



City of Madison

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

Proceedings - Approved COMMON COUNCIL

This meeting can be viewed LIVE on Madison City Channel, cable channel 98, digital channel 994, or at www.madisoncitychannel.tv.

Tuesday, June 16, 2009

6:30 PM

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

Roll Call at 6:31 p.m., Mayor Cieslewicz in the Chair.

Late: Ald. Pham-Remmele (6:35 p.m.)

Present: 20 -

David J. Cieslewicz; Jed Sanborn; Bridget R. Maniaci; Lauren Cnare; Michael E. Verveer; Shiva Bidar-Sielaff; Marsha A. Rummel; Steve King; Bryon A. Eagon; Paul E. Skidmore; Brian L. Solomon; Chris Schmidt; Satya V. Rhodes-Conway; Julia S. Kerr; Larry Palm; Judy Compton; Joseph R. Clausius; Michael Schumacher; Mark Clear and Thuy Pham-Remmele

Excused: 1 -

Tim Bruer

OPENING REMARKS

SUSPENSION OF RULES

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

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

HONORING RESOLUTIONS

1. [14962](#) To declare the month of July as Parks and Recreation Month and to recognize the benefits that Madison parks provide for recreational opportunities.

Sponsors: Common Council By Request

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

Enactment No: RES-09-00552

2. [15043](#) Commending the Madison-Dane County Public Health Department, City Information Technology Department and City Document Services staff on their outstanding work in providing up-to-date and pertinent information relative to the H1N1 (Swine) influenza outbreak.
- Sponsors:** Lauren Cnare, David J. Cieslewicz, Tim Bruer, Mark Clear, Shiva Bidar-Sielaff, Joseph R. Clausius, Judy Compton, Bryon A. Eagon, Julia S. Kerr, Steve King, Bridget R. Maniaci, Larry Palm, Thuy Pham-Remmele, Satya V. Rhodes-Conway, Marsha A. Rummel, Jed Sanborn, Chris Schmidt, Michael Schumacher, Paul E. Skidmore, Brian L. Solomon and Michael E. Verveer

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

Enactment No: RES-09-00553

3. [15055](#) Acknowledging and commemorating Judy Hughes' more than 30 years of dedicated professional service in the City's Human Resources Department.
- Sponsors:** David J. Cieslewicz

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

Enactment No: RES-09-00554

PETITIONS AND COMMUNICATIONS - NONE RECEIVED.

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 #: 40, 59, and 100 on a motion made Ald. Clear, seconded by Ald. Verveer.

RECESSED PUBLIC HEARINGS - BEGIN AT 6:45 PM

4. [14452](#) Public Hearing - New License
R&T Enterprises LLC • dba JT Whitney's Pub & Brewery • 35% alcohol, 65% food, 5% Other
674 S Whitney Way • Agent: Richard Becker • Estimated Capacity: 410
Class B Combination Liquor & Beer & Wholesaler
Aldermanic District 19 (Alder Clear) • Police Sector 113
Grant at the 7/7/09 Common Council Meeting (contingent upon the Clerk's Office receiving a signed copy of the lease).
A motion was made by Ald. Clear, seconded by Ald. Verveer, to Rerefer for Recessed Public Hearing to the COMMON COUNCIL, due back on 7/7/2009. The motion passed by voice vote/other.
5. [14715](#) Approving plans and specifications and schedule of assessments - and authorizing the Board of Public Works to advertise and receive bids for the Sherman Terrace Condominium Association Water Main Replacement - 2009.
Sponsors: BOARD OF PUBLIC WORKS
1 Registrant(s) in support wishing to speak; 2 Registrant(s) in support not wishing to speak.
A motion was made by Ald. Clear, seconded by Ald. Maniaci, to Adopt and Close the Public Hearing. The motion passed by voice vote/other.
Enactment No: RES-09-00557

REPORT OF PLAN COMMISSION

6. [13256](#) SUBSTITUTE - Creating Section 28.06(2)(a)3411. of the Madison General Ordinances rezoning property from R4 General Residence District to PUD(GDP) Planned Unit Development (General Development Plan) District and creating Section 28.06(2)(a)3412. 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: Relocate existing 2-Unit Building, Construct Underground Parking and New 2-Unit; 6th Aldermanic District: 430-434 South Thornton Avenue, 1526 Jenifer Street and 433 Cantwell Court.
Sponsors: Common Council By Request
A motion was made by Ald. Clear, seconded by Ald. Verveer, to Rerefer for Recessed Public Hearing to the PLAN COMMISSION. The motion passed by voice vote/other.

7. [13259](#) SUBSTITUTE - Creating Section 28.06(2)(a)3413. of the Madison General Ordinances rezoning property from R4L Limited General Residence District and R4A Limited General Residence District to PUD(GDP) Planned Unit Development (General Development Plan) District and creating Section 28.06(2)(a)3414. 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: Relocated 2-Unit from South Thornton Avenue onto Vacant Property; 6th Aldermanic District: 1148 Jenifer Street.

Sponsors: Common Council By Request

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

8. [13963](#) Creating Section 28.06(2)(a)3425. of the Madison General Ordinances rezoning property from R5 General Residence District and C2 General Commercial to PUD(GDP) Planned Unit Development (General Development Plan) District and creating Section 28.06(2)(a)3426. 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 4 Buildings and Construct Mixed-Use Building with 26 Multi-family units and 11,700 Square-Foot Commercial Space; 12th Aldermanic District: 1900-1916 East Washington Avenue.

Sponsors: Common Council By Request

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

Adopt at the 7/21/09 Common Council Meeting.

A motion was made by Ald. Rhodes-Conway, seconded by Ald. Verveer, to Rerefer for Recessed Public Hearing to the COMMON COUNCIL, due back on 7/21/2009. The motion passed by voice vote/other.

