15-foot wide Public Sanitary Sewer Easement from Edyie Walther across property located at 5104 Spring Court.

**Sponsors:** Mark Clear

Additional Referral(s): Plan Commission

**This Resolution was Referred to the BOARD OF PUBLIC WORKS**

119. [13140](#) Authorizing the Mayor and City Clerk to execute an amendment to the lease with International Properties LLP for office space located at 2701 International Lane.

**Sponsors:** Joseph R. Clausius

**This Resolution was Referred to the BOARD OF ESTIMATES**

## **PRESENTATION OF CLAIMS AGAINST THE CITY OF MADISON**

### **CLAIMS - REFER TO RISK MANAGER**

120. [12986](#) B. Kruchten for Schmidt's Auto, Inc., 1621 Beld St., Madison, 53715 - vehicle damage - \$2,014.10.
121. [13025](#) L. Burmeister, 2117 Winnebago St., Madison, 53704 - property damage - \$200.00.
122. [13080](#) R. Quinn, 7132 Park Shores Ct., Middleton, 53562 - vehicle damage - \$749.70.
123. [13097](#) T. Polich, Clifford and Raihala, S.C., attorney for S. Freeman, 6818 Schroeder Rd., #1, Madison, 53711 - personal injury - \$50,000.00.

- 124. [13098](#) D. Kessler, 5008 Buckeye Rd., Madison, 53716 - vehicle damage - \$2164.04.
  
- 125. [13118](#) NOTICE OF CLAIM - L. McAllister, 9 Woodridge Ct., #8, Madison (53704) - property damage - amount ot be determined.
  
- 126. [13119](#) C. Pierce, 3610 Breckenridge Ct., # 20, Fitchburg, 53713 - vehicle damage - \$1,748.31.

**ANNOUNCEMENTS & INTRODUCTION OF ITEMS FROM THE FLOOR**

**ADJOURNMENT**

**A motion was made by Ald. Bruer, seconded by Ald. Verveer, to Adjourn at 8:27 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 January 9, 2008.

Ordinances published January 24, 2009.

MARIBETH WITZEL-BEHL, CITY CLERK