PUBLIC HEARINGS - BEGIN AT 6:45 PM

REPORT OF BOARD OF PUBLIC WORKS

9. [14585](#) Approving Plans, Specifications, And Schedule Of Assessments For Femrite Drive and Marsh Road Reconstruction Assessment District - 2009. (16th AD)

Sponsors: BOARD OF PUBLIC WORKS

A motion was made by Ald. Clear, seconded by Ald. Compton, to Adopt and Close the Public Hearing. The motion passed by the following vote:

Excused: 1 -

Tim Bruer

Ayes: 18 -

Jed Sanborn; Bridget R. Maniaci; Lauren Cnare; Michael E. Verveer; Shiva Bidar-Sielaff; Marsha A. Rummel; Steve King; Bryon A. Eagon; Paul E. Skidmore; Brian L. Solomon; Chris Schmidt; Satya V. Rhodes-Conway; Julia S. Kerr; Larry Palm; Judy Compton; Joseph R. Clausius; Michael Schumacher and Mark Clear

Noes: 1 -

Thuy Pham-Remmele

Non Voting: 1 -

David J. Cieslewicz

Enactment No: RES-09-00558

10. [14718](#)

Approving Plans, Specifications, And Schedule Of Assessments For Blackhawk Road Assessment District - 2009.

Sponsors: BOARD OF PUBLIC WORKS

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

A motion was made by Ald. Clear, seconded by Ald. Compton, to Adopt and Close the Public Hearing. The motion passed by the following vote:

Excused: 1 -

Tim Bruer

Ayes: 18 -

Bridget R. Maniaci; Lauren Cnare; Michael E. Verveer; Shiva Bidar-Sielaff; Marsha A. Rummel; Steve King; Bryon A. Eagon; Paul E. Skidmore; Brian L. Solomon; Chris Schmidt; Satya V. Rhodes-Conway; Julia S. Kerr; Larry Palm; Judy Compton; Joseph R. Clausius; Michael Schumacher; Mark Clear and Jed Sanborn

Noes: 1 -

Thuy Pham-Remmele

Non Voting: 1 -

David J. Cieslewicz

Enactment No: RES-09-00559

REPORT OF PLAN COMMISSION

11. [14885](#)

Creating Section 28.06(2)(a)3437. of the Madison General Ordinances rezoning property from R6 General Residence District to C2 General Commercial District. Proposed Use: Rezoning to a Conforming Zoning District as Part of Change in Ownership; 2nd Aldermanic District: 214 North Hamilton Street.

Sponsors: Common Council By Request

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

A motion was made by Ald. Clear, seconded by Ald. Verveer, to Adopt and Close the Public Hearing. The motion passed by the following vote:

Excused: 1 -
Tim Bruer

Ayes: 18 -
Lauren Cnare; Michael E. Verveer; Shiva Bidar-Sielaff; Marsha A. Rummel; Steve King; Bryon A. Eagon; Paul E. Skidmore; Brian L. Solomon; Chris Schmidt; Satya V. Rhodes-Conway; Julia S. Kerr; Larry Palm; Joseph R. Clausius; Michael Schumacher; Mark Clear; Thuy Pham-Remmele; Jed Sanborn and Bridget R. Maniaci

Abstentions: 1 -
Judy Compton

Non Voting: 1 -
David J. Cieslewicz

Enactment No: ORD-09-00098

12. [14886](#) Creating Section 28.06(2)(a)3436. of the Madison General Ordinances rezoning property from PUD(GDP) Planned Unit Development (General Development Plan) District to PUD(GDP) Planned Unit Development (General Development Plan) District. Proposed Use: Re-Approving the GDP for Multi-Family Housing in the Village At Autumn Lake PUD; 17th Aldermanic District: 5922 Lien Road.

Sponsors: Common Council By Request

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

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

Enactment No: ORD-09-00099

END OF PUBLIC HEARINGS

BUSINESS PRESENTED BY THE MAYOR

13. [14896](#) Report of the Mayor submitting citizen committee appointments (introduced 6-2-2009; action 6-16-2009).

Sponsors: David J. Cieslewicz

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

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

Excused: 1 -
Tim Bruer

Ayes: 19 -
Michael E. Verveer; Shiva Bidar-Sielaff; Marsha A. Rummel; Steve King; Bryon A. Eagon; Paul E. Skidmore; Brian L. Solomon; Chris Schmidt; Satya V. Rhodes-Conway; Julia S. Kerr; Larry Palm; Judy Compton; Joseph R. Clausius; Michael Schumacher; Mark Clear; Thuy Pham-Remmele; Jed Sanborn; Bridget R. Maniaci and Lauren Cnare

Non Voting: 1 -

David J. Cieslewicz

14. [15025](#) Report of the Mayor submitting Alder committee appointments.

Sponsors: David J. Cieslewicz

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

15. [15030](#) Report of the Mayor submitting citizen committee appointments (introduced 6-16-2009; action 7-7-2009).

Sponsors: David J. Cieslewicz

Confirm at the 7/7/09 Common Council Meeting (2/3 vote required for Contracted Service Oversight Subcom., and Low-Income Bus Pass Program Comm).

This Appointment was Refer to a future Meeting to Confirm to the COMMON COUNCIL, due back on 7/7/2009

16. [15042](#) Amending Sec. 33.29 of the Madison General Ordinances to increase the citizen membership of the Madison Election Advisory Committee.

Sponsors: David J. Cieslewicz

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

Enactment No: ORD-09-00100

CONFIRMATION HEARING

REPORT OF BOARD OF ESTIMATES

17. [14857](#) Modifying the employment agreement of Alan C. Schumacher to include the duties of Public Works Team Leader and providing additional compensation for the performance of these additional duties.

Sponsors: David J. Cieslewicz

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

Enactment No: RES-09-00560

18. [14875](#) Confirming the re-appointment of Bradley J. Murphy to the position of Director of the Planning Division subject to the approval and execution of a five-year employment agreement.

Sponsors: David J. Cieslewicz

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

Enactment No: RES-09-00561

REPORTS OF OFFICERS

REPORT OF ALCOHOL LICENSE REVIEW COMMITTEE

19. [15090](#) Alcohol License Review Committee Report of Operator License Applications 6/10/09. See attached report for list of operators. Additional names to be distributed at the June 16 Common Council meeting.

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

REPORT OF MADISON'S CENTRAL BUSINESS IMPROVEMENT DISTRICT (BID) BOARD

20. [14874](#) Approving the Second Amendment to the 2009 Operating Plan for Madison's Central Business Improvement District (#1).

Sponsors: Michael E. Verveer

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

Enactment No: RES-09-00562

REPORT OF BOARD OF ESTIMATES

21. [14504](#) Amending the 2009 Monona Terrace Capital Budget to increase authorized funding by \$100,000 for the Rooftop Kiosk Capital Project.

Sponsors: Michael E. Verveer

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

Excused: 1 -
Tim Bruer

Ayes: 19 -

Shiva Bidar-Sielaff; Marsha A. Rummel; Steve King; Bryon A. Eagon; Paul E. Skidmore; Brian L. Solomon; Chris Schmidt; Satya V. Rhodes-Conway; Julia S. Kerr; Larry Palm; Judy Compton; Joseph R. Clausius; Michael Schumacher; Mark Clear; Thuy Pham-Remmele; Jed Sanborn; Bridget R. Maniaci; Lauren Cnare and Michael E. Verveer

Non Voting: 1 -

David J. Cieslewicz

Enactment No: RES-09-00563

22. [14516](#)

Approve Porchlight's request for \$239,255 in Home Match funds for 7 units in the form of a deferred loan secured by a mortgage, promissory note and Land Use Restriction Agreement (LURA) with a 15-year affordability requirement; authorize the Mayor and City Clerk to sign any agreements to effect such a change; agree to waive the CDBG Office 2009-2010 Program Funding Framework per unit limit and the loan-to-value ratio; and approve a 15-year forgivable loan with Porchlight for the outstanding CDBG Office investment \$200,200. The combined CDBG Office investment in the property will be \$439,455.

Sponsors: Shiva Bidar-Sielaff, Tim Bruer and Marsha A. Rummel

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

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

Enactment No: RES-09-00564

23. [14518](#)

Approve Porchlight's request for \$234,255 in Home Match funds for 6 units in the form of a deferred loan secured by a mortgage, promissory note and Land Use Restriction Agreement (LURA) with a 15-year affordability requirement; authorize the Mayor and City Clerk to sign any agreements to effect such a change; agree to waive the CDBG Office 2009-2010 Program Funding Framework per unit limit and the loan-to-value ratio; and approve a 15-year forgivable loan with Porchlight for the outstanding CDBG Office investment \$214,590. The total CDBG Office investment in this property will be \$448,845.

Sponsors: Shiva Bidar-Sielaff, Tim Bruer and Marsha A. Rummel

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

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

Enactment No: RES-09-00565

24. [14632](#) To amend the 2009 Capital Budget to accept the donation of funds and in kind donations for the design and construction of a plaza and installation of a pergola in Veterans Memorial Park.

Sponsors: Joseph R. Clausius, Judy Compton and Paul E. Skidmore

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

Excused: 1 -

Tim Bruer

Ayes: 19 -

Marsha A. Rummel; Steve King; Bryon A. Eagon; Paul E. Skidmore; Brian L. Solomon; Chris Schmidt; Satya V. Rhodes-Conway; Julia S. Kerr; Larry Palm; Judy Compton; Joseph R. Clausius; Michael Schumacher; Mark Clear; Thuy Pham-Remmele; Jed Sanborn; Bridget R. Maniaci; Lauren Cnare; Michael E. Verveer and Shiva Bidar-Sielaff

Non Voting: 1 -

David J. Cieslewicz

Enactment No: RES-09-00566

25. [14845](#) Recreating the Program Assistant 2 position in Information Technology as an Administrative Assistant and reallocating the incumbent to the new position.

Sponsors: David J. Cieslewicz

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

Enactment No: RES-09-00567

26. [14853](#) Approve the request of Movin' Out, Inc. to waive the CDBG Office 2009-2010 Program Funding Framework loan-to-value ratio and the per unit limit for projects at North Lawn Ave. and Stonebridge Condominiums.

Sponsors: Shiva Bidar-Sielaff, Tim Bruer and Marsha A. Rummel

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

Enactment No: RES-09-00568

27. [14855](#) Recreation of the vacant half-time position of Planning Systems Improvement Analyst (18-07) as a half-time Planning GIS Specialist (18-07) within the Department of Planning & Community & Economic Development.

Sponsors: David J. Cieslewicz

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

Enactment No: RES-09-00569

28. [14865](#) Retitling the “Warner Park Facility Manager” classification to “Parks Facilities Manager,” moving the new classification from CG18 Range 10 to CG 18, Range 11, and reallocating the incumbent to the new classification and pay range.

Sponsors: David J. Cieslewicz

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

Enactment No: RES-09-00570

29. [14899](#) Authorizing the Mayor, City Clerk and Chief of Police to accept the FY 2009 Recovery Act: Edward Byrne Memorial Justice Assistance Grant (JAG) award in the amount of \$907,829 and to utilize these funds to support several law enforcement initiatives.

Sponsors: David J. Cieslewicz

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

Enactment No: RES-09-00571

30. [14900](#) Amending Section 3.54(1)(b) of the Madison General Ordinances by deleting the classification of “Warner Park Facility Manager” in Compensation Group 18, Range 10 and creating the classification of “Parks Facilities Manager” in Compensation Group 18, Range 11, thereof.

Sponsors: David J. Cieslewicz

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

Enactment No: ORD-09-00101

31. [14904](#) SUBSTITUTE - Amending the 2009 Operating Budget of the Stormwater Utility to fund additional efforts related to the Yahara Lakes and authorizing the Mayor and City Clerk to enter into all agreements related to this initiative. ~~a design engineering contract with MSA Professional Services for completion of a floodplain study associated with the series of bridges on the Upper Yahara River at STH 113.~~

Sponsors: BOARD OF PUBLIC WORKS and Satya V. Rhodes-Conway

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

Enactment No: RES-09-00572

32. [14969](#) Authorizing the Mayor and other City officials to sign an amendment to the existing agreement with the Board of Regents of the University of Wisconsin System (UW) for the use of City fiber-optic communication strands.

Sponsors: David J. Cieslewicz, Mark Clear and Tim Bruer

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

Enactment No: RES-09-00573

REPORT OF BOARD OF PARK COMMISSIONERS

33. [14936](#) Authorizing the Mayor and City Clerk to execute a Use Agreement between the City and Mid-West Family Broadcasting, Inc. (Mid-West) for the July 3rd Woodman's Elver Park Fireworks; amending the 2009 City of Madison Parks Division Budget; and authorizing the Mayor and City Clerk to enter into an Agreement between the City and Bartolotta Fireworks Company, Inc. for the fireworks display at Elver Park.

Sponsors: Thuy Pham-Remmele, Jed Sanborn and David J. Cieslewicz

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

Enactment No: RES-09-00574

34. [14960](#) Authorizing the closure of Warner Park lagoon and its connecting waterway to Lake Mendota during 2009 Rhythm and Booms celebration. (12th AD)

Sponsors: Satya V. Rhodes-Conway, Michael Schumacher, Paul E. Skidmore and Joseph R. Clausius

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

Enactment No: RES-09-00575

35. [14961](#) To extend the closing hours at Warner Park to 11:30 p.m. on Saturday, June 27, 2009 for the 17th annual Rhythm & Booms Independence Day fireworks event. (12th AD)

Sponsors: Satya V. Rhodes-Conway, Michael Schumacher, Paul E. Skidmore and Joseph R. Clausius

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

Enactment No: RES-09-00576

REPORT OF BOARD OF PUBLIC WORKS

36. [14680](#) Improvements Accepted for Water Service Laterals by Private Contract to serve: Silicon Prairie Business Park - Phase II. (9th AD)

Sponsors: BOARD OF PUBLIC WORKS

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

Enactment No: RES-09-00577

37. [14841](#) Improvements Accepted for Goodman Community Pool - 2005 Contract #5850. (AD #13)

Sponsors: BOARD OF PUBLIC WORKS

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

Enactment No: RES-09-00578

38. [14843](#) Approving Plans and Specifications and Authorizing the Board of Public Works to Advertise and Receive Bids for the Installation of New 12" Water Main from Commercial Avenue to N. Thompson Drive. (3rd & 17th ADs)

Sponsors: BOARD OF PUBLIC WORKS

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

Enactment No: RES-09-00579

39. [14897](#) Approving plans and specifications for public improvements necessary for the project known as Park and Regent Redevelopment PUD and authorizing construction to be undertaken by the Developer, Private Contract No. 2223. (4th, 8th & 13th ADs)

Sponsors: BOARD OF PUBLIC WORKS

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

Enactment No: RES-09-00580

40. [14912](#) Approving Plans and Specifications and authorizing the Board of Public Works to advertise and receive bids for Contract No. 6035, University Research Park Path between Tocora Lane and Science Drive; also Accepting a Permanent Limited Easement for Pedestrian and Bicycle purposes and a Temporary Limited Easement for construction purposes from University Research Park, Inc. across Lot 4, University Research Park - University of Wisconsin, Madison property; also revising the "No Vehicular Access" restriction placed on the Plat of University Research Park - University of Wisconsin, Madison to say "No Vehicular Access by Motorized Vehicles. (20th AD)

Sponsors: BOARD OF PUBLIC WORKS

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

Excused: 1 -

Tim Bruer

Ayes: 18 -

Steve King; Bryon A. Eagon; Paul E. Skidmore; Brian L. Solomon; Chris Schmidt; Satya V. Rhodes-Conway; Julia S. Kerr; Larry Palm; Judy Compton; Joseph R. Clausius; Michael Schumacher; Mark Clear; Jed Sanborn; Bridget R. Maniaci; Lauren Cnare; Michael E. Verveer; Shiva Bidar-Sielaff and Marsha A. Rummel

Noes: 1 -

Thuy Pham-Remmele

Non Voting: 1 -

David J. Cieslewicz

Enactment No: RES-09-00596

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

Excused: 1 -

Tim Bruer

Ayes: 11 -

Paul E. Skidmore; Chris Schmidt; Julia S. Kerr; Larry Palm; Judy Compton; Joseph R. Clausius; Bridget R. Maniaci; Lauren Cnare; Shiva Bidar-Sielaff; Steve King and Bryon A. Eagon

Noes: 8 -

Brian L. Solomon; Satya V. Rhodes-Conway; Michael Schumacher; Mark Clear; Thuy Pham-Remmele; Jed Sanborn; Michael E. Verveer and Marsha A. Rummel

Non Voting: 1 -

David J. Cieslewicz

41. [14913](#) Approving plans and specifications and authorizing the Board of Public Works to advertise and receive bids for Waterways 2009, Contract No. 6315. (Various ADs)

Sponsors: BOARD OF PUBLIC WORKS

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

Enactment No: RES-09-00581

42. [14914](#) Approving a maintenance agreement for privately maintained improvements within the public right of way adjacent to 1022 W. Johnson Street. (8th AD)

Sponsors: BOARD OF PUBLIC WORKS

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

Enactment No: RES-09-00582

43. [14917](#) Authorizing and Mayor and the City Clerk to enter into a contract with Dane County for the sealcoating of unimproved streets. (Various ADs)

Sponsors: BOARD OF PUBLIC WORKS

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

Enactment No: RES-09-00583

44. [14919](#) Authorizing the Mayor and City Clerk to enter into an Intergovernmental Agreement for the construction of the Rolfsmeyer Road Sanitary Sewer. (14th AD)

Sponsors: BOARD OF PUBLIC WORKS

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

Enactment No: RES-09-00584

45. [14921](#) Improvements accepted for Alicia Ashman Library PV Installation 2008, Contract No. 6191.

Sponsors: BOARD OF PUBLIC WORKS

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

Enactment No: RES-09-00585

46. [14922](#) Improvements accepted for Kettle Pond Dredging, Contract No. 6058.

Sponsors: BOARD OF PUBLIC WORKS

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

Enactment No: RES-09-00586

47. [14923](#) Improvements accepted for Seminole Highway Street Assessment District - 2004, Contract No. 5637.

Sponsors: BOARD OF PUBLIC WORKS

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

Enactment No: RES-09-00587

48. [14924](#) Improvements accepted for Monona Terrace Community and Convention Center - 2009, Contract No. 6309.

Sponsors: BOARD OF PUBLIC WORKS

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

Enactment No: RES-09-00588

49. [14925](#) Assessing Benefits - Curb and Gutter in Conjunction with Resurfacing - 2008 Assessment District. (Various ADs)

Sponsors: BOARD OF PUBLIC WORKS

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

Enactment No: RES-09-00589

50. [14926](#) Authorizing the Mayor and City Clerk to execute an Amendment No. 3 to the present agreement between the City of Madison, State of Wisconsin Department of Transportation and HNTB Corporation, entitled, East Washington Avenue (Blair Street to Thierer Road), for additional services in connection with a Stimulus project.

Sponsors: BOARD OF PUBLIC WORKS

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

Enactment No: RES-09-00590

51. [14930](#) Improvements accepted for 2007 Resurfacing Various Streets; Grinding & Pulverizing, Contract No. 5994.

Sponsors: BOARD OF PUBLIC WORKS

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

Enactment No: RES-09-00591

52. [14934](#) Approving plans and specifications and authorizing the Board of Public Works to advertise and receive bids for Starkweather Creek Bank Improvements.

Sponsors: BOARD OF PUBLIC WORKS

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

Enactment No: RES-09-00592

53. [14948](#) Awarding Public Works Contract No. 6282, Marquette Street Reconstruction Assessment District - 2009.

Sponsors: BOARD OF PUBLIC WORKS

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

Enactment No: RES-09-00593

54. [14949](#) Awarding Public Works Contract No. 6305, Camden Road Street Assessment District - 2009.

Sponsors: BOARD OF PUBLIC WORKS

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

Enactment No: RES-09-00594

55. [14970](#) Authorizing the Mayor and City Clerk to enter into an agreement with Burse Surveying and Engineering, Inc. for surveying services for 2010 street and sewer reconstruction projects. (Various ADs)

Sponsors: BOARD OF PUBLIC WORKS

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

Enactment No: RES-09-00595

REPORT OF PLAN COMMISSION

56. [14245](#) Approving Certified Survey Map of the Roger and Nancy Greenwald property located at 6234 South Highlands Avenue, creating a deep residential lot. 19th Ald. Dist.

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

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

Enactment No: RES-09-00597

REPORT OF RISK MANAGER

57. [14752](#) M. DeVos, DeVos & Zerbst, S.C. for M. Doyle, 344 Island Dr., #12, Madison, 53705 - personal injury - \$270,331.20.

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

58. [14901](#) B. Hanson, 5306 E. Buckeye Rd., Madison, 53716 - vehicle damage - \$360.00.

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

REPORT OF SOLID WASTE ADVISORY COMMITTEE

59. [14564](#) **AMENDED** - Amending Section 10.18(7)(b)2., creating Sec. 10.18(7)(f), and amending Sec. 1.08(3)(a) to ban the disposal of non-contaminated recyclable plastic bags.

Sponsors: Judy Compton, David J. Cieslewicz, Brian L. Solomon, Bridget R. Maniaci, Michael E. Verveer and Mark Clear

A motion was made by Ald. Clear, seconded by Ald. Compton, to Adopt With Amendment(s) as follows: Add a new paragraph 6 to the new subsection 10.18(7)(f) stating: "6. Enforcement. No enforcement of this subdivision by the City will occur until the Streets Superintendent establishes a City-sponsored recycling program for non-contaminated recyclable plastic bags; such program shall be approved by the Common Council by resolution no later than September 1, 2009." The motion passed by the following vote:

Absent: 1 -
Thuy Pham-Remmele

Excused: 1 -
Tim Bruer

Ayes: 17 -
Bryon A. Eagon; Paul E. Skidmore; Brian L. Solomon; Chris Schmidt; Satya V. Rhodes-Conway; Julia S. Kerr; Larry Palm; Judy Compton; Joseph R. Clausius; Michael Schumacher; Mark Clear; Bridget R. Maniaci; Lauren Cnare; Michael E. Verveer; Shiva Bidar-Sielaff; Marsha A. Rummel and Steve King

Noes: 1 -
Jed Sanborn

Non Voting: 1 -
David J. Cieslewicz

Enactment No: ORD-09-00102

REPORT OF TRANSIT/ PARKING COMMISSION

60. [14889](#) Authorizing the Transit General Manager to file an application for a Section 5307, public transit capital, capital maintenance, and capital planning grant with U.S. Department of Transportation and authorizing the Mayor and the City Clerk to execute the associated grant agreement with USDOT and the associated 13 (c) agreement with Teamsters Local No. 695.

Sponsors: Brian L. Solomon and Chris Schmidt

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

Enactment No: RES-09-00598

61. [14890](#) Authorizing the Transit General Manager to file an application for a Section 5309 formula public transit capital grant with U.S. Department of Transportation and authorizing the Mayor and the City Clerk to execute the associated grant agreement with USDOT and the associated 13 (c) agreement with Teamsters Local No. 695.

Sponsors: Brian L. Solomon and Chris Schmidt

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

Enactment No: RES-09-00599

ITEMS REFERRED TO THIS MEETING

ORDINANCES

62. [14929](#) Amending Section 33.24(3)(g) of the Madison General Ordinances to allow the alternate on the Urban Design Commission to sit on other City committees.

Sponsors: Marsha A. Rummel

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

Enactment No: ORD-09-00103

REPORTS

63. [13531](#) Report from the Mayor submitting the affirmative action status of boards, commissions and committees.

Sponsors: David J. Cieslewicz

A motion was made by Ald. Clear, seconded by Ald. Verveer, to Place On File. The motion passed by voice vote/other.

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

ORDINANCES

- 64.** [15027](#) Creating Section 28.06(2)(a)3438. of the Madison General Ordinances rezoning property from Temp A Agriculture District to R1 Single-Family Residence District. Proposed Use: 21 Future Single-Family Lots and 1 Outlot; 1st Aldermanic District: 2055 Woods Road.

Sponsors: Common Council By Request

Due back at the 8/4/09 Common Council Meeting.

This Ordinance was Referred for Public Hearing to the PLAN COMMISSION, due back on 8/4/2009

- 65.** [15028](#) Creating Section 28.06(2)(a)3439 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)3440 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: PUD to Allow Additions and Renovations to an Existing Single-Family Residence and a Three-Unit Residence, Creating 7 Total Dwelling Units; 4th Aldermanic District: 115 & 117 South Bassett Street.

Sponsors: Common Council By Request

Due back at the 8/4/09 Common Council Meeting.

This Ordinance was Referred for Public Hearing to the PLAN COMMISSION, due back on 8/4/2009

- 66.** [15056](#) Amending Section 2.205 of the Madison General Ordinances to allow the President of the Common Council to appoint subcommittees to address issues of a temporary nature.

Sponsors: Tim Bruer

This Ordinance was Referred to the COMMON COUNCIL ORGANIZATIONAL COMMITTEE

67. [15064](#) Amending Section 23.40 of the Madison General Ordinances to declare ash trees infected with Emerald Ash Borer to be a public nuisance and to facilitate proper removal and disposal of any infected trees declared to be a public nuisance.

Sponsors: David J. Cieslewicz, Joseph R. Clausius and Michael Schumacher

This Ordinance was Referred to the BOARD OF PARK COMMISSIONERS

RESOLUTIONS

68. [13648](#) Authorizing the Mayor, City Clerk, and the Director of the Department of Civil Rights to enter into a contract with the U.S. Equal Employment Opportunity Commission to provide complaint processing services during Federal fiscal year 2009 with option periods for Federal fiscal years 2010 and 2011.

Sponsors: David J. Cieslewicz and Brian L. Solomon

This Resolution was Referred to the BOARD OF ESTIMATES

69. [14606](#) Approve satisfying six existing mortgages and promissory notes in the amount of \$127,956.50 that represent CDBG Office financed improvements at 101 E. Mifflin, create a new mortgage and promissory note for a combined \$377,956.50 to reflect the value of the old notes and the new \$250,000 loan approved by the CDBG Commission on 1/6/2009; and approve a waiver of the 2009-10 Program Funding Framework to reflect no shared appreciation on the new note.

Sponsors: Shiva Bidar-Sielaff, Tim Bruer and Marsha A. Rummel

This Resolution was Referred to the BOARD OF ESTIMATES

70. [14918](#) Authorizing the Mayor and the City Clerk to enter into an agreement with Edgewood College for the provision of free access by Edgewood students and employees to Metro Transit for fixed route and ADA paratransit services, with reimbursement per trip for the contract period.

Sponsors: Jed Sanborn, Chris Schmidt and Brian L. Solomon

Additional Referral(s): Board of Estimates

This Resolution was Referred to the TRANSIT AND PARKING COMMISSION

71. [14939](#) Authorizing specific projects in an application to the State of Wisconsin for Neighborhood Stabilization Program Funds and authorizing the Mayor and City Clerk to sign agreements with the State of Wisconsin and various agencies to implement the projects and amending the CDBG 2009 Adopted Operating budget to recognize \$1,098,634 in State Grant revenues and commensurate expenditure authority.

Sponsors: Shiva Bidar-Sielaff, Tim Bruer and Marsha A. Rummel

This Resolution was Referred to the BOARD OF ESTIMATES

72. [14968](#) Accepting a 2009 Assistance to Firefighters Grant if awarded from the Federal Emergency Management Agency, Department of Homeland Security (DHS).

Sponsors: David J. Cieslewicz, Paul E. Skidmore, Lauren Cnare and Shiva Bidar-Sielaff

This Resolution was Referred to the BOARD OF ESTIMATES

73. [14994](#) Authorizing amendments to the "Regulations Governing Vending on the State Street Mall/Capitol Concourse" to change the minimum number of Vending Oversight Committee members on the Food Review Panel from three to one.

Sponsors: Michael E. Verveer and Thuy Pham-Remmele

This Resolution was Referred to the VENDING OVERSIGHT COMMITTEE

74. [14996](#) Determining a Public Purpose and Necessity and adopting a Relocation Order for the acquisition of Plat of land interests required for the construction of Felland Road Sanitary Sewer Phase 2 and Stormwater Management Project near Felland Road / Burke Road / Wisconsin & Southern Railroad, located in that part of the South 1/2 of Section 23 and part of the North 1/2 of Section 26, all in Town 8 North, Range 10 East, Town of Burke, Dane County, Wisconsin. (17th AD)

Sponsors: Joseph R. Clausius

Additional Referral(s): Plan Commission

This Resolution was Referred to the BOARD OF PUBLIC WORKS

75. [15019](#) Accepting a 2008 Fire Prevention and Safety grant if awarded from Federal Emergency Management Agency (FEMA), Department of Homeland Security (DHS).

Sponsors: David J. Cieslewicz, Paul E. Skidmore, Lauren Cnare and Shiva Bidar-Sielaff

This Resolution was Referred to the BOARD OF ESTIMATES

76. [15060](#) Authorizing the Mayor and the City Clerk to execute an agreement between Madison and the Middleton Cemetery Association for modifying the access to the Middleton Cemetery due to CTH S and Junction Road/CTH M Construction. (9th AD)

Sponsors: Paul E. Skidmore

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

This Resolution was Referred to the BOARD OF PUBLIC WORKS

77. [15061](#) Amending Sections 23.07(10) and 24.12(8) of the Madison General Ordinances to increase penalty range amounts for Unlawful Trespass and Menacing or Aggressive Panhandling Prohibited.

Sponsors: Thuy Pham-Remmele and Paul E. Skidmore

Additional Referral(s): Equal Opportunities Commission

This Ordinance was Referred to the PUBLIC SAFETY REVIEW COMMITTEE

78. [15062](#) Adopting the Northeast Neighborhoods Development Plan as a supplement to the City of Madison Comprehensive Plan and authorizing the City's applications to amend the Central Urban Service Area as required to implement the development staging recommendations in the Northeast Neighborhoods Development Plan.

Sponsors: David J. Cieslewicz, Lauren Cnare and Joseph R. Clausius

Additional Referral(s): Long-Range Transportation Planning Commission, Board of Park Commissioners, Sustainable Design and Energy Committee

This Resolution was Referred to the PLAN COMMISSION

79. [15063](#) Authorizing staff to amend the Project Plan and Boundary to TID #39 (Stoughton Road) and authorizing staff to request an extra-territorial expenditure from the TIF Joint Review Board upon Common Council adoption of a Project Plan and Boundary and Amendment to TID #39.

Sponsors: Tim Bruer, Mark Clear and David J. Cieslewicz

Additional Referral(s): Board of Estimates

This Resolution was Referred to the PLAN COMMISSION

80. [15089](#) Vacation/Discontinuance of a portion of Wright Street from Mitchell Street north to previously vacated Miller Street, being located in part of the Southeast ¼ of the Northeast ¼ and part of the Northeast ¼ of the Northeast ¼ of Section 29, Town 08 North, Range 10 East, City of Madison, Dane County, Wisconsin, and authorizing the Mayor and City Clerk to accept a public easement from Dane County necessary to allow continued City of Madison access and any other incidental easement rights necessary to maintain the existing Lift Station No. 22 located at 2722 Wright Street as it remains in full operation. (17th AD)

Sponsors: Joseph R. Clausius

Additional Referral(s): Plan Commission
Due back at the 8/4/09 Common Council Meeting.

This Resolution was Referred for Public Hearing to the BOARD OF PUBLIC WORKS

81. [15099](#) Accepting the report and recommendations of the Common Council Organizational Committee Subcommittee to Review City Hiring Practices and Policies.

Sponsors: Michael Schumacher

Additional Referral(s): Personnel Board

This Resolution was Referred to the COMMON COUNCIL ORGANIZATIONAL COMMITTEE

82. [15106](#) Creating Section 8.24(1)(z) of the Madison General Ordinances to ban alcohol in Lake Edge Park unless a Parks Division alcohol permit is issued in conjunction with a shelter reservation.

Sponsors: Larry Palm, Joseph R. Clausius and Paul E. Skidmore

Adopt at the 7/7/09 Common Council Meeting.

This Ordinance was Refer to a future Meeting to Adopt to the COMMON COUNCIL, due back on 7/7/2009

LICENSES

83. [14976](#) Public Hearing - New License
Two Cool Kids LLC • dba Atomic Koi Cocktail Lounge • 90% alcohol, 10% food
3183 Muir Field Rd • Agent: Hawk Schenkel • Estimated Capacity: 150
Class B Combination Liquor & Beer
Aldermanic District 07 (Alder King) • Police Sector 121
Due back at the 7/7/09 Common Council Meeting.

This License was Referred for Public Hearing to the ALCOHOL LICENSE REVIEW COMMITTEE, due back on 7/7/2009

84. [14981](#) Public Hearing - New License
BEL Restaurant Group LLC • dba Tutto Pasta Cucina Italiana
20% alcohol, 80% food
107 King St • Agent: Brian Lamphier • Estimated Capacity: 120
Class B Combination Liquor & Beer
Aldermanic District 04 (Alder Verveer) • Police Sector 405 • Density Area
Due back at the 7/7/09 Common Council Meeting.
- This License was Referred for Public Hearing to the ALCOHOL LICENSE REVIEW COMMITTEE, due back on 7/7/2009**
85. [14984](#) Public Hearing - New License
Costamex Inc • dba Mundo Latino
807 S Gammon Rd • Agent: Evelyn Arteaga
Class A Beer
Aldermanic District 01 (Alder Sanborn) • Police Sector 123
Due back at the 7/7/09 Common Council Meeting.
- This License was Referred for Public Hearing to the ALCOHOL LICENSE REVIEW COMMITTEE, due back on 7/7/2009**
86. [14987](#) Public Hearing - New License
Fiesta Mexican Grill Inc • dba Fiesta Mexican Grill • 15% alcohol, 85% food
7001 Tree Ln #5 • Agent: Anita Mosqueda • Estimated Capacity: 95
Class B Combination Liquor & Beer
Aldermanic District 09 (Alder Skidmore) • Police Sector 125
Due back at the 7/7/09 Common Council Meeting.
- This License was Referred for Public Hearing to the ALCOHOL LICENSE REVIEW COMMITTEE, due back on 7/7/2009**
87. [14988](#) Public Hearing - New License
Hooters of East Madison LLC • dba Hooters of East Madison
28% alcohol, 69% food, 3% Other
2639 East Springs Dr • Agent: Phillip Bull • Estimated Capacity: 241
Class B Combination Liquor & Beer
Aldermanic District 17 (Alder Clausius) • Police Sector 517
Due back at the 7/7/09 Common Council Meeting.
- This License was Referred for Public Hearing to the ALCOHOL LICENSE REVIEW COMMITTEE, due back on 7/7/2009**
88. [14989](#) Public Hearing - New License
Riverbrew LLC • dba The Coopers Tavern • 40% alcohol, 60% food
20 W Mifflin St • Agent: Peter McElvanna • Estimated Capacity: 72
Class B Combination Liquor & Beer
Aldermanic District 04 (Alder Verveer) • Police Sector 406 • Density Area
Due back at the 7/7/09 Common Council Meeting.
- This License was Referred for Public Hearing to the ALCOHOL LICENSE REVIEW COMMITTEE, due back on 7/7/2009**

89. [14990](#) Public Hearing - New License
Fat Sandwich Company LLC • dba Fat Sandwich Company
2% alcohol, 97% food, 1% Other
555 State St • Agent: Adam Pearlman • Estimated Capacity: 72
Class B Beer
Aldermanic District 04 (Alder Verveer) • Police Sector 403 • Density Area
Due back at the 7/7/09 Common Council Meeting.

This License was Referred for Public Hearing to the ALCOHOL LICENSE REVIEW COMMITTEE, due back on 7/7/2009

90. [14991](#) Public Hearing - New License
Eno Vino LLC • dba Eno Vino • 50% alcohol, 50% food
601 Junction Rd • Agent: Sean Kennedy • Estimated Capacity: 172
Class B Combination Liquor & Beer
Aldermanic District 09 (Alder Skidmore) • Police Sector 128
Due back at the 7/7/09 Common Council Meeting.

This License was Referred for Public Hearing to the ALCOHOL LICENSE REVIEW COMMITTEE, due back on 7/7/2009

91. [15013](#) Public Hearing - Request to Transfer License
Cafe Porta Alba LLC • dba Cafe Porta Alba • 20% alcohol, 80% food
558 N Midvale Blvd • Agent: Vincent Pugliese • Estimated Capacity: 60
Class B Combination Liquor & Beer
Aldermanic District 11 (Alder Schmidt) • Police Sector 108
Due back at the 7/7/09 Common Council Meeting.

This License was Referred for Public Hearing to the ALCOHOL LICENSE REVIEW COMMITTEE, due back on 7/7/2009

92. [15098](#) Public Hearing - New License
HML LLC • dba Electric Earth Cafe • 20% alcohol, 80% food
546 W Washington Ave • Agent: Sean Lee • Estimated Capacity: 78
Class C Wine
Aldermanic District 04 (Alder Verveer) • Police Sector 404
Due back at the 7/7/09 Common Council Meeting.

This License was Referred for Public Hearing to the ALCOHOL LICENSE REVIEW COMMITTEE, due back on 7/7/2009

PRESENTATION OF CLAIMS AGAINST THE CITY OF MADISON

CLAIMS - REFER TO RISK MANAGER

93. [14967](#) J.C. Boll, Jr., Attorney for MG&E, P.O. Box 1231, Madison, 53701-1231 - vehicle damage - \$703.07.
94. [15044](#) A. Biba, 107 Glenn Dr., Cottage Grove, 53527 - vehicle damage - \$1,003.02.

95. [15045](#) D. Yallaly, 7833 Burle St., Madson, 53717 - vehicle damage - \$607.04.
96. 15046 R. Flippin, 680 W. Badger Rd., Madison, 53713 - vehicle damage - \$447.85.
97. [15080](#) MG&E, P.O. Box 1231, 53701 - property damage - \$3,990.85.

CLAIMS - REFER TO CITY ATTORNEY

98. [14946](#) Lommen, Abdo, Cole, King & Stagberg PA, attorney for ZipSort Inc., 1820 Wright St., Madison - excessive assessment - \$42,889.57.

THE FOLLOWING ITEM(S) WERE INTRODUCED FROM THE FLOOR ON JUNE 2, 2009, AND ARE ON THIS AGENDA PURSUANT TO SEC. 2.05(1)(B), MGO SOLELY FOR THE PURPOSE OF ADDITIONAL REFERRALS. (NOTE: NO ADDITIONAL REFERRALS WERE ADDED.)

99. [14931](#) East Wilson/Schley Pass/Dewey Court Neighborhood Conservation District Report.
Sponsors: Marsha A. Rummel
100. [15003](#) SUBSTITUTE - Accepting the continuing dispatch services from Dane County for City of Madison police, fire and ambulance services, agreeing to continue the terms of the current Agreement until a Scope of Services is in place, acknowledging the ongoing and collaborative work to develop a Scope of Services to be implemented by the Dane County Public Safety Communications Center and all user agencies of the Center, and reaffirming the City's interest in pursuing a countywide 311 or 311-style system.
Sponsors: David J. Cieslewicz

****ADDENDUM******LATE ITEMS****HONORING RESOLUTIONS**

101. [15117](#) Honoring and commending the UW Lifesaving Station for its 100 years of service to our community.
Sponsors: Bridget R. Maniaci, David J. Cieslewicz, Bryon A. Eagon, Chris Schmidt, Paul E. Skidmore, Mark Clear, Judy Compton, Michael E. Verveer, Steve King, Tim Bruer, Satya V. Rhodes-Conway, Shiva Bidar-Sielaff, Joseph R. Clausius and Lauren Cnare

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

Enactment No: RES-09-00555

102. [15128](#) Condemning hate speech and hate-motivated violence.

Sponsors: Brian L. Solomon

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

Enactment No: RES-09-00556

REPORT OF OFFICERS

REPORT OF MADISON ARTS COMMISSION

103. [14910](#) Establishing a Cultural Plan Steering Committee.

Sponsors: Michael E. Verveer, 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-09-00600

ANNOUNCEMENTS & INTRODUCTION OF ITEMS FROM THE FLOOR

104. [15137](#) ~~A Resolution indicating both the City of Madison's concern about the recent closure of the Catholic Multicultural Center and its interest in participating in the collaborative efforts with various parishes, religious organizations, social service providers and community groups to re-open the center and continue the related programs and services~~

SUBSTITUTE Appropriating \$13,500 from the Contingent Reserve to provide one-time funding in an amount equivalent to one (1) month salary and benefits for the three full-time administrative staff at the Catholic Mulicultural Center.

Sponsors: David J. Cieslewicz, Steve King, Shiva Bidar-Sielaff, Julia S. Kerr, Judy Compton and Tim Bruer

A motion was made by Ald. King, seconded by Ald. Clear, to Refer to the BOARD OF ESTIMATES. The motion passed by voice vote/other.

ADJOURNMENT

A motion was made by Ald. Clear, seconded by Ald. Verveer, to Adjourn at 9:03 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 June 17, 2009.

Ordinances published July 2, 2009.

MARIBETH WITZEL-BEHL, CITY CLERK